

**MINUTES OF THE  
BELTON CITY COUNCIL  
REGULAR MEETING  
DECEMBER 22, 2015  
CITY HALL ANNEX  
520 MAIN STREET, BELTON, MISSOURI**

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

Councilman Newell led the Pledge of Allegiance to the Flag.

Councilmen present: Mayor Jeff Davis, Councilmen Gary Lathrop, Scott Von Behren, Jeff Fletcher, Bob Newell, Chet Trutzel, Al Hoag, and Dean Van Winkle. Absent: Tim Savage. Also present were Megan McGuire, City Attorney; Ron Trivitt, City Manager; and Andrea Cunningham, Executive Secretary.

**CONSENT AGENDA:**

Councilman Hoag moved to approve the consent agenda consisting of a **motion approving the minutes of the December 8, 2015, City Council regular meeting; and a motion approving the purchase of vehicle accessories for the four newly acquired police patrol vehicles.** Councilman Von Behren seconded. All present voted in favor. Councilman Savage absent. Consent agenda approved.

**ORDINANCES:**

Councilman Trutzel moved to approve the amendment of Bill No. 2015-07. The first reading was passed on February 24, 2015, but there have been changes made to the collective bargaining provisions. Councilman Fletcher seconded. All present voted in favor. Councilman Savage absent. Motion carried.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-17, as amended: **AN ORDINANCE ADOPTING PROVISIONS FOR COLLECTIVE BARGAINING WITH POLICE.** Presented by Councilman Trutzel, seconded by Councilman Von Behren. The Council was polled and following vote recorded; Ayes: 8, Councilmen Newell, Hoag, Fletcher, Von Behren, Trutzel, Van Winkle, Lathrop, and Mayor Davis; Noes: None; Absent: 1, Councilman Savage. Bill No 2015-07 was declared passed and in full force and effect as Ordinance No. 2015-4161, subject to mayoral veto.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-80: **AN ORDINANCE APPROVING THE PETITION TO ESTABLISH THE GRAND HILL COMMUNITY IMPROVEMENT DISTRICT; ESTABLISHING THE GRAND HILL COMMUNITY IMPROVEMENT DISTRICT, GENERALLY LOCATED EAST OF THE SOUTH OUTER ROAD OF INTERSTATE 49 ALONG GRAND STREET AND HILL STREET, ALL IN THE CITY OF BELTON, MISSOURI; AND DIRECTING THE CITY CLERK TO REPORT THE CREATION OF THE DISTRICT TO THE MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT.** Presented by Councilman Hoag, seconded by Councilman Trutzel. First reading was originally postponed on October 13, 2015. Revisions to the ordinance and petition were made since October 13 and are presented here. Councilman Lathrop expressed concerns about what liability the City would have with this CID. Megan McGuire explained that the City is not responsible for the District. Grand Hill is

petitioning the City to allow them to form the CID, set up the fee collection, etc. The fee collection is done through the county not the City. The District would still have to comply with our City standards. Public Works will inspect and monitor the work, but is not responsible for maintenance. This was addressed with Mr. Panek and his attorney. Ms. McGuire also said there will be continuing negotiations on the cooperative agreement before any permitting is done. There have been some code enforcement issues in the Grand Hill area. Tamara Schenke, Code Enforcement Officer, has been working with the tenants to address them. Seventeen letters were sent out to the building owners. Councilman Lathrop said the 1 ½" line to be installed seems really small. Jeff Fisher, Public Works Director, said the City is still working on this with the engineer. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed. **Councilman Lathrop moved to hear the final reading.** Councilman Trutzel seconded. All present voted in favor. The final reading was read. Presented by Councilman Hoag, seconded by Councilman Trutzel. The Council was polled and following vote recorded; Ayes: 8, Mayor Davis, Councilmen Newell, Trutzel, Hoag, Van Winkle, Fletcher, Lathrop, and Von Behren; Noes: None; Absent: 1, Councilman Savage. Bill No 2015-80 was declared passed and in full force and effect as Ordinance No. 2015-4162, subject to mayoral veto.

Councilman Hoag moved to reconsider Bill No. 2015-99: **AN ORDINANCE APPROVING THE RE-APPROPRIATION & REVISION OF THE FISCAL YEAR 2016 ADOPTED CITY BUDGET TO REFLECT THE SALARY IMPLICATIONS FOR ADDING ONE ASSISTANT FIRE MARSHAL POSITION AND DELETING ONE ASSISTANT FIRE CHIEF POSITION UNDER THE BELTON FIRE DEPARTMENT REORGANIZATION PLAN.** Councilman Trutzel seconded. First reading was passed on December 8, 2015, but final reading failed because it did not receive five affirmative votes. All present voted in favor of the motion to reconsider. Councilman Savage absent. Motion to reconsider passed.

