

**MINUTES OF BOARD OF TRUSTEES MEETING  
MARCH 25, 2019  
VILLAGE OF CLAYCOMO, MISSOURI**

Chairman Sulzberger called the recessed Executive Meeting of March 25, 2019, to order at 7:12 pm.

Pro-Tem Goeller moved to adjourn the Executive Meeting of March 25, 2019, seconded by Trustee Graves. Trustees Graves, Hook and Pro-Tem Goeller yea, Trustee Thompson abstained and Chairman Sulzberger yea. Motion Carried.

The Regular Meeting of March 25, 2019 was called to order at 7:13 pm. Those Present: Chairman Sulzberger, Pro-Tem Dale Goeller, Trustees Cindy Graves, Daryl Hook, and Greg Thompson. Police Chief Matt Coonce, Fire Chief Eric Miles, and Village Clerk Jamie Wright.

Chairman Sulzberger asked everyone to stand for the Pledge of Allegiance.

Trustee Thompson moved to approve the Regular Meeting Minutes of March 11, 2019, seconded by Trustee Hook after correction. Trustees Graves, Hook and Thompson yea, Pro-Tem Goeller yea, and Chairman Sulzberger yea. Motion carried.

Pro-Tem Goeller moved to approve the Budget Meeting Minutes of March 11, 2019, seconded by Trustee Hook. Trustees Graves, Hook yea; Thompson abstained, Pro-Tem Goeller yea, and Chairman Sulzberger yea. Motion carried.

Pro-Tem Goeller moved to approve the Budget Meeting Minutes of March 18, 2019, seconded by Trustee Hook. Trustees Graves, Hook yea; Thompson abstained, Pro-Tem Goeller yea, and Chairman Sulzberger yea. Motion carried.

Trustee Thompson moved to approve the Payment of Bills for the period of March 8, 2019 thru March 22, 2019, seconded by Pro-Tem Goeller. Trustees Graves, Hook and Thompson yea, Pro-Tem Goeller yea, and Chairman Sulzberger yea. Motion carried.

**OLD BUSINESS:**

Police Chief Coonce said the car would be arriving the second or third week of May. Coonce then said the canine training would be done in a little over a week. Once the training is finished, Officer Lorenson will then go to training to become certified. Once he is certified, then Tank will work with Officer Lorenson.

Chief Miles said pictures were taken by JR Roofing and sent to Owens Corning. Miles also added the Squad should be completed in two or three weeks, which is now being painted and the pull out bed is being completed.

Trustee Thompson asked the old squad to be sold on Govdeals.com in order to get more offers and to take the highest bid.

Trustee Hook asked about the status of codification. Chairman Sulzberger and Trustee Goeller are working on the new ordinances. Clerk Wright interjected by stating the word proofs have been submitted and once all everything is codified, amendments only need to be submitted. Hook also said the lights are on in the gazebo at Mildred Keeney Park at all times of day and night. Discussion for different types of lights to be installed so they are not on 24 hours. Trustee Thompson said a new panel was professionally installed by Joe Kilowatt.

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Trustee Goeller asked about the status of the signs. Clerk Wright said we have not received any bids. Goeller asked what the period is and Wright stated all companies do know the signs have to be installed by August 1, 2019.

Joyce Buchanan, resident of 430 Meadowbrook, requested fines to be increased, or to be condemned for properties that are uninhabitable. Chief Coonce responded they are working on it with Officer Lorenson to condemn the property. Chairman Sulzberger also responded by saying she and Trustee Goeller are reviewing the ordinances with any fees. Sulzberger is also going to go to the County and State to see how they handle properties that are uninhabitable. The property Ms. Buchanan is speaking of is 426 Meadowbrook. Trustee Thompson said to send them registered letters, seal the doors, and add this to the Deed of Trust. The owners cannot sell the property until the property is habitable and the Deed of Trust is being paid to the Village of Claycomo.

Kim Holmes, resident of 451 Meadowbrook, stated the root problem is property owners and requested an ordinance for landlords. She stated Kansas City, Kansas does yearly inspections. Trustee Thompson advised the residents to contact an attorney. Ms. Holmes responded by saying there is a nuisance abatement law in Missouri that is used frequently in Missouri. Chief Coonce restated they are working on it. Resident said she has been patient for the last five years and would like to know how it is being looked into; is an attorney looking into it? Chief Coonce said he and his officers had a meeting last week and have gone through all the ordinances to see if the ordinances needed to be updated. Ms. Holmes said this is not an answer. Chairman Sulzberger said as part of the Board, the ordinances have to be reviewed first. The changes then need to be sent to the Village Attorney, and then to the Board stating the ordinances have been changed. Chairman Sulzberger said this is the first she has heard of this house. She responded by saying there is not an answer this evening. Trustee Thompson said to contact the Village Attorney to send a letter to the property owner.

