



**AGENDA
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
REGULAR MEETING
CITY HALL
FEBRUARY 18, 2020
7:00 PM**

- 1. Call to Order**
 - A. Pledge of Allegiance**
 - B. Roll Call**
- 2. Ceremonial Matters**
 - A. FFA Week Proclamation**
 - B. Tad Snell Service Award**
- 3. Public Participation**
- 4. Approval of Minutes**
 - A. Board of Aldermen - Regular Meeting - Feb 3, 2020 7:00 PM**
 - B. Board of Aldermen - Work Session - Feb 3, 2020 5:30 PM**
- 5. Agenda Items**
 - A. 2nd Annual Royal Regiment Band Competition**
 - B. Council Bill 005: A Resolution of the Board of Aldermen authorizing the city administrator to enter into an agreement with Powers Trenching and Excavating, Inc., for Constructing an Underdrain System on Twin Pines Road in the amount of \$31,674.57 and establishing an effective date.**
 - C. Council Bill 006: A Resolution of the Board of Aldermen authorizing the city administrator to enter into an agreement with Physio Control, Inc. for the purchase of one (1) Physio Control Lifepak 15, and (1) Lucas Chest Compression Device in the amount of \$25,232.54 , and establishing an effective date.**
 - D. Council Bill 019-2017: An Ordinance of the Board of Aldermen to Amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances Regarding Parking/No Parking on Elm Street between Price Street and Halsey Street**

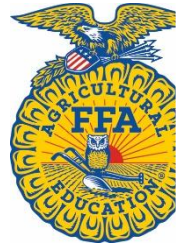
- E. Council Bill 47: SECOND READING AN ORDINANCE AUTHORIZING A VARIANCE FOR THE DEVELOPER OF THE HARRISONVILLE VILLAS A VARIANCE OF THE APPROVED SUBDIVISION PLAT BY NOT REQUIRING TIMBER DRIVE TO EXTEND TO THE WEST PROPERTY LINE**
- 6. Aldermen and Committee Reports**
- 7. Report from the City Administrator**
 - A. January 2020 Municipal Court Report**
- 8. Questions from the Media**
- 9. Adjourn From Regular Session**

Posted on City Hall Bulletin Board this 13th day of February, 2020

Randall K. Jones, City Clerk

The Board of Aldermen meeting is an open meeting but is not a meeting of the public. There is a place on the agenda for comments of citizens under PUBLIC PARTICIPATION. Our rule is that comments by any individual or group shall not exceed (4) minutes. The Board of Aldermen request that concerns be initially addressed at the appropriate action level before coming to the Board of Alderman

National FFA Week Proclamation



Whereas, FFA and agricultural education provide a strong foundation for the youth of America and the future of food, fiber and natural resources systems; and

Whereas, FFA promotes premier leadership, personal growth and career success among its members; and

Whereas, agricultural education and FFA ensure a steady supply of young professionals to meet the growing needs in the science, business and technology of agriculture; and

Whereas, the FFA motto — “Learning to Do, Doing to Learn, Earning to Live, Living to Serve” — gives direction and purpose to these students who take an active role in succeeding in agricultural education; and

Whereas, FFA promotes citizenship, volunteerism, patriotism and cooperation.

Therefore, I do hereby designate the week of Feb. 22-29, 2020, as National FFA Week.

February 18, 2020

Mayor Judy Bowman

Attachment: FFA Week Proclamation (FFA Week Proclamation)

Presented by the Mayor and the Harrisonville Board of Aldermen to

Tad Snell

In Grateful Appreciation for

20 Years

Of Dedicated Service to



February 18, 2020

Judy Bowman, MAYOR



DRAFT
MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
REGULAR MEETING
CITY HALL
FEBRUARY 3, 2020
7:00 PM

1. Call to Order

The meeting was called to order at 7:00 PM by Mayor Judy Bowman

A. Pledge of Allegiance

Attendee Name	Organization	Title	Status	Arrived
Mike Zaring	Harrisonville	Board Member	Present	7:05 PM
Dave Doerhoff	Harrisonville	Board Member	Excused	
Marcia Milner	Harrisonville	Board Member	Present	
Judy Reece	Harrisonville	Board Member	Present	
Clint Miller	Harrisonville	Board Member	Present	
David Dickerson	Harrisonville	Board Member	Present	
Gary Davidson	Harrisonville	Board Member	Present	
Matt Turner	Harrisonville	Board Member	Present	
Judy Bowman	Harrisonville	Mayor	Present	

Others in attendance were: City Attorney Alex Felzien, City Administrator Brad Ratliff, Police Chief John Hofer, Public Works Director Eric Patterson, IT Director Jeremy Smith, City Planner Roger Kroh, Public Information Officer/Deputy City Clerk Daniel Barnett and City Clerk Randall Jones, Recording.

2. Ceremonial Matters

Service Award for Tad Snell to be presented at the February 18, 2020 meeting.

3. Public Participation

None

4. Approval of Minutes

A. Board of Aldermen - Regular Meeting - Jan 21, 2020 7:00 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Gary Davidson, Board Member
SECONDER: Clint Miller, Board Member
AYES: Zaring, Milner, Reece, Miller, Dickerson, Davidson, Turner
EXCUSED: Dave Doerhoff

5. Agenda Items

A. BOA Ward 1 Appointment/Oath of Office

Mayor Bowman made recommendation that she would like to appoint Mike Zaring to the Ward 1 Alderman vacancy. A motion was made by Alderman Milner with a second by Alderman Davidson to accept the recommendation to appoint Mike Zaring as Ward 1 Alderman. Motion carried with all ayes. City Clerk Randall Jones administered the Oath of Office to Alderman Zaring.

B. A RESOLUTION OF THE BOARD OF ALDERMEN AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH ZONES FOR THE PURCHASE OF 13 PERSONAL COMPUTERS AND 4 LAP TOP COMPUTERS AND DOCKING STATIONS IN THE AMOUNT OF \$22,805.43, AND ESTABLISHING AN EFFECTIVE DATE.

Staff report presented by IT Director Jeremy Smith. Upon passage, Mayor Bowman designated it to be Resolution #2020-003.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Clint Miller, Board Member
SECONDER: Gary Davidson, Board Member
AYES: Zaring, Milner, Reece, Miller, Dickerson, Davidson, Turner
EXCUSED: Dave Doerhoff

C. Public Hearing Special Use Permit

Staff report presented by City Planner Roger Kroh. Alderman Davidson asked about potential North-bound I-49 traffic problems. Mayor Bowman asked about taking apart the cranes to transport and Roger Kroh answered there was one that they would transport that way. No citizen input. The public hearing was closed.

D. Council Bill No. AN ORDINANCE OF THE CITY OF HARRISONVILLE, CASS COUNTY, MISSOURI, GRANTING A 10-YEAR SPECIAL USE PERMIT FOR ALLEN ANDERSON, ANDERSON REAL PROPERTIES, LLC, PROPERTY OWNER, FOR A CONTRACTOR YARD FOR STORAGE OF CRANES, CRANE MATS, AND 40-FT STORAGE CONTAINERS AT 3001 CANTRELL ROAD, AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

Council Bill #004 was read for the first time by title only. A motion to suspend the rules and move Council Bill #004 to its second reading by Alderman Dickerson with a second by Alderman Miller. Motion carried. Roll call vote was taken: Alderman Zaring aye, Alderman Doerhoff absent/excused, Alderman Milner aye, Alderman Reece aye, Alderman Miller aye, Alderman Dickerson aye, Alderman Davidson aye, Alderman Turner aye. Having been read in title only twice upon passage, Mayor Bowman designated it to be Ordinance #3486.

RESULT: ADOPTED [UNANIMOUS]

MOVER:	David Dickerson, Board Member
SECONDER:	Clint Miller, Board Member
AYES:	Zaring, Milner, Reece, Miller, Dickerson, Davidson, Turner
EXCUSED:	Dave Doerhoff

6. Aldermen and Committee Reports

Alderman Turner attended the Super Bowl party at the Beck Event Space on Sunday.

Alderman Miller asked Eric Patterson, Public Works Director, for an update on the flooding problem and the possible warning system and meeting with the Department of Natural Resources. Mr. Patterson reported that they would be meeting with staff this next month.

Alderman Reece attended the Chamber Annual Banquet as well as the recent Employee Recognition Dinner. She extended congratulations to Jeremy Smith for receiving the Steven Rauscher Leadership Award as well as the Police Department for receiving the Department of the Year Award.

Alderman Milner attended the Chamber of Commerce Annual Banquet and received on behalf of the City, the 50-year Chamber membership award.

Alderman Zaring said thank you for the honor and privilege to serve the citizens of Harrisonville.

7. Report from the City Administrator

City Administrator Brad Ratliff gave an update regarding happenings from all departments over the past week. Highlights included: Public Works worked a power outage, Officer Steve Nichols retired on January 24th, the Police Department is providing off-duty officers at Eagle Creek Church at Millwalk Mall, EMT Classes are starting up, the Finance Department staff had in-house Incode training last week, reported KCADC possibly looking at development. He also reported that he has been visiting all the departments and going through daily operations.

Mayor Bowman shared a thank you note from the family of former Mayor Chuck Jones. She thanked Alderman Mike Zaring for carrying on the legacy of Chuck Jones and filling the vacancy in Ward 1. She also thanked Obie Carl and the Harrisonville Chamber of Commerce for recognizing the City at the annual Chamber Banquet and affirmed the value of the partnership between the Chamber and the City.

8. Questions from the Media

Brian Pulliam with the South Cass Tribune asked City Planner Roger Kroh the weight ratings for the I-49 Bridge that will be effected by the special use permit. Mr. Kroh said he would get that information to him.

9. Adjourn From Regular Session

A motion was made by Alderman Dickerson to adjourn with a second by Alderman Miller.
Motion carried. Meeting adjourned at 7:29 p.m.

Judy Bowman, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk

Minutes Acceptance: Minutes of Feb 3, 2020 7:00 PM (Approval of Minutes)



DRAFT
MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
WORK SESSION
CITY HALL
FEBRUARY 3, 2020
5:30 PM

1. Call to Order

The meeting was called to order at 5:30 PM by Mayor Judy Bowman

2. Present

Present were: Alderman Milner, Alderman Reece, Alderman Miller, Alderman Dickerson, Alderman Davidson, Alderman Turner and Mayor Bowman. Absent: Alderman Doerhoff - excused.

Others present were: City Attorney Alex Flezien, City Administrator Brad Ratliff, Police Chief John Hofer, Public Works Director Eric Patterson, Parks & Recreation Director Chris Deal, IT Director Jeremy Smith, Public Information Officer/Deputy City Clerk Daniel Barnett and City Clerk Randall Jones, Recording.

3. Discussion Items

A. North Lake D.O.C. Agreement

Staff report presented by Public Works Director Eric Patterson. He reported that the water lines have not been maintained since we switched water sources to Lake Harrisonville. In 1991, the City entered into an agreement with the Department of Conservation. Mr. Patterson gave suggestions of what could be done to continue with agreement. To reduce the size of the area being mowed/maintained, contract out the mowing, remove the existing bathroom facilities and just maintain the current parking lot area.

Jake Colehour with the Department of Conservation addressed the Mayor and Board of Aldermen. He stated that there are funds available for repairs and for stocking the lake. Mayor Bowman asked if they had similar agreements with other municipalities and he answered yes.

Alderman Dickerson asked Eric Patterson about doing away with the restrooms. Patterson said that people have been abusing it.

Alderman Reece voiced a concern about not providing a restroom.

Alderman Dickerson suggested possibly renting a port-a-potty on a seasonal basis especially during the summer months.

Minutes Acceptance: Minutes of Feb 3, 2020 5:30 PM (Approval of Minutes)

Jake Colehour with the Department of Conservation suggested getting volunteers to pick up the trash.

Mayor Bowman asked about a contract and Colehour replied he would prepare once he knows the City is in agreement.

City Administrator Brad Ratliff said the cost of a port-a-potty for the Farmer's Market was \$89 per month.

Alderman Milner suggested a fee for boating and Jake Colehour suggested making the fines high enough to get residents to comply.

Alderman Turner asked about the use of chemicals to get rid of the algae. Eric Patterson replied that the lake is not designated as a drinking water source, so it can be treated. Jake Colehour said that they could treat the lake if City provided the chemicals.

