

**MINUTES OF THE  
BELTON CITY COUNCIL  
REGULAR MEETING  
APRIL 14, 2015  
CITY HALL ANNEX  
520 MAIN STREET, BELTON, MISSOURI**

**2014-2015 CITY COUNCIL**

Mayor Davis called the regular meeting to order at 7:00

Councilman Hoag led the Pledge of Allegiance to the Flag.

Councilmen present: Mayor Jeff Davis, Councilmen Jackie Cook, Jeff Fletcher, Al Hoag, Gary Lathrop, Chet Trutzel, and Scott Von Behren. Absent: Councilmen Everett Loughridge and Tim Savage. Also present: Aaron March, City Attorney; Ron Trivitt, City Manager, and Patti Ledford, City Clerk.

**CONSENT AGENDA:**

Councilman Hoag moved to approve the consent agenda consisting of a **motion approving the minutes of the March 24, 2015, City Council regular meeting**. Councilman Von Behren seconded. All present voted in favor. Councilmen Loughridge and Savage absent. Consent agenda approved.

**ORDINANCES:**

Patti Ledford, City Clerk, gave the final reading of Bill No. 2015-17: **AN ORDINANCE AMENDING CHAPTER 14, ENTITLED "NUISANCES", OF THE BELTON CITY CODE**. Presented by Councilman Hoag, seconded by Councilman Trutzel. Aaron March, City Attorney, said the ordinance in the packets reflects revisions and needs to be amended. **Councilman Cook moved to amend Bill No. 2015-17, as presented for final reading**. Councilman Trutzel seconded. All voted in favor of the amendment. There was some discussion. Vote on the final reading, as amended was then recorded; Ayes: 6, Councilman Trutzel, Mayor Davis, Councilmen Von Behren, Fletcher, Cook, and Hoag; Noes: 1, Councilman Lathrop; Absent: 2, Councilmen Loughridge and Savage. Bill No. 2015-17 was declared passed and in full force and effect as Ordinance No. 2015-4084, subject to Mayoral veto.

Ms. Ledford read Bill No. 2015-22: **AN ORDINANCE DECLARING THE RESULTS OF THE ANNUAL ELECTION OF MUNICIPAL OFFICERS OF THE CITY OF BELTON, MISSOURI**. Presented by Councilman Hoag, seconded by Councilman Fletcher. Vote on the first reading was recorded; Ayes: 7. Mayor Davis, Councilmen Trutzel, Hoag, Fletcher, Lathrop, Von Behren, and Cook; Noes: None; Absent: 2, Councilmen Loughridge and Savage. **Councilman Hoag moved to hear the final reading**. Councilman Fletcher seconded. All voted in favor. The final reading was read. Presented by Councilman Hoag, seconded by Councilman Von Behren. The Council was polled and the following vote recorded; Ayes: 7, Councilmen Cook, Hoag, Mayor Davis, Councilmen Fletcher, Trutzel, Von Behren, and Lathrop; Noes: None; Absent: 2, Councilmen Loughridge and Savage. Bill No. 2015-22 was declared passed and in full force and effect as Ordinance No. 2015-4085, subject to Mayoral veto.

Mayor Davis presented a plaque to outgoing Councilman Everett Loughridge. He said he was unable to attend this evening due to an illness. Mayor Davis said he is an outstanding individual. He is active with the school; he is a veteran. We will miss him and his good humor. He is a good man and we wish him good health. Councilman Loughridge served as Councilman from April 12, 2005-April 14, 2015.

Mayor Davis then presented a plaque to outgoing Councilman Jacqueline Cook for her service as councilmember from March 4, 2014-April 14, 2015. He said she was hand-picked and did a great job during her short time on the Council. She is an extremely gifted public servant and he wished there were more people involved like she is. She brought a lot to the table.

Mayor Davis recessed for a short reception to recognize the outgoing and incoming councilmembers.

Mayor Davis called the meeting back to order at 7:24 P.M.