Steven Barfoot, resident of 451 Meadowbrook, said he appreciated a letter, but what is going to happen after? Chairman Sulzberger said there is steps to condemn the property and the process will not be a fast process. Apologies again were voiced to the residents, but this was the first time Sulzberger heard of this property.

Joyce Buchanan asked if the police should called continuously if people were seen in the house at night. Chief Coonce said yes, definitely keep calling. Chickens were then discussed and the ordinances of the dwelling.

Aaron Todd, a perspective business owner, approached the board about Amendment 2, Medical Marijuana. He is opening up to the board about coming to Claycomo with a dispensary at 473 E 69 Hwy, but he wants the boards blessing first. Chairman Sulzberger said she would like to see the dispensary to come into the Village of Claycomo, and the economic benefit of having Medical Marijuana will be enormous.

### NEW BUSINESS

Chief Coonce said he was mistaken by saying Tank will not be at the Fire Departments Pancake Breakfast this coming Saturday.

Chief Miles let the audience know the Fire Association is having the Pancake Breakfast this Saturday from 8 AM to 12 PM.

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Trustee Graves asked about the property at 435 and 69 N has trash in the mound if it was MoDOT or if this is something the Village needs to take care of. She also asked if we are responsible for the parking area and the walking trail down Claycomo Road. She asked if there is a light there. There is a lot of trash there. She suggested adding a light. Trustee Goeller said we could add a light there since the road is the Village's.

Chairman Sulzberger asked the Chief of Police if he had anyone to do mediation. Chief Coonce did say they do mediation quite a bit. Sulzberger also said the house on Poe has been parking on the street all night on a hill. Chief Coonce said his officers were aware.

Clerk Wright read Bill No. 2999 to become Ordinance No. 2998; **AN ORDINANCE SETTING THE SALARY OF THE CHAIRMAN AND TRUSTEES OF THE VILLAGE OF CLAYCOMO, CLAY COUNTY MISSOURI AND TO ESTABLISH THE FUTURE SALARY FOR THE CHAIRMAN AND THE BOARD OF TRUSTEES** to read as Be it ordained by the Board of Trustees of the Village of Claycomo, Missouri, as follows:

Section 1. From and after April 2, 2019 the salary of the Chairman of the Village of Claycomo, Missouri, elected on April 2, 2019 and have been duly sworn into office, shall be the sum of \$50.00 each month.

Section 2. From and after April 2<sup>nd</sup>, 2019 the salary of all Trustees of the Village of Claycomo, Missouri elected on April 2, 2019 and have been duly sworn into office and those Trustees elected thereafter shall be the sum of \$30.00 per month for regular meetings.

Section 3. The Chairman and Trustee elected to office prior to April 2, 2019 shall receive the annual salary in effect when they were elected to their respective offices and shall be entitled to the salary herein above provided only if elected to a new term of office after April 2, 2019.

Section 4. This ordinance repeals all ordinances or portions of ordinances in conflict herewith.

Section 5. This ordinance shall be in effect from and after the 25<sup>th</sup> day of March 2019.

Trustee Thompson moved after first reading, seconded by Pro-Tem Goeller. Trustee Graves, yea; Trustee Hook, yea; Pro-Tem Goeller, yea; Trustee Thompson, yea.

Second reading by title only. Pro-Tem Goeller moved for Bill 2999 to become Ordinance 2998, seconded by Trustee Graves. Trustee Graves, yea; Trustee Hook, yea; Pro-Tem Goeller, abstained; Trust Thompson, yea. Motion carried.

Clerk Wright read Bill No. 2998, to become Ordinance No. 2997: **AN ORDINANCE APPROVING AND ADOPTING THE BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR 2019-2020, FOR THE VILLAGE OF CLAYCOMO, MISSOURI** to be read as **BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CLAYCOMO, CLAY COUNTY, MISSOURI, AS FOLLOWS:**

**SECTION 1.** There is hereby adopted a budget for the financial expenditures of the Village of Claycomo for the fiscal year beginning April 1, 2019 and ending March 31, 2020. A copy of the details of said budget is attached hereto, and is incorporated herein by reference.