Alderman Milner asked about possible grants and the process of when they are approved and guaranteed.

Mayor Bowman asked Police Chief John Hofer about policing of the lake. He said they are not out there very often. He said some of the main problems are illegal drinking, drugs and dumping of trash.

Parks & Recreation Director Chris Deal agreed that the restrooms, trash and mowing were the main problems.

City Administrator Brad Ratliff said the City could contract the mowing and perhaps partner with the Cass County Sheriff's Office to help with the policing of the lake.

Alderman Turner said he had a resident voice concern over North Lake and the overall shape of the lake and the property.

Mayor Bowman asked about the condition of the dock and boat ramp. Eric Patterson replied they are both in good shape.

Mayor Bowman listed next steps were to find out the cost of mowing, cost of a Port-a Potty, the number of lake accesses for the lake, the costs now and the costs if we were living up to the agreement currently and also the cost of chemicals to treat the lake.

Mayor Bowman asked if it was the pleasure of the board to make the necessary changes and to enter into an agreement with the Department of Conservation. She also asked if it was the consensus to remove the restrooms now and enter into a new contract if costs are not too prohibitive. All were in agreement.

The work session was adjourned at 6:18 p.m.

Judy Bowman, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk



STAFF REPORT

TO: Board of Aldermen
FROM: John Hofer, Director
DATE: February 10, 2020
SUBJECT: 2nd Annual Royal Regiment Band Competition

Type of Item: *Approval*

Ben Johnson, Harrisonville High School Director of Bands, will be hosting 2nd Annual Royal Regiment High School Band Competition at Memorial Stadium on Saturday October 24th, 2020. The event is scheduled from 11:00 am until 6:00 pm and Mr. Johnson hopes to have between 10-14 bands and anticipates over three thousand spectators to attend throughout the day.

To accommodate this large crowd and to make sure the transition of bands goes efficiently Mr. Johnson is requesting the closure of two streets during the event. These streets are South Highland Street from Mechanic (Mo. Hwy. #7) to Washington Street and Finney Street in its entirety. Both of these closures are highlighted in yellow on the attached map. The street department will stage the necessary road closure materials in the area for the applicant to set-up when needed. If that changes the street will provide staffing to install the road closure material. Mr. Johnson has also requested the use of 50+ cones from the street department as well for the event.

Staff recommends approval for the closure of these roads as long as all state laws and city ordinances are followed.

A. Action Item (ID # 3450)

2nd Annual Royal Regiment Band Competition

Attachments:

Event Permit HHS Royal Regiment Comp. 2020 (PDF)

Band Comp Road Blocks 2020 (PDF)

SPECIAL EVENTS APPLICATION

A. **FILING PERIOD:** An application for an event permit shall be filed not less than seven (7) days prior to the meeting of the Board of Alderman at time applicant desires the issuance of a permit. Applicant must realize that, dependent upon the nature of the event and the scope of services being required of the City, the Board of Alderman may require additional time to review the permit application.

B. **CONTENTS:** The application for an event permit shall set forth the following information.

1. Organization: Harrisonville High School + Royal Guard Band Boosters
2. Name of Applicant: Ben Johnson
 Address: 1504 E Elm
 Phone: (417) 298-7678 Cell: same
3. Purpose of Event: Royal Regiment Invitational
4. Proposed date(s) and time(s) of Event: Oct 24th 2020
5. Location(s) where event will be held: Memorial Stadium
6. Anticipated crowd size: 3000 +
7. City services requested: (Please check all that apply) Provide detailed letter for these requests.

☐ Electricity	☒ Police Protection	☐ Traffic Control	☐ Ambulance Standby
☒ Cones	☒ Barricades	☐ Street or parking lot clean up	

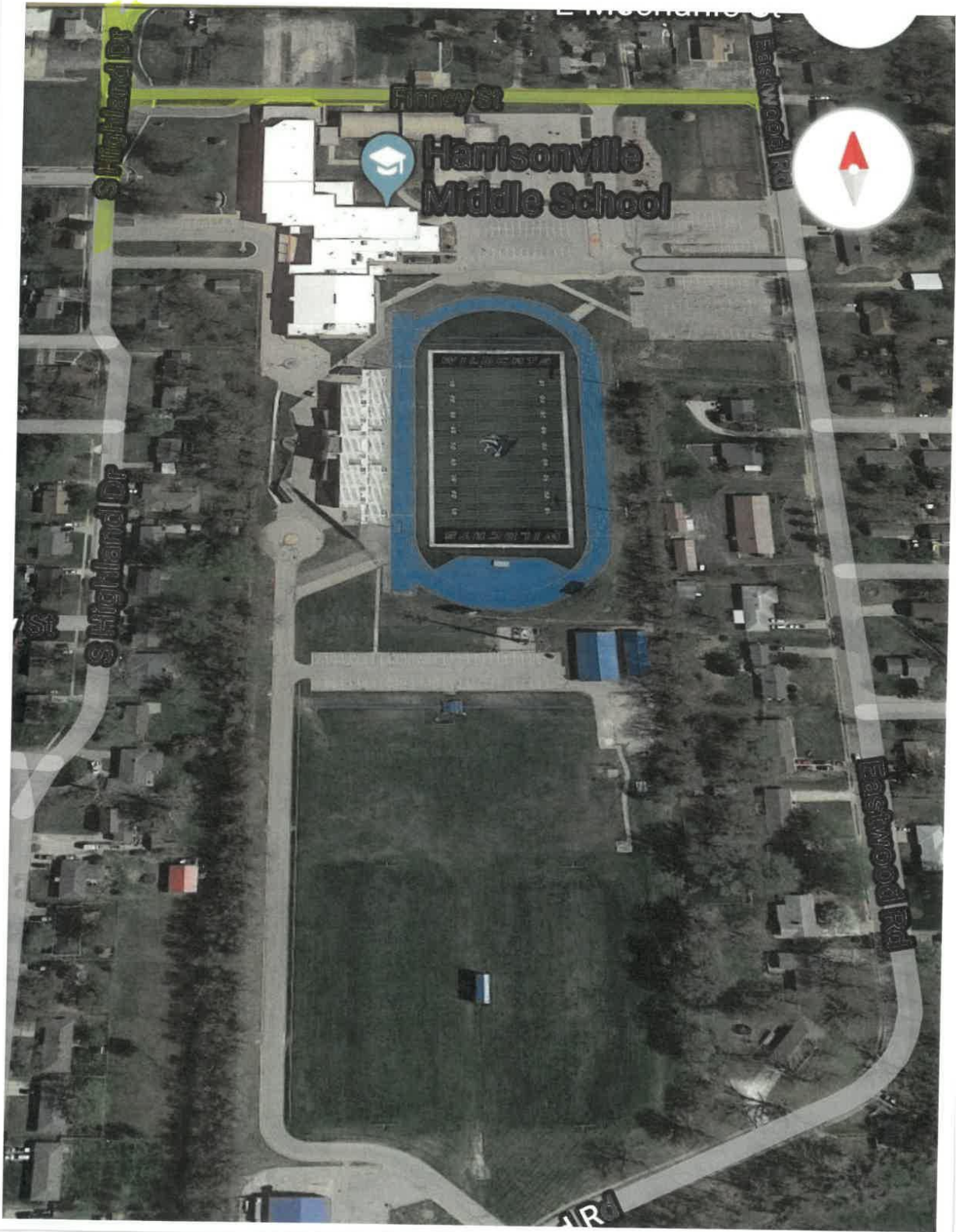
(SRO?)
50+
8. Any additional information: Close Finney and the north block of Highland (Washington to Mechanic) from 7:00 am to 8:00 pm

APPROVED this _____ day of _____, 20__

Chief of Police

City Clerk

Attachment: Event Permit HHS Royal Regiment Comp. 2020 (2nd Annual Royal Regiment Band Competition)



Attachment: Band Comp Road Blocks 2020 (2nd Annual Royal Regiment Band Competition)



STAFF REPORT

TO: Board of Aldermen
FROM: Eric Patterson, Director
DATE: February 11, 2020
SUBJECT: Twin Pines Underdrain

Type of Item: *Approval***Type of Item:**

Staff seeks Board approval to award and execute contract with Powers Trenching and Excavating, Inc. for the installation of an underdrain system to control groundwater along Twin Pines Road.

Issue:

This project will intercept and discharge surfacing groundwater to the ditch and away from residential dwellings with the construction of a gravity operated underdrain system.

Background:

City staff has designed and put to bid an underdrain system consisting of the installation of 267' of 6" diameter perforated plastic tubing, cleanouts, pavement replacement, an site restoration.

On December 12, 2019 competitive bids were received, opened, and tabulated as follows:

1	Powers Trenching and Excavating, Inc.	\$21,898.57
2	Breit Construction, LLC	\$29,569.00
3	Hettinger Excavating, LLC	\$31,480.00
4	Earthwork Enterprises, Inc.	\$40,635.24

Recommendations:

Staff has reviewed the submittals and background information for the low bidder and requests the Board approve the award and execution of a contract with Powers Trenching and Excavating, LLC for the construction of the Twin Pines Underdrain project for a price of \$21,898.57 and Change Order #1 in the amount of \$9,776.00 for a total Contract Price of \$31,674.57.

Council Bill No. 005

Resolution No.

A Resolution of the Board of Aldermen authorizing the city administrator to enter into an agreement with Powers Trenching and Excavating, Inc., for Constructing an Underdrain System on Twin Pines Road in the amount of \$31,674.57 and establishing an effective date.

WHEREAS, the City of Harrisonville ("City") will be constructing an Underdrain on Twin Pines Road;

WHEREAS, a notice was posted and bids were accepted from 4 contractors;

WHEREAS, the City advertised for bids and those bids were opened on December 12, 2019;

WHEREAS, Powers Trenching and Excavating, Inc. was determined to be the lowest and best bidder;

WHEREAS, this project is for constructing an Underdrain on Twin Pines Road;

WHEREAS, the Board of Aldermen have reviewed the bids presented and believe it to be in the best interests of the City to approve the low bid for the constructing an Underdrain on Twin Pines Road in the amount of \$31,674.57 with Powers Trenching and Excavating, Inc. of Harrisonville, Missouri;

NOW THEREFORE BE IT RESOLVED BY THE HARRISONVILLE BOARD OF ALDERMEN THAT:

Section 1: The City Administrator is hereby authorized and directed by the Board of Aldermen to enter into an agreement on behalf of the City of Harrisonville, Missouri, with Powers Trenching and Excavating, Inc. of Harrisonville, Missouri at a cost of \$31,674.57.

Section 2: That this resolution shall become effective immediately upon its passage and approval.

PASSED AND RESOLVED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Harrisonville, Missouri this 18th day of February 2020.

Judy Bowman, Mayor & Ex Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk

WITNESS my hand and seal this 18th day of February 2020



STAFF REPORT

TO: Board of Aldermen
FROM: Eric Myler, Fire Chief
DATE: January 22, 2020
SUBJECT: LIFEPAK 15 & LUCAS CHEST COMPRESSION DEVICE

Type of Item: *Approval*

Staff Report

Action Item: New Physio Control/Stryker Lifepak 15 Heart Monitor & Lucas Chest Compression Device.

History: Replacement of older LP15 and an additional Lucas Chest Compression Device to the fleet.

Currently we have 4 LP15 Heart monitors in service. 3rd Lucas Chest Compression Device would be an addition to the fleet.

We currently have one older version LP15 that has been in the service shop for right at around 4 months. I was contacted by Physio Control/Stryker and was told that this heart monitor is not repairable and they offered to replace the monitor with a new one with all the features of the older one at a discounted price of \$11,019.00. New Heart monitors cost in the area of \$27,000.00 so this was a large discount. This line item was approved as part of the 2020 Budget.

With all being said, there are funds left over from this purchase in the amount of \$15,981.00. The department would like to purchase an additional Lucas Chest Compression Device. We purchased two of these items in February 2019 after it was approved by City Council.

I have sent quotes out in the past and we would like to stay with what product we have currently without deviating from it. We have had great service and had great dependability of their products and over all very happy with them. Also there is really only one other vendor that sells heart monitors for EMS and that would be Zoll, Inc. their products are more expensive.

Request: With the total of both items under the \$27,000.00 that was budgeted for the heart monitor I would like to purchase both the new LP15 Heart Monitor and (1) Lucas Chest Compression Device in the amount of \$25,234.52 from Physio Control/Stryker.