## **2015-2016 CITY COUNCIL**

Patti Ledford, City Clerk, administered the oath of office to the newly elected councilmembers: Gary Lathrop Ward 4; Bob Newell Ward 3; Dean Van Winkle Ward 2, Scott Von Behren Ward 1

### **ROLL CALL:**

Councilmen present: Mayor Jeff Davis, Councilmen Jeff Fletcher, Al Hoag, Gary Lathrop, Bob Newell, Chet Trutzel, Dean Van Winkle and Scott Von Behren. Absent: Councilman Tim Savage Also present: Aaron March, City Attorney; Ron Trivitt, City Manager, and Patti Ledford, City Clerk.

Councilman Hoag moved to approve the consent agenda consisting of **a motion approving a temporary caterer's liquor license permit for Jose Peppers, 1100 E North Ave, for a Cinco de Mayo celebration May 5, 2015, in their parking lot, contingent upon obtaining their state liquor permit; a motion approving a black and white network printer for use in the City Annex from GFI Digital for \$7,649.47; a motion approving Resolution R2015-19: A resolution authorizing the City Council of Belton, Missouri to appoint Robert Benson to serve on the Public Works Committee; and a motion approving Resolution R2015-20: A resolution authorizing the City Council of Belton, Missouri to reappoint Gibson Pearis and appoint Paul Fyffe as directors of the Industrial Development Authority of the City of Belton, Missouri.** Councilman Lathrop seconded. All present voted in favor. Councilman Savage absent. Consent agenda approved.

### **ORDINANCES:**

Ms. Ledford read Bill No. 2015-23: **AN ORDINANCE ACCEPTING AN AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION TO CONSTRUCT AN ADA COMPLIANT SIDEWALK AND TRAIL FROM THE OIL CREEK GREENWAY TO KENTUCKY ROAD CONNECTING THE CITIES OF BELTON AND RAYMORE.** Presented by Councilman Trutzel, seconded by Councilman Von Behren. Todd Spalding, Park Director, said 10 years ago we put together a Park Master Plan for trails. This grant is awarded through MARC (Mid-America Regional Council). The city's portion is about \$200,000 and MARC's portion \$500,000. The project will be designed and bid in 2016 and completed in 2017. We have completed several key trail segments in recent years like 163<sup>rd</sup>, Cleveland Lake and Gateway, and continue through projects like 155<sup>th</sup>, Markey Parkway and the Nexus project. He asked for Council support. Councilman Trutzel asked if this will be maintained by the park and is the \$200,000 an amount the park can fund. Mr. Spalding said yes, and the money will come out of the operating budget. Councilman Lathrop mentioned that a few years ago there was a trail to go underneath I-49, but it is not connected yet. Mr. Spalding said that we are waiting on plans for the development. There is a big retaining wall that will have to be built. It will have to be coordinated between the developer and how it connects. Mr. Spalding went on to say the reason Belton scored so well is that the plan is a connecting point, but also connected to Raymore. The third one will connect all the way to County Line Road which connects to Longview Lake trails. Vote on the first reading was recorded; Ayes: 8, Councilmen Trutzel, Von Behren, Hoag, Mayor Davis, Councilmen Lathrop, Fletcher, Newell, and Van Winkle; Noes: None; Absent: 1, Councilman Savage. First reading passed.

Ms. Ledford read Bill No. 2015-24: **AN ORDINANCE ADDING A NEW SECTION 6-67 TO CHAPTER 6, ARTICLE II, DIVISION 2, REQUIREMENTS AND PROCEDURE, OF THE CODE OF ORDINANCES FOR THE CITY OF BELTON, MISSOURI.** Presented by Councilman Hoag, seconded by Councilman Lathrop. Vote on the first reading was recorded; Ayes: 8, Councilmen Trutzel, Newell, Hoag, Van Winkle, Von Behren, Fletcher, Lathrop and Mayor Davis; Noes: None; Absent: 1, Councilman Savage. First reading passed.