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**SECTION 2.** That all expenditures by the Village of Claycomo for the said fiscal year shall be in accordance with said budget, providing that any expenditure may be increased by the Board of Trustees upon passage by the Board of Trustees of a Resolution setting forth the facts and reasons making the increasing necessary.

THE FOREGOING BILL WAS PUBLICLY READ AT THE BOARD MEETING OF THE BOARD OF TRUSTEES OF SAID VILLAGE, AND THEREAFTER DULY PASSED AT SAID MEETING ON THE 25th DAY OF MARCH, 2019.

Pro-Tem Goeller moved after first reading, seconded by Trustee Thompson. Trustee Goeller, yea; Trustee Graves, yea; Trustee Hook, yea; Trustee Thompson, yea. Motion carried.

Second reading by title only. Pro-Tem Goeller moved for Bill 2998 to become Ordinance 2997, seconded by Trustee Graves. Trustee Graves, yea; Trustee Hook, yea; Pro-Tem Goeller, yea; Trust Thompson, yea. Motion carried.

Clerk Wright read Bill No. 3000, to become Ordinance No. 2999: **AN ORDINANCE PROVIDING 'FAIR HOUSING' FOR THE VILLAGE OF CLAYCOMO, MISSOURI.**

**DEFINES DISCRIMINATORY HOUSING PRACTICES, AND CREATES A FAIR HOUSING COMMITTEE. BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CLAYCOMO, MISSOURI, AS FOLLOWS:**

### SECTION 1. - Declaration of Policy

The Board of Trustees of the Village of Claycomo, Missouri hereby declares it to be the public policy of the City to eliminate discrimination and safeguard the right of any person to sell, purchase, lease, rent, or obtain real property without regard to race, color, religion, sex, handicap, familial status, sexual orientation or national origin. This ordinance shall be deemed an exercise of the police powers of the Village of Claycomo for the protection of the public welfare, prosperity, health, and peace of the people of Claycomo, Missouri.

### SECTION 2. - Definitions

For the purpose of this ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein unless the context otherwise indicates.

- a. Person shall include any individual, firm, partnership, or corporation.
- b. Aggrieved Person shall include any person who is attempting to provide housing for himself and/or his family in the Village of Claycomo, Missouri.
- c. Discriminate shall mean distinctions in treatment because of race, color, religion, sex, handicap, familial status, sexual orientation or national origin of any person.

### SECTION 3. - Discriminatory Practices

It shall be a discriminatory practice and a violation of the ordinance for any person to:

- a. Refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, color, religion, sex, handicap, familial status, sexual orientation or national origin of any person.
- b. Discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, color, religion, sex, handicap, familial status, sexual orientation or national origin.
- c. Make, print, or publish, or cause to be made, printed, or published any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, color, religion, sex, handicap, familial status, sexual orientation or national origin, or an intention to make any such preference, limitation, or discrimination.

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- d. Represent to any person because of race, color, religion, sex, handicap, familial status, sexual orientation or national origin, that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available.
- e. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood or a person or persons of a particular race, color, religion, sex, handicap, familial status, sexual orientation or national origin.
- f. Discriminate in the sale or rental of housing on the basis of a handicap of that buyer or renter; a person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or any person associated with that buyer or renter. The design and construction of new multi-family dwellings containing four (4) or more units is required to meet certain adaptability and accessibility requirements in accordance with Section 804 of the 1988 Fair Housing Amendments Act.
- g. Discriminate in the sale or rental of housing on the basis of familial status or because a family has children, exempting certain types of buildings that house older persons (e.g. Section 202 housing) in accordance with Section 807 of the 1988 Fair Housing Amendments Act.

### SECTION 4. - Discrimination in the Financing of a House

It shall be unlawful for any bank, building and loan association, insurance company, or other corporation, association, firm, or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan to a person applying therefore for the purpose of purchasing, constructing, repairing, or maintaining a dwelling, or to discriminate against any person in the fixing of the amount or conditions of such loan, because of the race, color, religion, sex, handicap, familial status, sexual orientation or national origin of such person, or of any person therein associated in connection with such financing.