Staff Recommendations: Purchase both listed items together.

NOTE: Physio Control, Inc merged with Stryker in 2018 and goes by both names. I refer to this in the staff report and identify them as Physio Control-Stryker, Inc.

Council Bill No. 006

Resolution No.

A Resolution of the Board of Aldermen authorizing the city administrator to enter into an agreement with Physio Control, Inc. for the purchase of one (1) Physio Control Lifepak 15, and (1) Lucas Chest Compression Device in the amount of \$25,232.54 , and establishing an effective date.

Whereas, the staff of City of Harrisonville, Missouri ("City") recommends that the Board of Alderman ("Board") approve the purchase of one (1) Physio Control-Stryker Lifepak 15 for the price of \$11,019.00 and (1) Lucas Chest Compression Devices for the price of \$14,215.52. Total price of \$25,234.52.

Whereas, the equipment will be used by the Harrisonville Emergency Services to put in service in the department's fleet;

Whereas, the City of Harrisonville has determined that Physio Control-Stryker, Inc. is the best vendor to provide the equipment to the City and approve the quotes which includes service and warranty for the lifetime of the equipment.

Whereas, the proposed purchase of the equipment was quoted from Physio Control-Stryker, Inc. and received on January 16th, 2020.

Whereas, the proposed equipment will replace an unrepairable Physio Control-Stryker Lifepak 15 currently out of service. Lucas Chest Compression Devices will be an addition to our equipment;

Whereas, the Board accepts the recommendation of staff with respect to the purchase of the equipment and finds it to be in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMAN OF THE CITY OF HARRISONVILLE, MISSOURI< AS FOLLOWS:

Section 1: That the City Administrator of the City of Harrisonville is hereby authorized and directed to enter into an agreement with Physio Control, Inc. for the purchase of one (1) Physio Control Lifepak 15, and (1) Lucas Chest Compression Device in the amount of \$25,232.54.

Section 2: That this resolution shall become effective immediately upon its passage and approval.

PASSED AND RESOLVED by the Board of Alderman and APPROVED by the mayor of the City of Harrisonville, Missouri this 18th day of February 2020.

Judy Bowman, Mayor and Ex-Officio
Chairman of the Board of Alderman

ATTEST:

Randall K. Jones, City Clerk

WITNESS my hand and seal this 18th day of February 2020



Replacement LP15

Quote Number: 10114826
 Version: 1
 Prepared For: HARRISONVILLE EMER SVCS
 Attn:

Remit to: P.O. Box 93308
 Chicago, IL 60673-3308
 Rep: Todd Tibbetts
 Email: todd.tibbetts@stryker.com
 Phone Number:

Quote Date: 01/16/2020
 Expiration Date: 04/15/2020

Delivery Address

Name: HARRISONVILLE EMER SVCS
 Account #: 1281817
 Address: 903 S COMMERCIAL ST
 HARRISONVILLE
 Missouri 64701-1655

End User - Shipping - Billing

Name: HARRISONVILLE EMER SVCS
 Account #: 1281817
 Address: 903 S COMMERCIAL ST
 HARRISONVILLE
 Missouri 64701-1655

Bill To Account

Name: HARRISONVILLE EMER SVCS
 Account #: 1281817
 Address: 903 S COMMERCIAL ST
 HARRISONVILLE
 Missouri 64701-1655

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99577-001957	LIFEPAK 15 V4 Monitor/Defib - Manual & AED, Trending, Noninvasive Pacing, SpO2, SpCO, NIBP, 12-Lead ECG, EtCO2, BT.	1	\$11,019.00	\$11,019.
2.0	41577-000288	Ship Kit -QUIK-COMBO Therapy Cable; 2 rolls100mm Paper; RC-4, Patient Cable, 4ft.; NIBP Hose, Coiled; NIBP Cuff, Reusable, adult; 12-Lead ECG Cable, 4-Wire Limb Leads, 5ft; 12-Lead ECG Cable, 6-Wire Precordial attachment	1	\$0.00	\$0.
3.0	99576-000063	LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device	1	\$13,275.80	\$13,275.
4.0	11576-000080	LUCAS 3 Battery - Dark Grey - Rechargeable LiPo	1	\$619.10	\$619.
5.0	11576-000071	LUCAS External Power Supply	1	\$320.62	\$320.
			Equipment Total:		\$25,234

Price Totals:

Grand Total: \$25,234

Prices: In effect for 60 days.

Terms: Net 30 Days

Ask your Stryker Sales Rep about our flexible financing options.

Attachment: Harrisonville replacement offer (LIFEPAK 15 & LUCAS CHEST COMPRESSION DEVICE)

**Replacement LP15**

Quote Number: 10114826
Version: 1
Prepared For: HARRISONVILLE EMER SVCS
Attn:

Remit to: P.O. Box 93308
Chicago, IL 60673-3308
Rep: Todd Tibbetts
Email: todd.tibbetts@stryker.com
Phone Number:

Quote Date: 01/16/2020
Expiration Date: 04/15/2020

AUTHORIZED CUSTOMER SIGNATURE

PENDING APPROVAL

Attachment: Harrisonville replacement offer (LIFEPAK 15 & LUCAS CHEST COMPRESSION DEVICE)

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule.

Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency.

Terms: Net 30 days. FOB origin. A copy of Stryker Medical's standard terms and conditions can be obtained by calling Stryker Medical's Customer Service at 1-800-Stryker.

In the event of any conflict between Stryker Medical's Standard Terms and Conditions and any other terms and conditions, as may be included in any purchase order or purchase contract, Stryker's terms and conditions shall govern.

Cancellation and Return Policy: In the event of damaged or defective shipments, please notify Stryker within 30 days and we will remedy the situation. Cancellation of orders must be received 30 days prior to the agreed upon delivery date. If the order is cancelled within the 30 day window, a fee of 25% of the total purchase order price and return shipping charges will apply.



STAFF REPORT

TO: Board of Aldermen
FROM: John Hofer, Director
DATE: February 7, 2020
SUBJECT: Elm Street Parking (Halsey to Price)

Type of Item: *Amendment*

In February of 2017 the school district and the Police Department requested that the parking on the North side of Elm Street between Halsey and Price Streets be prohibited between 7:00 am and 4:00 pm on school days. It was already no parking anytime on the south side of the street. After much discussion the Board of Alderman unanimously approved the no parking in this area with no time restrictions. See attached (Original) ordinance.

At the request of Former Mayor, Hasek this same issue was brought back before the Board of Alderman in July of 2017 and after discussion the ordinance was approved for no parking on the North side of Elm Street in this area between Halsey and Price Street between 11:00 am and 4:00 pm on school days. The school district and police department still recommended no parking from 7:00 am to 4:00 pm school days. This ordinance (3410 19-17) was approved by a vote of 4-3 with Mayor Hasek breaking the tie. See attached (Invalid) ordinance.

Following a discussion with City Attorney Steve Mauer, Mayor Bowman recently asked that this issue be brought back before the Board of Alderman. Five votes are required to pass an ordinance and the most recent ordinance only had four affirming votes. I have spoken with Assistant Cass R-IV Superintendent Jason Eggers, see attached letter, and he and staff continue to recommend no parking on the North side of Elm Street between Halsey and Price Street between 7:00 am and 4:00 pm on school days.

D. Action Item (ID # 3449)

An Ordinance of the Board of Aldermen to Amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances Regarding Parking/No Parking on Elm Street between Price Street and Halsey Street

WHEREAS, the City wishes to amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances concerning no parking zones on Elm Street between Price Street and Halsey Street,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

Section 1. Severability. If any section, subsection, sentence, clause, phase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 2. That Section 355.010 Schedule 2 of the Harrisonville Code of Ordinances is amended

to include the no parking restrictions as set forth in Section 3.

Section 3: That from and after the effective date of this ordinance, parking shall be permitted and/or prohibited as hereinafter described:

No Parking on the south side of Elm Street between Price Street and Halsey Street at all times, and No Parking on the north side of Elm Street between Price Street and Halsey Street on school days between the hours of 11:00 a.m. and 4:00 p.m.

Section 4. That the City Administrator is hereby directed to establish the necessary signs to advise the public of this ordinance.

Section 5. That any violation of this ordinance shall be punishable as provided by the Code of Ordinances, City of Harrisonville, Section 355.120.

Section 6. Effective Date. That this ordinance shall become effective immediately upon its passage and approval and the establishment of the signs provided for in Section 4 hereof.

Read one time by title only on February 18, 2020 and read for the second time by title only on . Vote taken as follows:

AYES:

NAYS:

ABSENT:

ABSTAIN: None

PASSED and ORDAINED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Harrisonville, Missouri this day of 2020.

Judy Bowman, Mayor and Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk

APPROVED by the Mayor this day of 2020

Attachments:

Elms Street Parking 2020 (JPG)

Original Ordinance Feb 2017 (PDF)

Invalid Ordinance 3410 Elm Street July 2017 (PDF)

Elm Street Parking - School Letter 2017 (PDF)

Elm Street Parking - School Letter 2020 (PDF)

Memo - Elm Street Parking 2.13.20 (PDF)

**SPEED
LIMIT
25**

**NO
PARKING
SCHOOL DAYS
11 A.M.
TO 4 P.M.**

Attachment: Elms Street Parking 2020 (Elm Street Parking (Halsey to Price))

City of
Harrisonville
STAFF REPORT

TO: Board of Aldermen
FROM: John Hofer, Director
DATE: June 13, 2017
SUBJECT: Parking Regulations on Elm Street (Price to Halsey)

Type of Item: *Approval*

At the February 21, 2017 Board of Aldermen meeting an ordinance was passed prohibiting parking on Elm Street between Price Street and Halsey Street. At a recent Board of Aldermen Mayor Hasek asked that this item be brought back for further discussion.

When this item was brought to the Public Safety Committee on January 12, 2017 and to the Board of Aldermen on February 21, 2017 the staff recommendation was for no Parking on the South side of Elm Street at all times and no parking on the North side of Elm street on school days between 7 am and 4 pm. Staff recommends this same proposal be adopted.

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

7/17/2017

Council Bill 043**Ordinance 3410 (19-17)**

An Ordinance of the Board of Aldermen to Amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances Regarding Parking/No Parking on Elm Street between Price Street and Halsey Street

WHEREAS, the City wishes to amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances concerning no parking zones on Elm Street between Price Street and Halsey Street,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

Section 1. Severability. If any section, subsection, sentence, clause, phase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 2. That Section 355.010 Schedule 2 of the Harrisonville Code of Ordinances is amended to include the no parking restrictions as set forth in Section 3.

Section 3: That from and after the effective date of this ordinance, parking shall be permitted and/or prohibited as hereinafter described:

No Parking on the south side of Elm Street between Price Street and Halsey Street at all times, and No Parking on the north side of Elm Street between Price Street and Halsey Street on school days between the hours of 11:00 a.m. and 4:00 p.m.

Section 4. That the City Administrator is hereby directed to establish the necessary signs to advise the public of this ordinance.

Section 5. That any violation of this ordinance shall be punishable as provided by the Code of Ordinances, City of Harrisonville, Section 355.120.

Section 6. Effective Date. That this ordinance shall become effective immediately upon its passage and approval and the establishment of the signs provided for in Section 4 hereof.

Read one time by title only on June 19, 2017 and read for the second time by title only on July 17, 2017. Vote taken as follows:

AYES: Aldermen Bockelman, Long, Turner and Mayor Hasek (breaking tie vote)

NAYS: Aldermen Bowman, Reece and Milner

ABSENT: Alderman Dickerson

ABSTAIN: None

PASSED and ORDAINED by the Board of Aldermen and **APPROVED** by the Mayor of the

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

City of Harrisonville, Missouri this 17th day of July 2017.



Brian Hasek, Mayor and Ex-Officio
Chairman of the Board of Aldermen

ATTEST:



Randall K. Jones, City Clerk

APPROVED by the Mayor this 17th day of July 2017

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

City of
Harrisonville
STAFF REPORT

TO: Board of Aldermen
FROM: Sheryl Stanley, Deputy City Clerk
DATE: February 13, 2017
SUBJECT: Parking on Elm Street near the High School

Type of Item: *Approval*

Type of Item: *Amendment to the Ordinance*

Issue: Safety concern regarding the parking on Elm Street near high School.