Ms. Ledford read Bill No. 2015-25: **AN ORDINANCE AMENDING CHAPTER 6, ARTICLE II, DIVISION 2, SECTION 6-55, EVIDENCE OF WORKERS' COMPENSATION INSURANCE PRIOR TO A LICENSE ISSUANCE, OF THE CODE OF ORDINANCES FOR THE CITY OF BELTON, MISSOURI.** Presented by Councilman Trutzel, seconded by Councilman Hoag. Vote on the first reading was recorded; Ayes: 8, Mayor Davis, Councilmen Hoag, Newell, Von Behren, Fletcher, Lathrop, Trutzel, and Van Winkle; Noes: None; Absent: 1, Councilman Savage. First reading passed.

Ms. Ledford read Bill No. 2015-26. **AN ORDINANCE AMENDING CHAPTER 6, ARTICLE XIII, DIVISION 2, SECTIONS 6-665 AND 6-666, SMALL LOAN ESTABLISHMENTS-LICENSE AND PERMIT, OF THE CODE OF ORDINANCES FOR THE CITY OF BELTON, MISSOURI.** Presented by Councilman Trutzel, seconded by Councilman Von Behren. Vote on the first reading was recorded; Ayes: 8, Councilman Lathrop, Newell, Von Behren, Hoag, Fletcher, Mayor Davis, Councilman Trutzel, and Van Winkle; Noes: None; Absent: 1, Councilman Savage. First reading passed.

Ms. Ledford read Bill No. 2015-27: **AN ORDINANCE AMENDING SECTIONS: 42-36, RATES INSIDE THE CITY; 42-38, WATER RATES FOR APPROVED WATER DISTRICTS OR LOCAL GOVERNMENTS; 42-39, RATES FOR WATER CONSUMED OUTSIDE CITY; 42-296, SEWER SYSTEM USER RATES; OF THE UNIFIED DEVELOPMENT CODE OF THE CITY OF BELTON, MISSOURI.** Presented by Councilman Hoag, seconded by Councilman Lathrop. Vote on the first reading was recorded; Ayes: 8, Councilmen Lathrop, Newell, Von Behren, Hoag, Fletcher, Mayor Davis, Councilmen Van Winkle and Trutzel; Noes: None; Absent: 1, Councilman Savage. **Councilman Von Behren moved to hear the final reading.** Councilman Hoag seconded. All present voted in favor. The final read was read. Presented by Councilman Hoag, seconded by Councilman Trutzel. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Trutzel, Mayor Davis, Councilmen Lathrop, Von Behren, Fletcher, Van Winkle, and Hoag; Noes: None; Absent: 1, Councilman Savage. Bill No. 2015-27 was declared passed and in full force and effect as Ordinance No. 2015-4086, subject to Mayoral veto.

Ms. Ledford read Bill No. 2015-28: **AN ORDINANCE APPROVING AN AGREEMENT WITH MIDWEST DIVISION-RBH, LLC d/b/a BELTON REGIONAL MEDICAL CENTER FOR JAIL FOOD SERVICE.** Presented by Councilman Trutzel, seconded by Councilman Hoag. Police Chief James Person said the City had had a contract with the hospital for 24 years for jail food service. They provide hot meals for lunch and dinner and cereal for breakfast. The contract was approved in 2008 for 5 years; in 2013 no changes and 2015 no changes. This agreement is for another 2 year renewal. Vote on the first reading was recorded; Ayes: 8, Mayor Davis, Councilman Trutzel, Hoag, Fletcher, Lathrop, Von Behren, Newell and Van Winkle; Noes: None; Absent: 1, Councilman Savage. **Councilman Hoag moved to hear the final reading.** Councilman Lathrop seconded. All voted in favor. The final reading was read. Presented by Councilman Hoag, seconded by Councilman Trutzel. The Council was polled and the following vote recorded; Ayes; 8, Councilmen Van Winkle, Hoag, Mayor Davis, Councilman Fletcher, Trutzel, Newell, Von Behren, and Lathrop; Noes: None; Absent: 1, Councilman Savage. Bill No. 2015-28 was declared passed and in full force and effect as Ordinance No. 2015-4087, subject to Mayoral veto.