### SECTION 5. - Administration

- a. There is hereby created a Fair Housing Committee whose membership shall consist of five members, who shall be appointed by the Chairman of the Board of the Village with the approval of the Board of Trustees.
- b. Every complaint of a violation of this ordinance shall be referred to a Fair Housing Committee. The Fair Housing Committee shall forthwith notify the person against whom the complaint is made. The identity of the aggrieved person shall be made known to the person against whom the complaint is made at that time. If the Fair Housing Committee, after investigation, finds there is no merit to the complaint, the same shall be dismissed. If the Fair Housing Committee finds that there is merit in the complaint, in their opinion, then and in that event, the Fair Housing Committee will endeavor to eliminate the alleged discriminatory practice by conference and conciliation.
- c. If the Fair Housing Committee is unable to eliminate the alleged discriminatory practice by conference and conciliation, then and in that event, the Fair Housing Committee shall forward said complaint to the Village Attorney for handling. The final determination of whether to prosecute in Municipal Court on said complaint shall be left to the Village Attorney.
- d. Nothing in this ordinance shall be construed in such manner as to limit administrative enforcement mechanisms and recourse against alleged discriminatory housing practices through the U.S. Department of Housing and Urban Development, as specified under Section 810 of the Fair Housing Act as amended effective March 12, 1989, or through the Missouri Commission on Human Rights, as specified in applicable state statutes.

### SECTION 6. - Enforcement

- a. Any person convicted in Municipal Court of a violation of this ordinance shall be punished by a fine of (not more than) \$100.

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- b. The Village Attorney, instead of filing a complaint in Municipal Court of said Village, may, as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

### SECTION 7. - Severability

If any section, subsection, paragraph, sentence, clause, or phrase of these standards shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance which shall continue in full force and effect. To this end, the provisions of this ordinance are hereby declared to be severable.

### SECTION 8. - Savings Clause

This ordinance shall not affect violations of any other ordinance, code, or regulation of the Village of Claycomo existing prior to the effective date hereof. Any such violations shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes, or regulations in effect at the time the violation was committed.

Read and passed, approved, and adopted by the Board of Trustees of the Village of Claycomo, Missouri, this 25<sup>th</sup> Day of March, 2019.

Trustee Hook moved after first reading, seconded by Trustee Thompson. Trustee Goeller, yea; Trustee Graves, yea; Trustee Hook, yea; Trustee Thompson, nay; Chairman Sulzberger, yea. Motion carried.

Second reading by title only. Trustee Graves moved for Bill 3000 to become Ordinance 2999, seconded by Pro-Tem Goeller. Trustee Graves, yea; Trustee Hook, yea; Pro-Tem Goeller, yea; Trust Thompson, nay; Chairman Sulzberger, yea. Motion carried.

Trustee Thompson moved to approve the offer of employment to Jude Bruce as a part-time Police Clerk at the hourly rate of pay of \$13.75 and to serve a six-month probation period to be paid from the Police Department for \$14,300 from fund 603100 and the Fire Department for \$3,575 from fund 602100, seconded by Pro-Tem Goeller. All yea. Motion carried.

Trustee Hook moved for approval of Resolution 113 from the Board of Trustees of the Village of Claycomo, Clay County, Missouri to seek funding through the CDBG program and authorizing the Chairman to pursue activities in an attempt to secure funding, seconded by Pro-Tem Goeller. Trustee Graves, yea; Trustee Hook, yea; Pro-Tem Goeller, yea; Trust Thompson, nay; Chairman Sulzberger, yea. Motion carried.

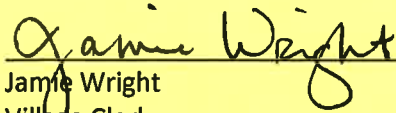
Trustee Graves moved for approval of Resolution 114 from the Board of Trustees of the Village of Claycomo, Clay County, Missouri establishing rules and regulations regarding the use of excessive force during non-violent civil rights demonstrations, including physically barring access to a facility or location which is the subject of such demonstration, and providing penalties for violations thereof, seconded by Pro-Tem Goeller. Trustee Graves, yea; Trustee Hook, nay; Pro-Tem Goeller, yea; Trust Thompson, nay; Chairman Sulzberger, yea. Motion carried.

Pro-Tem Goeller moved to approve Deputy Clerk Lylli Butler to attend "Building a Model Police Records Unit" in Liberty, MO on May 14<sup>th</sup> and 15<sup>th</sup>, 2019 for \$385 for the training and \$15 per day from budget line 603260 from the Police Training Fund, not to exceed \$415, seconded by Trustee Graves. All yea. Motion carried.

Trustee Thompson moved to approve a 1-year service / support renewal for both Sophos firewalls, seconded by Pro-Tem Goeller. All yea. Motion carried.

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There being no further business with the Board, Trustee Thompson moved to recess the meeting, subject to the call of the Chairman, seconded by Pro-Tem Goeller. All yea. Motion carried. Recessed at 9:14PM.



Jamie Wright  
Village Clerk



Norma Sulzberger, Chairman  
Board of Trustees