Background: The Harrisonville Cares Coalition has identified the parking in the area of the Harrisonville High School as an area of concern. These identified concerns were brought forward to the Public Safety Committee with their recommendation that these concerns be brought forward to the Board of Alderman at their next meeting. Those recommendations for Elm Street are as follows:

In the area of the High School from Price Street east to Mechanic Street will be designated as No Parking and No Standing at all times on the south side of the street. It currently is No Parking from 9:00 am until 2:00 pm. On the north side (High School side) of the street, Elm Street will be designated No Parking at all times from the Tri-Cor Building to the stop sign at the intersection of Elm and Price Streets.

The area of Elm Street immediately south of Price Street to Halsey Street, will be designated No Parking on the South side of the street at all times and **No Parking on the North (curbed) side** from 7 a.m. until 4 p.m. on school days.

Letters to the residents in the area were mailed on Monday January 30, 2016 advising them of the proposed changes and Board of Alderman meeting.

Recommendation: Although there has not been a significant amount of accidents in the area of concern but I feel the if it is left unchanged it will just be a matter of time before we incur a significant problem. The volume of traffic in the area before and after school is significant to support the change. The High School will begin a new traffic pattern for pick up on February 2, 2017 and these new parking safety regulations will mesh with the traffic pattern perfectly. Staff recommends approval for these new parking regulations. Please contact me at the office if you have any questions or concerns regarding these new regulations.

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

2/21/2017

Council Bill No. 010, Ordinance 3399 (08-17)**Ordinance No. 0168-17****AN ORDINANCE AMENDING SECTION 355.010, SCHEDULE 2, OF THE
HARRISONVILLE CODE OF ORDINANCES REGARDING PARKING/NO
PARKING ON ELM STREET**

WHEREAS, the City Staff evaluated the parking restrictions along Elm Street in the vicinity of Harrisonville High School; and

WHEREAS, the Board of Aldermen finds and declares that no parking zones shall be established in the following locations set out below for the purpose of securing and promoting the public safety, health, and general welfare of persons in the City of Harrisonville.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

Section 1. Severability. If any section, subsection, sentence, clause, phase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 2. That Section 355.010 Schedule 2 of the Harrisonville Code of Ordinances is amended to include the no parking restrictions as set forth in Section 3.

Section 3: That from and after the effective date of this ordinance, parking shall be prohibited as hereinafter described:

No Parking on either side of Elm Street from Price Street to Halsey Street.

Section 4. That the City Administrator is hereby directed to establish the necessary signs to advise the public of this ordinance.

Section 5. That any violation of this ordinance shall be punishable as provided by the Code of Ordinances, City of Harrisonville, Section 355.120.

Section 6. Effective Date. That this ordinance shall become effective immediately upon its passage and approval and the establishment of the signs provided for in Section 4 hereof.

Vote taken as follows:

Ayes: Aldermen Bockelman, Bowman, Dickerson, Long, Milner, Reece, Stafford and Turner

Nays: None

Absent: None

Abstain: None

READ FOR THE FIRST TIME BY TITLE ONLY ON FEBRUARY 6, 2017, AND FOR THE SECOND TIME BY TITLE ONLY ON FEBRUARY 21, 2017, AND PASSED BY THE BOARD OF ALDERMEN THIS 21st DAY OF FEBRUARY 2017.

Brian Hasek, Mayor and Ex-Officio

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

Chairman of the Board of Aldermen

ATTEST:

Sheryl Stanley, Deputy City Clerk

Approved by the Mayor this 21st day of February 2017

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))



503 S. Lexington
Harrisonville, MO 64701
(816) 380-2727
(816) 380-3134 - Fax
www.harrisonvilleschools.org

Frank Dahman
Superintendent

Dan Erholtz
Asst. Superintendent

Dr. Steve Ritter
Academic Services

Debbie From
Special Services

Kathy VanGorkom
Business

Mike Diggs
Technology

Jill Filer
Communications

Our Schools
Early Childhood Center
Harrisonville Elementary School
McEowen Elementary School
Harrisonville Middle School
Harrisonville High School
Cass Career Center

To Whom It May Concern:

The safety of our students is a top priority for Harrisonville Schools, not only while they're in our buildings, but also as they travel to and from our schools. As a member of the Harrisonville Cares Coalition, I have been appreciative of our group's work to talk about issues and work to find solutions.

One of the recommendations I strongly support is the effort to prohibit parking on Elm Street, especially during school hours. Elm Street is a high traffic area with many drivers who are behind the wheel for the first time. It is especially busy during the morning arrival and afternoon dismissal, however, students, parents, visitors, and buses are coming and going throughout the day.

Parked cars on Elm cause the traffic to flow into a non-existent middle lane. Working with our partners on the Harrisonville Cares Coalition, we've done what we can to move school traffic off of Elm Street at dismissal by asking our parents to line up their cars on school property. However, some still choose to park along Elm (west of Price) which is not only a danger to other vehicles, but our student pedestrians as well.

The proposal to prohibit parking on Elm Street from Halsey to Mechanic would be another step to help ensure safe passage for our students, and all who use Elm Street.

Educationally yours,

Dan Erholtz
Assistant Superintendent

Attachment: Original Ordinance Feb 2017 (Elm Street Parking (Halsey to Price))

It's a Great Day to be a Wildcat!

Council Bill 043

Ordinance 3410 (19-17)

An Ordinance of the Board of Aldermen to Amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances Regarding Parking/No Parking on Elm Street between Price Street and Halsey Street

WHEREAS, the City wishes to amend Section 355.010, Schedule 2, of the Harrisonville Code of Ordinances concerning no parking zones on Elm Street between Price Street and Halsey Street,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

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Section 4. That the City Administrator is hereby directed to establish the necessary signs to advise the public of this ordinance.

Section 5. That any violation of this ordinance shall be punishable as provided by the Code of Ordinances, City of Harrisonville, Section 355.120.

Section 6. Effective Date. That this ordinance shall become effective immediately upon its passage and approval and the establishment of the signs provided for in Section 4 hereof.

Read one time by title only on June 19, 2017 and read for the second time by title only on July 17, 2017. Vote taken as follows:

AYES: Aldermen Bockelman, Long, Turner and Mayor Hasek (breaking tie vote)

NAYS: Aldermen Bowman, Reece and Milner

ABSENT: Alderman Dickerson

ABSTAIN: None

PASSED and ORDAINED by the Board of Aldermen and **APPROVED** by the Mayor of the

Attachment: Invalid Ordinance 3410 Elm Street July 2017 (Elm Street Parking (Halsey to Price))

City of Harrisonville, Missouri this 17th day of July 2017.



Brian Hasek, Mayor and Ex-Officio
Chairman of the Board of Aldermen

ATTEST:



Randall K. Jones, City Clerk

APPROVED by the Mayor this 17th day of July 2017

Attachment: Invalid Ordinance 3410 Elm Street July 2017 (Elm Street Parking (Halsey to Price))



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Harrisonville Elementary School
McEwen Elementary School
Harrisonville Middle School
Harrisonville High School
Cass Career Center

To Whom It May Concern:

The safety of our students is a top priority for Harrisonville Schools, not only while they're in our buildings, but also as they travel to and from our schools. As a member of the Harrisonville Cares Coalition, I have been appreciative of our group's work to talk about issues and work to find solutions.

One of the recommendations I strongly support is the effort to prohibit parking on Elm Street, especially during school hours. Elm Street is a high traffic area with many drivers who are behind the wheel for the first time. It is especially busy during the morning arrival and afternoon dismissal, however, students, parents, visitors, and buses are coming and going throughout the day.

Parked cars on Elm cause the traffic to flow into a non-existent middle lane. Working with our partners on the Harrisonville Cares Coalition, we've done what we can to move school traffic off of Elm Street at dismissal by asking our parents to line up their cars on school property. However, some still choose to park along Elm (west of Price) which is not only a danger to other vehicles, but our student pedestrians as well.

The proposal to prohibit parking on Elm Street from Halsey to Mechanic would be another step to help ensure safe passage for our students, and all who use Elm Street.

Educationally yours,

Dan Erholtz
Assistant Superintendent

Attachment: Elm Street Parking - School Letter 2017 (Elm Street Parking (Halsey to Price))

It's a Great Day to be a Wildcat!



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Early Childhood Center
Harrisonville Elementary School
McEowen Elementary School
Harrisonville Middle School
Harrisonville High School
Cass Career Center

To Whom it May Concern:

The safety of our students is a top priority for Harrisonville schools, not only while school is in session, but also while they travel to and from school and school activities. As a member of the Harrisonville Cares Coalition, I have been impressed and appreciative of the problem solving collaboration of the group. We have discussed many pedestrian safety issues that affect our community not only around the schools, but all areas of the community.

Traffic on Elm street continues to be a topic of conversation as it is a high traffic area for students and patrons attending Harrisonville High School, the Cass Career Center and the many activities at these two buildings. Because of the high traffic, I support and recommend no parking on either side of the street during school hours (7:00am to 4:00pm) as this is a congested time of traffic for school busses and young drivers.

On Elm street, from Price to Mechanic, I would recommend and support allowing parking on the North side of Elm street, except for the hours stated above. This would allow parking on the side of the street with the sidewalk during some of the school's busiest events when the parking lot is full.

Sincerely,

Jason Eggers
Assistant Superintendent

Attachment: Elm Street Parking - School Letter 2020 (Elm Street Parking (Halsey to Price))

Memorandum

To: City of Harrisonville
From: Steven E. Mauer
Date: 2/13/2020
Re: Elm Street – No Parking

This memorandum is to supplement the information provided by Chief Hofer regarding the no parking on Elm Street. As outlined by Chief Hofer, originally there was no parking from 7:00 a.m. – 4:00 p.m. It was subsequently changed by Ordinance #3410 to be no parking from 11:00 a.m. – 4:00 p.m. That ordinance was approved on a 4-3 vote. As we have previously explained, it takes five (5) affirmative votes to pass an ordinance in Harrisonville. Pursuant to City Code and Missouri Statute, an ordinance that receives only four (4) affirmative votes (even if the majority supports it) fails. Therefore, the ordinance most recently adopted actually failed, even though it was reported as having been approved.

In order to correct the City's records, we are re-presenting this ordinance for consideration by the Board of Aldermen. If approved with five (5) affirmative votes, the no parking will stay as it currently exists. If the ordinance fails, then the no parking will revert to how it was originally, prior to the inappropriate passage of this ordinance.

If you have any questions or comments, please feel free to contact me. Thank you for your time and attention.

Steven E. Mauer,
City Attorney



STAFF REPORT

TO: Board of Aldermen
FROM: Randy Jones, City Clerk
DATE: February 13, 2020
SUBJECT: REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION

Type of Item: *Approval*

Issue:

An ordinance passed in October 2017 allowing Timber Dr. to not be extended to the west property line of the Harrisonville Villas Development.

Background:

The Board voted 4-3 to allow a variance for the developer to waive the requirement that Timber Dr., an accepted City right of way, not be extended to the west property line adjacent to the Welborn Property. A vacant seat existed in Ward 4 and the previous attorney wrote an opinion that the Board could adopt an ordinance with a 4-3 vote. Our current attorney disputes that claim (see AG Opinion attachment) that to adopt an ordinance it takes at least 5 members voting for the ordinance and has requested we bring this before the Board for a vote to approve or reject the variance.

Recommendation:

Planning and Zoning in 2017 recommended approval of the variance.

Council Bill No. 47**Ordinance No.**

**SECOND READING AN ORDINANCE AUTHORIZING A VARIANCE FOR
THE DEVELOPER OF THE HARRISONVILLE VILLAS A VARIANCE OF THE
APPROVED SUBDIVISION PLAT BY NOT REQUIRING TIMBER DRIVE TO
EXTEND TO THE WEST PROPERTY LINE**

WHEREAS, Harrisonville Villas is a Missouri Housing Development Commission (“MHDC”) supplemented senior housing development with 48 residences on the north end of the City of Harrisonville, Missouri;

WHEREAS, the City approved the development plat improvement on July 5, 2016;

WHEREAS, Harrisonville Villas, LP (the “Developer”) encountered some delays and extra expenses while building the affordable housing development:

WHEREAS, the Developer presented its request for a variance to the Planning and Zoning Commission to amend the requirement under the development plat and Development Agreement to extend Timber Dr. from the intersection of the private drive to the west property line of Harrisonville Villas and the adjacent sidewalk (the “Extension”), as required in City Code Sections 410.350 and 410.520, on August 17, 2017 (the “Sections”);

WHEREAS, the Planning and Zoning Commission heard from the Developer on the extra expenses and delays, discussed in detail why the Extension will create an unwarranted economic hardship in completing the development, heard from the developer the budget constraints they are facing, discussed the Extension is not necessary or desirable for the advantageous development of the adjacent tracts, such that the Developer could be relieved of the requirement for the Extension with the variance, and voted to approve the requested variance and forward it to the Board of Aldermen;

WHEREAS, the Board of Aldermen find that the review, decision, and recommendation of the Planning and Zoning Commission for the approval of the variance should be sustained;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

Section 1: That the Board sustains the recommendation of the Planning and Zoning Commission for a variance relieving the Developer of the requirement under the Sections to construct the Extension.