Ms. Ledford read Bill No. 2015-29: **AN ORDINANCE ACCEPTING THE RESIGNATION OF THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A. AS FISCAL AGENT WITH RESPECT TO CERTAIN OUTSTANDING BONDS OF THE CITY OF BELTON, MISSOURI; APPROVING THE APPOINTMENT OF UMB BANK, N.A., AS SUCCESSOR FISCAL AGENT; AND APPROVING CERTAIN DOCUMENTS AND OTHER ACTIONS IN CONNECTION THEREWITH.** Presented by Councilman Hoag, seconded by Councilman Lathrop. David Martin, from Gilmore and Bell, explained that the City is just replacing the fiscal agent due to the resignation of Bank of New York for the city's currently outstanding Chapter 100 Pace Capital Bonds. Vote on the first reading was recorded; Ayes: 8, Councilmen Trutzel, Newell, Hoag, Van Winkle, Von Behren, Fletcher, Lathrop, and Mayor Davis; Noes: None; Absent: 1, Councilman Savage. **Councilman Lathrop moved to hear the final reading.** Councilman Hoag seconded. All voted in favor. The final reading was read. Presented by Councilman Hoag, seconded by Councilman Lathrop. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Trutzel, Mayor Davis, Lathrop, Von Behren, Fletcher, Van Winkle, Hoag

and Newell; Noes: None; Absent: 1, Councilman Savage. Bill No. 2015 29 was declared passed and in full force and effect as Ordinance No. 2015-4088, subject to Mayoral veto.

#### **RESOLUTIONS:**

Mr. Trivitt read Resolution R2015-17: **A RESOLUTION FORMALLY ACCEPTING STREETS AND OTHER IMPROVEMENTS TO BELTON GATEWAY.** Presented by Councilman Hoag, seconded by Councilman Trutzel. Vote on the resolution was recorded with all present voting in favor. Councilman Savage absent. Resolution passed.

Mr. Trivitt read Resolution R2015-18: **A RESOLUTION APPROVING TASK AGREEMENT #19 WITH OLSSON ASSOCIATES TO DESIGN THE BUENA VISTA AND EAST PACIFIC DRIVE STORMWATER INFRASTRUCTURE IMPROVEMENTS.** Presented by Councilman Hoag, seconded by Councilman Lathrop. Vote on the resolution was recorded with all present voting in favor. Councilman Savage absent. Resolution passed.

#### **MAYOR'S COMMUNICATIONS:**

Mayor Davis said business is booming. Currently there are 60 vendors signed up for the Fall Festival. Community Days is in June; Citizen Appreciation Fair is May 14 at Memorial Park.

Jeff Fisher, Public Works Director, said the APWA (American Public Works Association) held its public works institute at Memorial Station. We hosted it for three days and it was well attended.

Mayor Davis said he attended the Cass County Coalition joint Chamber meeting today. There was a full house at Carnegie Village. It was good and the emphasis was on regional concept and working better together than apart. There is a lot of joint effort between Raymore, Peculiar, and Belton.

**Councilman Lathrop moved to appoint Scott Von Behren as Mayor Pro Tem.** Councilman Trutzel seconded. A vote was cast with all present voting in favor. Councilman Savage absent. Motion carried.

**Councilman Hoag moved to appoint Jeff Fletcher as Park Board liaison.** Councilman Trutzel seconded. A vote was cast with all present voting in favor. Councilman Savage absent. Motion carried

**Councilman Trutzel moved to appoint Tim Savage as Planning Commission liaison.** Councilman Von Behren seconded. A vote was cast with all present voting in favor. Councilman Savage absent. Motion carried

#### **OTHER BUSINESS:**

Councilman Lathrop said there is a Cass County League of Cities meeting tomorrow at 6:30 P.M. in Harrisonville.

Councilman Trutzel asked about the equipment behind QuikTrip Mr. Leipzig said hopefully they will finish the project in 6 months. They plan to keep the existing store open as long as they can and then tear down the old store.

Being no further business, Councilman Hoag moved to adjourn at 8:02 P.M. Councilman Von Behren seconded. All present voted in favor. Councilman Savage absent. Meeting adjourned.

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Patti Ledford, City Clerk

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Jeff Davis, Mayor