Councilman Newell moved to approve the amendment of Bill No. 2015-99. First reading was passed on December 8, 2015, but there have been changes to the budget numbers. Councilman Hoag seconded. All present voted in favor. Councilman Savage absent. Motion carried.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-99, as amended: **AN ORDINANCE APPROVING THE RE-APPROPRIATION & REVISION OF THE FISCAL YEAR 2016 ADOPTED CITY BUDGET TO REFLECT THE SALARY IMPLICATIONS FOR ADDING ONE ASSISTANT FIRE MARSHAL POSITION AND DELETING ONE ASSISTANT FIRE CHIEF POSITION UNDER THE BELTON FIRE DEPARTMENT REORGANIZATION PLAN.** Presented by Councilman Trutzel, seconded by Councilman Hoag. The Council was polled and following vote recorded; Ayes: 8, Councilmen Hoag, Fletcher, Von Behren, Van Winkle, Mayor Davis, Councilmen Trutzel, Lathrop, and Newell; Noes: None; Absent: 1, Councilman Savage. Bill No 2015-99 was declared passed and in full force and effect as Ordinance No. 2015-4163, subject to mayoral veto.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-100: **AN ORDINANCE CALLING AN ELECTION AND SUBMITTING THE QUESTION TO THE VOTERS ON CONTINUED APPLICATION AND COLLECTION OF LOCAL SALES TAX ON THE TITLING OF MOTOR VEHICLES, TRAILERS, BOATS AND OUTBOARD MOTORS THAT ARE PURCHASED FROM A SOURCE OTHER THAN A LICENSED MISSOURI DEALER; AND AUTHORIZING THE CITY CLERK TO NOTIFY THE CASS COUNTY ELECTION OFFICIAL OF THE APPROVAL OF THIS ORDINANCE AND REQUEST PLACING UPON THE APRIL 5, 2016 ELECTION BALLOT IN THE CITY OF BELTON, MISSOURI.** Presented by Councilman Hoag, seconded by Councilman Lathrop. Mayor Davis explained this is not a new tax. We need to pass

this in April. The City could lose an estimated \$200,000 if it's not passed. That will affect all aspects of City life (streets, public works, etc.) Ron Trivitt said this tax has always been there for titling vehicles purchased out of state. Councilman Van Winkle added this also keeps business in Missouri vs. going out of state. That's why it's so important to border cities. Vote of the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-101: **AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION (MODOT) TO INSTALL AND MAINTAIN PURPLE HEART SIGNS IN THE STATE RIGHT OF WAY.** Presented by Councilman Hoag, seconded by Councilman Von Behren. Vote of the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-102: **AN ORDINANCE AUTHORIZING THE CITY OF BELTON, MISSOURI THROUGH ITS POLICE DEPARTMENT TO RENEW A MAINTENANCE AND SUPPORT AGREEMENT WITH KENTON BROTHERS, INC. FOR THE BUILDING VIDEO SECURITY SYSTEM.** Presented by Councilman Lathrop, seconded by Councilman Hoag. Police Chief James Person said it is a continuation of an agreement that they previously had. Vote of the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-103: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING A MINOR CONSTRUCTION SERVICES AGREEMENT WITH PHILLIPS HARDY, INC. TO RELOCATE A PORTION OF OIL CREEK WITH APPROXIMATELY 335 CUBIC YARDS OF TYPE 3 ROCK DITCH LINER AS PART OF THE BELTON NEXUS PROJECT.** Presented by Councilman Newell, seconded by Councilman Hoag. Mayor Davis asked how Jeff Fisher chose Phillips Hardy to do the project. Mr. Fisher said they did the Menards and Marky Parkway project. They're already in town. Vote of the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

Andrea Cunningham, Executive Secretary, gave the first reading of Bill No. 2015-104: **AN ORDINANCE APPROVING THE REAPPROPRIATION & REVISION OF THE CITY OF BELTON FISCAL YEAR 2016 ADOPTED CITY BUDGET.** Presented by Councilman Hoag, seconded by Councilman Trutzel. This is to pay for part of the construction of the water tower at Markey Park. Missouri Department of Natural Resources determined that \$3000 was ineligible for SRF Funding. Vote of the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

## **RESOLUTIONS:**

Andrea Cunningham, Executive Secretary, read Resolution R2015-48: **A RESOLUTION APPROVING TASK AGREEMENT #2015-1 WITH PYRAMID EXCAVATION AND CONSTRUCTION, INC. TO MAKE NECESSARY REPAIRS TO THE SANITARY SEWER LINE BETWEEN HACKBERRY AND 4<sup>TH</sup> STREET AT A NOT TO EXCEED COST OF \$25,000.** Presented by Councilman Hoag, seconded by Councilman Van Winkle. Mr. Fisher explained that the clay sewer pipe failed and deteriorated quickly. Pyramid Excavation was the best bid. Vote of the resolution was recorded with all present voting in favor. Councilman Savage absent. Resolution passed.

## **CITY COUNCIL LIAISON REPORTS:**

Councilman Trutzel reported on the Solid Waste Task Force meeting. They are discussing the single trash hauler. It will reduce cost to the community and reduce the impact on the streets and environment. The goal is to improve community appeal. They discussed possibly holding off on pursuing the single hauler for a short amount of time because a local company was bought out by a national company. They also discussed possibly doing a public online survey, having a particular business license for trash haulers, and contacting cities that have already made the switch to a single hauler.

Councilman Fletcher reported on the Park Board meeting. The Park Board is working on their budget. They discussed a possible contract for mowing instead of doing it in-house. Soon the East entrance to the community center will be exit only.

## **MAYOR'S COMMUNICATIONS:**

Councilman Newell's mom and Peggy Dryden passed away.

Councilman Fletcher reminded everyone that the Emergency Management Appreciation night will be at Memorial Station on January 29, at 6:30 P.M.

## **CITY MANAGER'S REPORT:**

January 12, 2016, will be our next regular meeting. Everyone agreed to cancel the January 5, 2016, work session.

## **OTHER BUSINESS:**

Councilman Trutzel said a new place for semi parking is in the Kohl's parking lot. We need to look into this.

Being no further business, Councilman Lathrop moved to adjourn at 7:35 P.M. Councilman Hoag seconded. All voted in favor. Meeting adjourned.

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Andrea Cunningham, Executive Secretary

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Jeff Davis, Mayor