Section 2: That this ordinance shall become effective immediately upon its passage and approval.

VOTE TAKEN AS FOLLOWS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

**READ FOR THE FIRST TIME BY TITLE ONLY ON THE 15TH DAY OF JULY 2019
AND WAS READ FOR A SECOND TIME BY TITLE ONLY ON THE 15TH DAY OF
JULY 2019 AND PASSED BY THE BOARD OF ALDERMEN THIS 15TH DAY OF
JULY 2019.**

Judy Bowman, Mayor and Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk

WITNESS my hand this 15th day of July 2019



DRAFT
MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
REGULAR MEETING
CITY HALL
OCTOBER 16, 2017
7:00 PM

1. **Call to Order & Pledge of Allegiance**
2. **Roll Call**

Attendee Name	Organization	Title	Status	Arrived
Judy Bowman	Harrisonville	Board Member	Present	
Clint Long	Harrisonville	Board Member	Present	
David Dickerson	Harrisonville	Board Member	Present	
Matt Turner	Harrisonville	Board Member	Present	
Marcia Milner	Harrisonville	Board Member	Present	
Judy Reece	Harrisonville	Board Member	Present	
Brad Bockelman	Harrisonville	Board Member	Present	
Brian Hasek	Harrisonville	Mayor	Present	

Others present were: City Administrator Happy Welch, City Attorney John Fairfield, Finance Director Marcella McCoy, Police Chief John Hofer, Street Superintendent Rodney Jacobs, Community Development Director Jim Clarke and City Clerk Randall Jones, Recording.

3. **Ceremonial Matters**

A. Proclamation: Harrisonville Cass County BusinessWomen Week

Mayor Hasek presented proclamation to the Harrisonville and Cass County Business Women, declaring the week of October 16-21, 2017 as Missouri Business Women's Week. Present were Ruth Christain, Betty Beason, Shirley Howell, Kim York, Mary Parker and Judy Bowman.

4. **Public Participation**

John Foster, 2619 Duncan Circle, addressed Mayor and Board in regard to Council Bill #65 - Harrisonville Villas variance request. His concerns were the placement of utility lines, sidewalks

and occupancy. He was concerned with the variance to waive the street completion. Alderman Bowman asked if he had seen any street signs or street lights.

Obie Carl, 27917 S. Bybee, reported to the Mayor and Board that the Burnt District Festival went well and expressed his gratitude to city staff for their involvement.

Virgil Butler, 606 N. King, addressed Mayor and Board over Alderman Bowman's statement from last meeting. He asked Alderman Bowman for the question she had for the Mayor and Alderman Bowman reminded him that he is only to address the Board as a whole. He stated that he was the one who had asked Alderman Bockelman to go look at the Harrisonville Villas.

Andrea Girard, 2102 N. Truman, Archie, addressed the Mayor and Board over concern with Harrisonville Villas and the completion of a road that involves private property. She also had concerns over the Chapter 430 revisions and Alderman Bowman's request for listing of owners of all corporations involved. Girard asked for an explanation of the 353 financing. She stated that if anyone could not back up an accusation then they should not bring it forward.

5. Approval of Minutes

A. Board of Aldermen - Regular Meeting - Oct 2, 2017 7:00 PM

RESULT:	ACCEPTED AS AMENDED [UNANIMOUS]
MOVER:	David Dickerson, Board Member
SECONDER:	Clint Long, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

B. Board of Aldermen - Budget Meeting - Oct 9, 2017 6:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	David Dickerson, Board Member
SECONDER:	Marcia Milner, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

C. Minutes of Executive Session, Oct. 2, 2017

Motion by Alderman Dickerson and second by Alderman Turner to approve minutes as presented. Motion carried with a voice vote.

6. Agenda Items

A. Appointment to Historic Preservation Commission

Motion to appoint Robert Wiseman to Historic Preservation Commission. Motion carried.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Dickerson, Board Member
SECONDER:	Clint Long, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

B. Special Event Permit: Twin Oaks Block Party 2017

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Dickerson, Board Member
SECONDER:	Marcia Milner, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

C. Special Event Permit: Veterans Day Recognition 2017

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Marcia Milner, Board Member
SECONDER:	David Dickerson, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

D. An Ordinance Authorizing a Variance for the Developer of the Harrisonville Villas a Variance of the Approved Subdivision Plat By not Requiring Timber Drive to Extend to the West Property Line

Second reading. Following second reading, Mayor Hasek designated Council Bill #65 as Ordinance #3417 after passage.

Prior to vote was discussion:

Developer Debbie Hart addressed the Board along with Greg Lee, General Contractor for Harrisonville Villas. They explained the development and why a request for a variance for Timber Drive came about. Mr. Lee addressed some concerns that were voiced earlier in the meeting and gave an update on where they were in finishing the project.

Alderman Dickerson addressed the question from Mr. Lee in regard to 3-phase electricity and why it was required by former electric director.

Alderman Milner asked if roads and sidewalks were in original plans, explanation of street light needs and explanation of delays from City.

Mayor Hasek stated the pipe that was delivered to be installed was wrong size.

Alderman Milner stated there had been issues with former city inspector and that the City had paid for having a new inspector for project.

Mayor Hasek asked if they had spoken with adjoining property owners - the Welborns. Debbie Hart stated that she had and Mr. Welborn was okay with shortened road but voiced more concern over the tie-in at the west end of the property with 291.

Alderman Dickerson asked if there would be any violation if this variance was approved.

Alderman Bowman asked about street not being complete - Mr. Lee said a top coat should be completed next week.

Alderman Bowman asked about some of the first residents moving in with non-working smoke alarms.

Alderman Bowman stated the city inspector allegations were unfounded but City hired another inspector. Mr. Lee said the complaints were about inconsistencies. Mayor Hasek said former staff was not following procedures.

Alderman Bowman asked Hart about tax credit amounts received and asked about her monetary investment in said project.

Alderman Bowman asked city attorney about Board majority needed to pass an ordinance because of vacated Alderman seat in Ward 4 and requested his written legal opinion on matter.

RESULT: **ADOPTED [4 TO 3]**
AYES: Clint Long, David Dickerson, Matt Turner, Brad Bockelman
NAYS: Judy Bowman, Marcia Milner, Judy Reece

E. An Ordinance of the Board of Aldermen of Harrisonville, Missouri Repealing Chapter 430 of the City Code and Enacting in lieu thereof an Amended Chapter 430 Urban Redevelopment Regulations of the City of Harrisonville, Missouri and Establishing an Effective Date.

Second reading. Following second reading, Mayor Hasek designated Council Bill #67 as Ordinance #3418 after passage.

Mayor Hasek read minutes from previous Community Development Committee meetings.

Alderman Bowman did not see where item 2 - review process, was discussed at committee meeting. Bowman again requested written legal opinion from City Attorney.

RESULT: **ADOPTED [4 TO 3]**
AYES: Clint Long, David Dickerson, Matt Turner, Brad Bockelman
NAYS: Judy Bowman, Marcia Milner, Judy Reece

F. A Resolution of the Board of Aldermen of Harrisonville, Missouri Authorizing the City Administrator to enter into a 5-year service contract with Praxair Distribution, Inc. for the bulk supply of Liquid Oxygen at the Harrisonville Water Treatment Plant

Designated by Mayor Hasek as Resolution #39 upon passage.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marcia Milner, Board Member
SECONDER: Clint Long, Board Member
AYES: Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman

7. Aldermen and Committee Reports

Alderman Bowman asked City Administrator for update on new trash service contract. He stated that he was working on it with Mr. Moore and city attorney.

8. Report from the City Administrator

A. City Admin Rpt 10-16-17

9. Report from the Mayor

Reminder about Parks & Rec Haunted Hayrides on October 28th.

Mayor Hasek reminded Aldermen that any concerns should be brought to the Mayor and/or City Staff prior to meetings.

Mayor Hasek stated that the Mayor has the right to form committees. Those that had voted against having committees were not placed on a reformed committee and some have voiced concern over committees not sharing of information.

10. Adjourn From Regular Session

Motion by Alderman Dickerson and second by Alderman Long to adjourn. Motion carried and meeting adjourned at 8:55 p.m.

Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Randall K. Jones, City Clerk

Attachment: Minutes from 10-16-17 (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



ATTORNEY GENERAL OF MISSOURI

JEFFERSON CITY

65102

JOSHUA D. HAWLEY
ATTORNEY GENERAL

P.O. Box 899
(573) 751-3321

July 19, 2018

Representative Ira Anders
201 West Capitol Avenue
Jefferson City, MO 65101-6806
(573) 751-5701

Dear Representative Anders:

You ask how many votes are needed in order for the Board of Aldermen in a fourth-class city to pass an ordinance, when one or more of the aldermen positions are vacant due to resignation. You also ask whether a person who is appointed to fill a vacant alderman position has the same powers as someone who was elected to that position.

We conclude that, except where the legislature specified otherwise, the number of votes necessary to pass an ordinance is determined using the total authorized membership. We also conclude that, whether a person has been elected to a position on the Board of Aldermen, or whether a person has been appointed to a position on the Board of Aldermen, that person has the same powers and duties under § 79.130.1, RSMo.

As to your first question, § 79.130.1, RSMo, provides, in pertinent part, as follows: "No ordinance shall be passed except by bill, and no bill shall become an ordinance unless on its final passage a majority of the *members elected* to the board of aldermen shall vote for it, and the ayes and nays be entered on the journal." *Emphasis added*. Similar language is found in § 79.240, RSMo:

1. The mayor may, with the consent of a majority of all the *members elected* to the board of aldermen, remove from office, for cause shown, any elective officer of the city ... Any elective officer ... [may, for cause] be removed from office by a two-thirds vote of all *members elected* to the board of aldermen ... The mayor may, with the consent of a majority of all the *members elected* to the board of aldermen, remove from office any appointive officer of the city at will, and any such appointive officer may be so removed by a two-thirds vote of all the *members elected* to the board of aldermen, independently of the mayor's approval or recommendation. ...
2. Nothing in this section shall be construed to authorize the mayor, with the consent of the majority of all the *members elected* to the board of aldermen, or the board of aldermen by a two-thirds vote of *all its members*,¹ to remove or discharge any chief, as that term is defined in section 106.273.

Similar language has been interpreted to refer to the total authorized membership of the public body. *State ex rel. Brown v. City of O'Fallon*, 728 S.W.2d 595, 597-98 (Mo. App. E.D. 1987) (holding that language in § 79.240, RSMo, that allowed the removal of the mayor by “two-thirds vote of all members elected to the board” meant that six of the eight board members needed to vote for the measure; the phrase “all members elected” included the votes of “non-participating members”); *Braddy v. Zych*, 702 S.W.2d 491, 493-94 (Mo. App. E.D. 1985). In *Braddy*, the court considered charter language that required certain votes to be by majority or two-thirds approval of “of all the members” of the board of aldermen. In determining whether this phrase meant all the authorized aldermen, or only the aldermen available to vote on the measures, the court stated:

¹ This phrase is different from all the phrases that preceded it. This is especially strange, given that the only purpose of this provision is to limit the removal power when applied to a chief. This difference in phrasing thus appears to be a stylistic choice, to avoid the clunky sentence that would otherwise occur: “... all the members elected to the board of aldermen, or the board of aldermen by a two-thirds vote of all the members elected to the board of aldermen.”

Treating the language “all the members” as referring to the entire Board as defined in the Charter creates a predictability and definiteness in the requirements for the enactment of laws. It also gives substance to the charter scheme that representatives of sufficient wards to adequately represent the residents of the city support an enactment before it becomes binding on the City as a whole. Interpreting “all the members” to be less than the full board established by the Charter creates the possibility that legislation may be enacted which has support in less than the required number of wards. So also treating “all the members” as describing the full Board as constituted by the Charter insures that actions deemed important enough to require greater than majority approval, such as override of a veto or sale of city real estate, will not have less support than contemplated by the Charter.

Braddy v. Zych, 702 S.W.2d at 493-94. See also *Smith v. Taney County*, --- S.W.3d ---, 2018 WL 2753055, note 4 (Mo. App. S.D. June 8, 2018) (mentioning with approval the holding in *Braddy*). Thus, it makes no difference whether a member of the body is absent due to death, resignation, temporary absence, or abstention, the total authorized number of members of the body is the correct number to use in determining what fraction of that body has voted in favor of an ordinance.

Additionally, where the legislature wanted a vote to be calculated using only the currently serving members of the board of aldermen, the legislature used different language: § 79.280, RSMo, provides that where there is a vacancy “in any elective office,” that office may be filled by mayoral appointment, with “the advice and consent of a majority of the *remaining* members of the board of aldermen.” *Emphasis added*. See *Braddy v. Zych*, 702 S.W.2d at 494 (contrasting a charter provision that required a vote of all the “remaining” members with a charter provision that required a vote of “all the members.”); see also *Mosley v. English*, 501 S.W.3d 497, 505 (Mo. App. E.D. 2016) (in interpreting statutes, the court considers the entire legislative act, and where different terms are used, the court presumes that the legislature intended those terms to have different meanings). Because the legislature specified when it wanted a vote to be counted only by a subset of the entire authorized board, it is reasonable to conclude that the legislature

intended the references to votes by the members elected to the board to refer generically to votes by the entire authorized membership of the board, whether those members were elected or appointed.

We realize this could create a situation where a board lacks the power to pass ordinances, if many of its members have resigned at once. However, § 79.280, RSMo, provides a quick remedy for this situation, and, further, it appears to be the legislative intent of this chapter that ordinances not be passed without adequate representation of all the wards in the city.

Therefore, in answer to your first question, the number of votes necessary to pass an ordinance is determined as a ratio of the number of affirmative votes to the number of authorized board members.

Turning to your second question, under § 79.280, RSMo, when there is a vacancy in the board of aldermen, the mayor convenes a special meeting of the remaining board members. The mayor appoints a person to fill the vacancy, “with the advice and consent of a majority of the remaining members of the board[,]” and that new alderman serves “until the next regular municipal election.” *Id.* Clearly, for a board member to “serve,” that board member must be able to execute the powers and duties of that office. Otherwise, the office would, as a practical matter, still stand vacant. *Compare State ex inf. Lamkin ex rel. Harrison v. Tennyson*, 151 S.W.2d 1090, 1091 (Mo. banc 1941) (“courts indulge a strong presumption against a legislative intent to create a condition that might result in a vacancy in public office.”).

However, you point out that language in Chapter 79, RSMo, could be interpreted to only allow elected, rather than appointed, board members to vote on proposed ordinances: “No ordinance shall be passed except by bill, and no bill shall become an ordinance unless on its final passage a majority of the members *elected* to the board of aldermen shall vote for it, and the ayes and nays be entered on the journal.”² § 79.130, RSMo, *emphasis added*. You ask whether this language prevents appointed aldermen from being fully-functioning board members, because they were not members “elected” to the board, but were members “appointed” to the board.

² In *Braddy v. Zych*, 702 S.W.2d 491, 493 (Mo. App. E.D. 1985), the court noted that a Texas court had held that this language referred not to the number of people currently serving who had been elected, but to the number of possible elected positions on the board: “an irreducible number.” The *Braddy* court questioned whether using the adjective “elected” before the term “members” was intended to create a meaningful distinction. *Id.*

Statutes should not be interpreted in a “hyper-technical” sense, but rather they should be read to give a “reasonable and logical ... meaning to the statutes.” *Donaldson v. Crawford*, 230 S.W.3d 340, 342 (Mo. 2007). This is especially true of statutes involving local political subdivisions, many of which statutes are of long standing, and were written to be applied by lay-people. See *State ex inf. Attorney General ex rel. Lincoln v. Bird*, 244 S.W. 938, 940 (Mo. 1922) (school board statutes were written to be applied by lay-people, and, therefore, “no strict and technical construction should be given to them.”).

If § 79.130, RSMo, were read as stripping an appointed alderman of the power to cast a meaningful vote to pass an ordinance, an important part of the alderman’s representation of his or her ward would be limited. Courts do not favor such a result.

For example, in *City of St. Robert, Missouri v. Clark*, 471 S.W.3d 321, 325-26 (Mo. App. S.D. 2015), the court considered a situation where the mayor took a temporary leave of absence, and the acting president of the board of aldermen served in the mayor’s position. During this time, the acting president of the board voted, as a board member, to terminate an employee. *Id.* at 325. Then, with a majority of the aldermen having voted in favor of termination, in his position as acting mayor, he gave his consent to terminating the employee. *Id.* The employee brought suit, claiming it was improper for the board member to vote as an alderman, when he also was executing mayoral powers in the same matter. *Id.* at 323, 328.

The court disagreed, finding that the statutes did not require this result, and further holding that: “to hold that President lost his power to vote as an alderman during the absence of Mayor would deprive the residents of President’s ward of half of the aldermanic voting power they would otherwise have[.]” *Id.* at 328.

Similarly, to conclude that an alderman who was appointed, rather than elected, lost the ability to cast a valid vote with the majority in passing an ordinance, would deprive those of that alderman’s ward of representation. The purpose of appointing an alderman to a vacant office is to ensure the board can continue to function, and that the people of that ward may continue to have representation in the board until the next regular election. See § 79.110, RSMo (duties of board of aldermen); § 79.280, RSMo (vacancies shall be filled by appointment). A hyper-technical reading of § 79.130.1,

Representative Ira Anders
Page 6

RSMo, would frustrate the express purpose of the statutes that require an appointment to fill a vacant office, because this technical reading would make the appointed person not a true board member, but a board member in name, but without essential voting powers. *Compare State ex inf. Lamkin ex rel. Harrison v. Tennyson*, 151 S.W.2d at 1091.

There can situations where statutes specifically distinguish between elected and appointed positions. *See, e.g., Pumphrey v. City of Lutesville*, 707 S.W.2d 475, 477 (Mo. App. S.D. 1986) (statutes provided “for different procedures for the removal of elected officers and appointed officers. ... There are obvious reasons why removing an elected official should be more difficult than removing an appointed official.”). However, in § 79.130.1, RSMo, the term “elected” is not used to distinguish between elected and appointed members and assign them different powers and duties; rather, no mention is made of appointed members, whatsoever, and it appears the term is used merely as a generic adjective regarding the usual composition of board members. And, as explained above, to read the statute in such a hyper-technical way would frustrate the legislative intent in providing for an appointee to fill a board member vacancy.

Therefore, we conclude that all aldermen, whether elected or appointed, have the power to vote on ordinances under § 79.130, RSMo.

Sincerely,



Linda Lemke
Assistant Attorney General

Attachment: AG Memo 5 Votes to Pass (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

OP-2018-0077



SpencerFane®

RICHARD WALTERS
DIRECT DIAL: 417-888-1014
rwalters@spencerfane.com

November 8, 2019

VIA E-MAIL

Mauer Law Firm PC
Attn: Steven E. Mauer
1100 Main Street, Suite 2100
Kansas City, MO 64105

**Re: Proposed Compromise of Claims Regarding Extension of Timber Drive,
Harrisonville, MO**

Dear Steve:

CONFIDENTIAL – THE INFORMATION CONTAINED IN THIS LETTER IS FOR SETTLEMENT
PURPOSES ONLY

This proposal represents the compromise position of Harrisonville Villas, LP ("Owner") with respect to its affordable housing project located in Harrisonville, Missouri, commonly known as the Harrisonville Villas (the "Project") and the City of Harrisonville (the "City")'s demands that the Owner extend Timber Drive. As you know, this issue has arisen in connection with the vote of the Harrisonville Board of Aldermen (the "Board") on October 16, 2017 to approve City Council Bill No. 65, codified as Ordinance No. 3417, which granted a variance from the requirements contained in City Code Sections 410.350 and 410.520 by removing the Owner's obligation to extend Timber Drive (the "2017 Ordinance").

As we discussed at our meeting in Harrisonville, the variance was sought by the Owner during construction of the Project due to unforeseen and extraordinary costs outlined below that the Owner incurred as a direct result of the City imposing onerous construction/developments requirements above and beyond the requirements set forth in the applicable building codes.

Owner's Project Costs

The following outlines certain unforeseen and extraordinary costs incurred by the Owner during the construction of the Project:

- The City required installation of 3-phase electrical throughout the Project which is not required by the City Code. This was exacerbated by inconsistent and often contradictory instructions from the City inspectors which forced the Owner to completely redo the electrical work that had previously been completed. Impact: four week delay and \$30,000.00.
- The City required the installation of fire hydrants prior to framing which delayed the framing subcontractor by approximately three weeks, as well as required additional work by the plumbing subcontractor to later remove those fire hydrants and extend them. Impact: three week delay and \$3,500.00.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



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Steven E. Mauer
November 6, 2019
Page 2 -

- The City inspector was often unavailable for long periods of time which directly contributed to delays and additional costs for the Project. Impact: five-six week delay and \$5,250.00.
- The City required, at the last minute, an upgrade to the quality of sewer piping above what was on the approved plans. Impact: one week delay.

In consideration of these delays and additional costs, the Board passed the 2017 Ordinance. At the time, that cost was estimated in a deductive change order to the general contractor of approximately \$28,158.00. The applicable deductive change orders from Seal-O-Matic Paving Company and Page Enterprises, LLC reflecting the estimated cost of extending Timber Drive at \$28,158 as of November 2017 are enclosed with this letter.

The current cost to extend Timber Drive as outlined in the plans prior to the 2017 Ordinance is approximately \$35,000, which is based on the following assumptions: prevailing wage is not applicable, the timing of the installation of concrete taking into account weather and supply of laborers.

Compromise Proposal

Based upon the foregoing, we propose the following solution.

- The Owner will consent to the actions of the City to "set aside" the 2017 Ordinance.
- The Owner will extend Timber Drive as required by the original approved plans for the Project (the "Timber Drive Extension").
- The Owner will commence construction of the Timber Drive Extension upon the earlier of the following to occur:
 - (1) 3 years from the full execution of an agreement between the City and the Owner setting forth the terms of mutually acceptable compromise with regard to the Timber Drive Extension, or
 - (2) In conjunction with the commencement of construction of Phase 2 of the Project (which Phase 2 is dependent upon approval of the Missouri Housing Development Commission ("MHDC").
- If the Owner receives approval of Phase 2 of the Project from MHDC, then the Owner shall be responsible for all costs in connection with the Timber Drive Extension.
- If the Owner does not receive approval of Phase 2 of the Project from MHDC, then the City would be obligated to pay the sum of \$17,500.00 (representing half of the estimated cost of the Timber Drive Extension) to be applied towards the Owner's costs for the Timber Drive Extension.
- The City agrees to provide support the Owner's application for Phase 2 including, but not limited to, providing a letter of support from the Board expressing support for Phase 2 and re-zoning the

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



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Steven E. Mauer
November 6, 2019
Page 3 -

property adjacent to the Project from R-1: Single-Family District to R-3: Cluster or Garden Type Residential District.

We believe this proposal represents a fair compromise that provides the City with the Timber Drive Extension, and provides all parties with an opportunity to plan for the financial impacts of the Timber Drive Extension. Please review this proposal with the Board, and please relay any questions or concerns regarding this proposal to my office.

Sincerely,

A handwritten signature in blue ink, appearing to read "R. Walters", with a long horizontal flourish extending to the right.

Richard Walters

cc: Harrisonville Villas, LP

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



Construction and Development
1000A Truman Boulevard (PO Box 198)
Crystal City Mo 63019

636-931-4244 Office

636-933-4936 Fax

CHANGE ORDER FORM

CHANGE ORDER NUMBER: 2

DATE 11/2/17

APPROVED [X] DECLINED []

Project Name: Harrisonville Villas

Project Number: 16-022

Owner: Harrisonville Villas L.P.
1525 E. Republic Rd. Ste B100
Springfield, Mo 65804

General Contractor: Double Diamond Construction
1000A Truman Blvd.
Crystal City, Mo 63019

Sub-Contractor: Seal-O-Matic Paving Company
PO Box 9027
Riverside, MO 64119

CO Amount: Deduct Sixteen Thousand Nine Hundred Ninety Seven and 100/100 Dollars (\$-16,697.00)

Original Contract Sum: \$130,668.00
CO 1: subgrade completion: \$10,920.00
CO 2: described below: \$-16,697.00
Revised Contract Sum: \$124,891.00

Change Order Description: Completion of Changes First: (\$-15,626) issued for deletion of remainder of Timber Drive, past what is already completed. Second: (\$-871) deduct for binder currently vs. what was proposed. CO2 accounts as: \$-15,626 - \$871 = \$-16,697.

Additional Supporting Documents Attached
If YES, Number of Additional Pages: 3

YES [X] NO []
pricing & backup

Owner Signature: Patrick Werner
Patrick Werner
Owner/Partner
Double Diamond Construction

Sub-Contractor Signature: Seal-O-Matic Paving Company
Authorized Signer
Seal-o-Matic Paving Company

*This Change Order is not effective until the approved contractor has signed and returned it to the project manager. The project manager is responsible for ensuring that the change order is properly completed and that all applicable documents are properly filed. The project manager is also responsible for ensuring that the change order is properly filed and that the change order is properly filed. The project manager is also responsible for ensuring that the change order is properly filed and that the change order is properly filed.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

8/15/2017

Print

Subject: Harrisonville Villas, Harrisonville, MO
From: Gil Blood (gblood@sompaving.com)
To: nleoni@sbcglobal.net; alinkddiamond@gmail.com;
Cc: bjaben@sompaving.com;
Date: Tuesday, August 15, 2017 9:13 AM

Nathan & Adam,

Per Adam's request to delete the asphalt paving at the west half of Timber Drive past the new cul de sac, the cost savings would be \$15,826.00.

Thanks,

Gilman Blood

Project Manager

Seal-O-Matic Paving Co.

816 741-2646, Cell 816 278-7055

-15,826 (timber)
+ -871 (cul inter)
-16,697 CO2

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Seal-O-Matic Paving Company

P O Box 9037
Riverside MO 64168
Ph (816)741-2646

Change Order

Project:

2017-156 HARRISONVILLE VILLAS
JEFFERSON PARKWAY AT WATERS RO
HARRISONVILLE, MO

Change Order: 3

Date: 10/25/2017

Architect's Project:

To Contractor:

Seal-O-Matic Paving Company
P O Box 9037
Riverside, MO 64168

The Contract is changed as follows:

DELETE WEST HALF OF TIMBER DRIVE

3 DELETE WEST HALF OF TIMBER DRIVE

\$-15,826 00



The original Contract Amount was	\$130,668 00
Net change by previously authorized Change Orders	\$10,920 00
The Contract Amount prior to this Change Order was	\$141,588 00
The Contract will be increased by this Change Order in the amount of	\$-15,826 00
The new Contract Amount including this Change Order will be	\$125,762 00

The date of Substantial Completion as of the date of this Change Order therefore is

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACT AND OWNER.

ARCHITECT	Seal-O-Matic Paving Company CONTRACTOR P. O. Box 9037 Riverside, MO 64168	OWNER
(Signature)	(Signature) <u>Susan J. Floyd</u> Secretary/Treasurer	(Signature)
By	By <u>10/25/17</u>	By
Date	Date	Date

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Seal-O-Matic Paving Company

P O Box 9037
Riverside MO 64168
Ph (816)741-2646

Change Order

Project:

2017-156 HARRISONVILLE VILLAS
JEFFERSON PARKWAY AT WATERS RO
HARRISONVILLE, MO

Change Order: 4

Date: 10/25/2017

Architect's Project:

To Contractor:

Seal-O-Matic Paving Company
P O Box 9037
Riverside, MO 64168

The Contract is changed as follows:

OCTOBER PRICE INDEXING

4 OCTOBER PRICE INDEXING

\$-871 41 *

The original Contract Amount was	\$130,668 00
Net change by previously authorized Change Orders	\$-4,906 00
The Contract Amount prior to this Change Order was	\$125,762 00
The Contract will be increased by this Change Order in the amount of	\$-871 41
The new Contract Amount including this Change Order will be	\$124,890 59

The date of Substantial Completion as of the date of this Change Order therefore is

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACT AND OWNER.

ARCHITECT	Seal-O-Matic Paving Company CONTRACTOR P. O. Box 9037 Riverside, MO 64168	OWNER
(Signature)	(Signature) <u>Susan J. Floyd</u> Secretary/Treasurer	(Signature)
By	By	By
Date	Date <u>10/25/17</u>	Date

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



Construction and Development
1000A Truman Boulevard (PO Box 198)
Crystal City, Mo 63019

636-931-4244 Office

636-933-4936 Fax

CHANGE ORDER FORM

CHANGE ORDER NUMBER: **4 – EXCAVATION CONTRACT**
APPROVED ☒ DECLINED ☐

DATE: 11/2/17

Project Name: Harrisonville Villas

Project Number: 16-022

Owner: Harrisonville Villas L.P.
1525 E Republic Rd, ste b100
Springfield, Mo 65804

General Contractor: Double Diamond Construction
1000A Truman Blvd
Crystal City, Mo 63019

Sub-Contractor: Page Enterprises, LLC
21368 Earnest Rd
Parker, KS 66072

CO Amount: Deduct Eight Thousand Three Hundred Seventeen and 00/100 Dollars **(\$-8,317.00)**

Original Contract Sum: \$778,203.00
CO 1: contract reconcile \$15,900.00
CO 2: yard hydrant \$500.00
CO 3: drainage ditch ext. \$16,375.00
CO 4: described below \$-8,317.00
Revised Contract Sum: \$802,661.00

Change Order Description: Compilation of Changes First (\$4,015), Issued to supply all material, labor, equipment, and supervision necessary to finalize subgrade at West Cul de sac area to accommodate final grade pre-asphalt and the adjustments to elevations for compliance. **Second, (\$-12,332) to deduct the remaining portion of grading, forming, and pouring of curb and gutters on Timber drive. CO4 accounts as: \$4,015 - \$12,332 = \$-8,317.**

Additional Supporting Documents Attached: YES ☒ NO ☐
if YES, Number of Additional Pages: 3 (pricing & backup)

Owner Signature: Patrick Werner
Patrick Werner
Owner/Partner
Double Diamond Construction

Sub-Contractor Signature: [Signature]
Authorized Signer
Page Enterprises, LLC

*The Change order amount is to be added to the approved contract amount and be paid out fully at completion of the job. Retainage (10%) will be held until job completion. All work is to be completed under any and all applicable local and state codes and in accordance with related drawings and/or specifications. Any additional changes outside of the changes included within this are not approved and are to be submitted separately or assumed to fall within the contract requirements. It is the owner's right to approve or not approve any and all changes and no work is to be completed and/or paid for without previously agreed upon and signed approval.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

8/15/2017

Print

Subject: RE: Harrisonville
From: Adam Link (alinkddiamond@gmail.com)
To: sapage@embarqmail.com;
Cc: nleoni@sbcglobal.net;
Date: Tuesday, August 15, 2017 7:44 AM

Mike,

I figure that there is 170' of walk and 190'x2 of curb that would be credited.

Walks-170*\$20.41=\$3,469.70

Curbs-(190*2)*\$23.32=\$8,861.6

Total=\$12,332 credit *

Please see attached and confirm amount of credit.

Thanks.

-----Original Message-----

From: Diversified Contracting LLC [mailto:sapage@embarqmail.com]

Sent: Monday, August 14, 2017 5:50 PM

To: alinkddiamond@gmail.com

Subject: Harrisonville

Adam,

not sure where you intend to terminate the walks and curbs from the original design - but here are the prices per linear foot from our original proposal community sidewalks (est 2500 ln ft for \$51,012) = \$20,4048/ln ft curb (est 3200 ln ft for \$74,624) = \$23.32/ln ft

Mike Page

--

Carla Brocker
 Page Enterprise LLC
 21368 Earnest Rd
 Parker KS 66072
 Phone: (913)898-4722
 Fax: (913)898-2422
sapage@embarqmail.com

This email has been checked for viruses by AVG.
<http://www.avg.com>

Attachments

Handwritten calculation:

$$\begin{array}{r} - (12,332) \text{ timber deduct} \\ + 4,015 \text{ added cost de sac gadi} \\ \hline - 8,317 \\ \text{CO 5 excavation contact} \end{array}$$

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Page

Enterprise LLC

21368 Earnest Rd

Parker, Kansas 66072

913-898-4722

INVOICE

10/13/2017

Double Diamond
Harrisonville Sr Villas

14 hours @ \$100/hr	\$1400
42 labor @ \$45/hr	\$1890
1 day 48" roller rent/mobilization/fuel	<u>\$ 725</u>
	\$4,015 *

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

H-VILLE

10-13-17

FINAL GRADE FOR ASPHALT

- o NORTH CUL DA SAC & ADJACENT DRIVE
- o CLUB HOUSE PARKING

- TOTAL 10,000 - 11,000 SF

* ROCK MATERIALS BY DOUBLE DIAMONDEST BY PAGE INT.

- 20 UNLOADERS HRS @ 100 HR = 2000
- 80 MAN HRS HAND GRADE LABOR @ 45 = 3600
- 2 DAYS 48" TOWER/MOB/FUEL 1050
- DEMO APPROX 150 SF ASPHALT + POIL @ 35 = 450

MAX CHARGE

(IF LESS WILL BE BILLED APP.)

\$4100

NO CHARGE

- RUSH MOB FOR EQUIP/LABOR —
- WATERING EQUIP ? —
- OVER HEAD / PROFIT —

NOT INC

- ROCK BY DD
- WATER BY DD
- BACK CHARGES IS... ASPHALT OVERLAP
WE CAN NOT GUARANTEE THE TOL2 RUMPS
REQUESTED (+ - 1/4")

Mauer | LAW FIRM PC

Steven E. Mauer
semauer@mauerlawfirm.com

December 12, 2019

VIA: E-Mail

Richard Walters
Spencer Fane LLP
rwalters@spencerfane.com

Ben Schantz
Spencer Fane LLP
bschantz@spencerfane.com

Re: *Harrisonville Villas*

Dear Richard:

This letter is to follow up on our telephone call regarding the above referenced matter. As we discussed, I presented your proposed resolution the Board of Aldermen at its last meeting. The Board is interested in trying to resolve this matter and therefore tabled its consideration of the ordinance to grant a variance to Harrisonville Villas.

The Board considered your proposal and could not agree to support and/or approve your next phase development. Until such time as a development is actually presented to the City and processed like any other proposed development, the Board of Aldermen cannot consider nor approve it. Similarly, the Board cannot agree to "support" another phase of Harrisonville Villas until such time as the proposal is firmly presented to it. The Board is willing to grant Harrisonville Villas additional time to construct the road at its own expense. However, if additional time is necessary, the City would require a bond or letter of credit to ensure completion of the project. This type of security is similarly required for most private improvements that will become public infrastructure. The bond/letter of credit would have to be sufficient to cover the costs if the City is required to build it. The City anticipates the cost for public construction would approach \$90,000.

After you've had an opportunity to speak with your clients, please contact me. The City is anxious to reach a resolution on this matter. Thank you for your time and attention.

Very truly yours,



Steven E. Mauer

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

From: [Steve Mauer](#)
To: [Sarah Charlton](#)
Subject: FW: Harrisonville Villas - Board Vote on Variance Issue
Date: Thursday, February 13, 2020 10:12:53 AM

Steven E. Mauer, Esq.

Mauer Law Firm PC

1100 Main Street, Suite 2100

Kansas City, MO 64105

Off: 816-759-3300

Fax: 816-759-3399

<http://www.mauerlawfirm.com/>

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From: Shantz, Ben <bshantz@spencerfane.com>
Sent: Friday, January 17, 2020 3:54 PM
To: Steve Mauer <semauer@mauerlawfirm.com>
Cc: Walters, Richard <rwalters@spencerfane.com>
Subject: RE: Harrisonville Villas - Board Vote on Variance Issue

Steve,

My client is diligently working to come up with a plan to extend Timber Drive. The problem we currently face is that asphalt plants are closed for the winter months, and we are unable get a bid for the road extension project.

We are currently trying other options to obtain a quote for asphalt to understand the scope of the financial burden to construct the road. As you may know, even if we are able to obtain an asphalt quote, we would not be able to begin construction because none of the asphalt plants open for several months. I respectfully ask the board to be patient with this process, while my client tries to determine its financial exposure in the event it elects to extend Timber Drive.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Please let me know if you would like to discuss further. And please let me know if the board will put the variance vote on the February agenda even with this additional information.

Thanks,

Ben Shantz Attorney at Law
Spencer Fane LLP

2144 E. Republic Road, Suite B300 | Springfield, MO 65804
O 417.888.1022
bshantz@spencerfane.com | spencerfane.com

From: Steve Mauer <semauer@mauerlawfirm.com>
Sent: Friday, January 17, 2020 2:35 PM
To: Shantz, Ben <bshantz@spencerfane.com>; Walters, Richard <rwalters@spencerfane.com>
Subject: RE: Harrisonville Villas - Board Vote on Variance Issue

Gentlemen,

Progress is not happening in the matter. I believe it will be back on the agenda for Feb. If you have any additional information for the Board to consider, please provide it.

Thanks, Steve Mauer

Steven E. Mauer, Esq.

Mauer Law Firm PC

1100 Main Street, Suite 2100
Kansas City, MO 64105
Off: 816-759-3300
Fax: 816-759-3399
<http://www.mauerlawfirm.com/>

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Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

communications via this medium. If you change your mind and want future communications to be sent in a different fashion, please let me know immediately.

From: Steve Mauer <semauer@mauerlawfirm.com>

Sent: Thursday, December 26, 2019 4:47 PM

To: Shantz, Ben <bshantz@spencerfane.com>; Walters, Richard <rwalters@spencerfane.com>

Subject: FW: Harrisonville Villas - Board Vote on Variance Issue

Richard and Ben,

The extension you request is problematic and too long (I fear). If we push this until March we will be on the eve of the next election. We do our best to avoid continuing issues from one group of elected officials to the next. I could recommend the City agree to wait until the second meeting in January or the first meeting in February at the outside. If the developer needs more time, then I think we would need to have the bond/letter of credit in place to assure the City the Road will get constructed. Also, the City's engineer estimates the cost for the City to build the road would be approximately \$89,000, so the LOC/Bond would have to cover that amount.

Please advise.

Thanks, Steve Mauer

Steven E. Mauer, Esq.

Mauer Law Firm PC

1100 Main Street, Suite 2100

Kansas City, MO 64105

Off: 816-759-3300

Fax: 816-759-3399

<http://www.mauerlawfirm.com/>

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From: Shantz, Ben <bshantz@spencerfane.com>

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Sent: Friday, December 20, 2019 7:38 AM
To: Steve Mauer <semauer@mauerlawfirm.com>
Cc: Walters, Richard <rwalters@spencerfane.com>
Subject: Re: Harrisonville Villas - Board Vote on Variance Issue

We would like the vote postponed for at least two months (until the board meets in March). We can check back in at the end of January and see where we are.

Ben Shantz | Attorney
 Spencer Fane LLP

On Dec 18, 2019, at 9:58 AM, Steve Mauer <semauer@mauerlawfirm.com> wrote:

For how long?

Steven E. Mauer, Esq.

Mauer Law Firm PC

1100 Main Street, Suite 2100

Kansas City, MO 64105

Off: 816-759-3300

Fax: 816-759-3399

<http://www.mauerlawfirm.com/>

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From: Shantz, Ben <bshantz@spencerfane.com>
Sent: Wednesday, December 18, 2019 9:38 AM
To: Steve Mauer <semauer@mauerlawfirm.com>
Cc: Walters, Richard <rwalters@spencerfane.com>

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Subject: Harrisonville Villas - Board Vote on Variance Issue

Hi Steve,

I wanted to let you know that my client is still in discussions with Mr. Welborn and another developer regarding new development that would provide for an extension of Timber Drive. We ask that the Board postpone any votes on the variance to allow my client an opportunity to come up with a plan to extend Timber Drive, as requested by the City. At your convenience, can you please let me know if the City will agree to postpone the vote on the variance?

Thanks,

Ben Shantz Attorney at Law
Spencer Fane LLP

2144 E. Republic Road, Suite B300 | Springfield, MO 65804
O 417.888.1022
bshantz@spencerfane.com | spencerfane.com

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Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



Steven E. Mauer
semauer@mauerlawfirm.com

January 22, 2020

VIA: E-Mail

Ben Shantz, Esq.
Richard Walters, Esq.
Spencer Fane, LLP
bshantz@spencerfane.com
rwalters@spencerfane.com

Re: *Harrisonville Villas*

Dear Ben and Richard,

This letter is to inform you that the City of Harrisonville intends to put the Timber Drive variance issue to a Board of Alderman vote during the meeting on February 17, 2020. To avoid this, the City of Harrisonville reiterates its offer for your client to submit a bond or letter of credit to ensure construction of the road to the City of Harrisonville in the amount of \$89,000.00. As you may recall, this is the estimated cost for the City of Harrisonville to build the remaining portion of Timber Drive.

Please let me know if you would like to discuss further.

A handwritten signature in blue ink, appearing to be "SEM", with a long horizontal flourish extending to the right.

Steven E. Mauer, Esq.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Zerger | Mauer^{LLP}

Steven E. Mauer
semauer@mauerlawfirm.com

January 24, 2020

VIA: E-Mail

Ben Shantz, Esq.
Richard Walters, Esq.
Spencer Fane, LLP
bshantz@spencerfane.com
rwalters@spencerfane.com

Re: *Harrisonville Villas*

Dear Ben and Richard,

This letter is to inform you that the City of Harrisonville intends to put the Timber Drive variance issue to a Board of Alderman vote during the meeting on February 18, 2020. To avoid this, the City of Harrisonville reiterates its offer for your client to submit a bond or letter of credit to ensure construction of the road to the City of Harrisonville in the amount of \$89,000.00. As you may recall, this is the estimated cost for the City of Harrisonville to build the remaining portion of Timber Drive.

Please let me know if you would like to discuss further.

Steven Mauer P.P.A.D.B

Steven E. Mauer, Esq.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)

Zerger | Mauer^{LLP}

Steven E. Mauer
semauer@mauerlawfirm.com

February 5, 2020

VIA: E-Mail

Richard Walters
Spencer Fane LLP
rwalters@spencerfane.com

Ben Schantz
Spencer Fane LLP
bschantz@spencerfane.com

Re: *Harrisonville Villas – City of Harrisonville*

Dear Richard & Ben:

One further note regarding completion of the roadway for Harrisonville Villas. There will need to be a temporary turn-around constructed at the end of your client's property so that emergency vehicles can properly navigate into the subdivision.

Please let me know if you have any questions or comments. Thank you for your time and attention.

Very truly yours,

Steven Mauer

Steven E. Mauer

P.P.S.D.B.

Attachment: Combined files Hville Villas (REQUEST TO POSTPONE TIMBER DRIVE VARIANCE EXTENSION)



TO: Board of Aldermen
FROM: Randy Jones, City Clerk
DATE: February 5, 2020
SUBJECT: January 2020 Municipal Court Report

Type of Item: *Approval*

A. Action Item (ID # 3446)

January 2020 Municipal Court Report

Attachments:

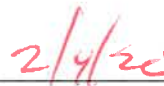
January 2020 Municipal Court Report (PDF)

IN THE MUNICIPAL COURT OF HARRISONVILLE, MISSOURI
CASS COUNTY

I certify that the attached is a report on all cases heard or tried before the Judge of the Circuit Court of Cass County Missouri, Municipal Division at Harrisonville during the month of **January 2020** and that the information and statements contained in said report are true and correct according to my best information, knowledge and belief.



Kevin K. Anderson
Municipal Court Judge



Date

Presented and reviewed as required by Court Operating Rule 4.29.



Randal H. Jones
City Clerk



Date

Subscribed and sworn to before me this 5th day of February, 2020
~~2019~~



Caroline E. Vaughn
Notary

CAROLINE E. VAUGHN Notary Public - Notary Seal State of Missouri Commissioned for Cass County My Commission Expires: March 14, 2023 Commission Number: 19500796
--

Attachment: January 2020 Municipal Court Report (January 2020 Municipal Court Report)

Municipal Division Summary Reporting

17th Judicial Circuit - Cass County - Harrisonville Municipal Division

I. COURT INFORMATION

Reporting Period:		
January	2020	Court activity occurred in reporting period: Yes
Clerk's Physical Address:	Mailing Address:	Vendor
300 E. Pearl St. Harrisonville, MO 64701	PO Box 367 Harrisonville, MO 64701	Incode (Tyler Technologies)
Telephone Number:	Fax Number:	
(816) 380-8903		
Prepared by:	Prepared by E-mail Address:	Municipal Judge(s) Active During Reporting Period:
Michelle Shaffer	michelle.shaffer@courts.mo.gov	Kevin Anderson

II. MONTHLY CASELOAD INFORMATION		Alcohol & Drug Related Traffic	Other Traffic	Non-Traffic Ordinance
A. Cases (citations / informations) pending at start of month		116	726	713
B. Cases (citations / informations) filed		4	56	53
C. Cases (citations / informations) disposed				
	1. jury trial (Springfield, Jefferson County, and St. Louis County only)	0	0	0
	2. court / bench trial - GUILTY	0	0	0
	3. court / bench trial - NOT GUILTY	0	0	0
	4. plea of GUILTY in court	4	53	40
	5. violations Bureau Citations (i.e., written plea of guilty) and bond forfeitures by court order (as payment of fines / costs)	0	9	0
	6. dismissed by court	1	4	1
	7. nolle prosequi	1	6	8
	8. certified for jury trial (not heard in the Municipal Division)	0	0	0
	9. TOTAL CASE DISPOSITIONS	6	72	49
D. Cases (citations / informations) pending at end of month [pending caseload = (A + B) – C9]		114	710	717
E. Trial de Novo and / or appeal applications filed		0	0	0

III. WARRANT INFORMATION (pre- & post-disposition)		IV. PARKING TICKETS	
1. # Issued during reporting period:	115	Does court staff process parking tickets? Yes	
2. # Served/withdrawn during reporting period:	125	1. # Issued during reporting period:	0
3. # Outstanding at end of reporting period:	892		

V. DISBURSEMENTS	
Excess Revenue (minor traffic and municipal ordinance violations, subject to the excess revenue percentage limitation)	
Fines – Excess Revenue	\$8,070.75
Clerk Fee – Excess Revenue	\$696.50
Crime Victims Compensation (CVC) Fund surcharge – Paid to City/Excess Revenue	\$21.83
Bond forfeitures (paid to city) – Excess Revenue	\$0.00
Total Excess Revenue	\$8,789.08
Other Revenue (non-minor traffic and ordinance violations, not subject to the excess revenue percentage limitation)	
Fines – Other	\$4,525.50
Clerk Fee – Other	\$336.00
Judicial Education Fund (JEF) Court does not retain funds for JEF: Yes	
Peace Officer Standards and Training (POST) Commission surcharge	\$86.00
Crime Victims Compensation (CVC) Fund surcharge – Paid to State	\$617.81
Crime Victims Compensation (CVC) Fund surcharge – Paid to City/Other	\$10.36
Law Enforcement Training (LET) Fund surcharge	\$173.50
Domestic Violence Shelter surcharge	\$172.00
Inmate Prisoner Detainee Security Fund surcharge	\$172.00
Sheriffs' Retirement Fund (SRF) surcharge	\$261.00
Restitution	\$0.00
Parking ticket revenue (including penalties)	\$0.00
Bond forfeitures (paid to city) – Other	\$550.00
Total Other Revenue	\$6,904.17
Other Disbursements: Enter below additional surcharges and/or fees not listed above. Designate if subject to the excess revenue percentage limitation. Examples include, but are not limited to, arrest costs, witness fees, and board bill/jail costs.	
E/R BAD CHECK FEE	\$30.00
DWI RECOUPMENT FEE - NOT EXCESS REVENUE	\$325.00
Total Other Disbursements	\$355.00
Total Disbursements of Costs, Fees, Surcharges and Bonds Forfeited	\$16,048.25
Bond Refunds	\$100.00
Total Disbursements	\$16,148.25