

**MINUTES OF THE  
BELTON CITY COUNCIL  
REGULAR MEETING  
MARCH 10, 2015, CITY HALL ANNEX  
520 MAIN STREET, BELTON, MISSOURI**

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

Councilman Fletcher led the Pledge of Allegiance to the Flag.

Councilmembers present: Mayor Jeff Davis, Councilmen Jackie Cook, Jeff Fletcher, Gary Lathrop, Everett Loughridge, Scott Von Behren, Al Hoag, Chet Trutzel, and Tim Savage. Also present were Aaron March, 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 February 3, 2015, City Council special meeting; the February 24, 2015, City Council regular meeting; and the March 3, 2015, City Council special meeting.** Councilman Loughridge seconded. All voted in favor. Consent agenda approved.

**PERSONAL APPEARANCES:**

Ed Hale, 7917 E 134<sup>th</sup> Ter., Grandview, was present on behalf of Ed's Posse to petition the council again to continue to allow boot blocks in Belton. Mr. Hale said in 11 years Ed's Posse has not had an accident. He did an Internet search and came up with one incident because a boot fell off and caused an accident. The Internet search showed many more festival accidents. He asked the council if they're going to cancel them too. He said those who voted to pass this ordinance last time are either very much disconnected with the constituents, very deaf, very indifferent, or maybe just vindictive. Councilman Von Behren mentioned last time that "we know it has to be done..." What does this mean? Are you being vindictive because you're still angry over the fire department from last year? Mr. Hale would like to make a formal request for the minutes of the meeting when this first came to be. There must be an agenda. The council ignored what was said last time. Mr. Hale promised, if they're being vindictive, when election time comes around he and his supporters will stand there with a sign saying what the council is all about.

**POLICE DEPARTMENT PRESENTATION OF 2014 DEPARTMENTAL AWARDS**

Chief James Person presented the 2014 departmental awards. Chief Person noted peers and co-workers nominate these employees. Detective Billy Jones received the Belton Police Department Exceptional Merit Bar for his part in a large scale narcotics investigation with a DEA task force from KCPD. Stephanie Hornbeck, victim advocate, received the Belton Police Department Civilian of the Year award. Patrol Officer Kenneth Hitterman received the Belton Police Department Officer of the Year award. Sergeant Mical Stewart received the Belton Police Department Supervisor of the Year award. He is a three time recipient of this award.

The Council briefly adjourned at 7:20 P.M. for a reception to honor the recipients. The meeting reconvened at 7:33 P.M.

**ORDINANCES:**

Andrea Cunningham gave the final reading of Bill No. 2015-06: **AN ORDINANCE AMENDING SECTION 1-5, ENTITLED "GENERAL DEFINITIONS" AND SECTION 40-4, ENTITLED "RESIDENTIAL-MANUFACTURED HOME COMMUNITIES" OF THE BELTON UNIFIED DEVELOPMENT CODE.** Presented by Councilman Hoag. Seconded by Councilman Von Behren. Councilmen Lathrop and Savage recused themselves from the vote due to a potential conflict of interest and left the council chambers during the discussion and vote. City Attorney, Aaron March, explained that the ordinance language has been amended since first reading on January 27, 2015. **Councilman Trutzel moved to amend the final reading which incorporates the changes recommended by the City Attorney.** Councilman Fletcher seconded. All present voted in favor; Councilmen Lathrop and Savage were absent. The final reading, as amended, was then recorded: Ayes: 7, Mayor Davis, Councilmen Von Behren, Loughridge, Cook, Hoag, Fletcher, and Trutzel; Noes: None; Absent: Councilmen Lathrop and Savage. Bill No 2015-06 was declared passed and in full force and affect as Ordinance No. 2015-4073, subject to Mayoral veto. Councilmen Lathrop and Savage returned to the council chambers.

Councilman Cook moved to postpone the final reading of Bill No. 2015-07: **AN ORDINANCE ADOPTING PROVISIONS FOR COLLECTIVE BARGAINING WITH POLICE.** Councilman Hoag seconded. All voted in favor. Motion to postpone carried.

Andrea Cunningham gave the final reading of Bill No. 2015-08: **AN ORDINANCE ADOPTING A POLICY PROHIBITING BOOT BLOCKS ON PUBLIC STREETS, HIGHWAYS, RIGHTS OF WAY, AND PUBLIC PROPERTY, AND REPEALING ORDINANCE NO. 2010-3660.** Presented by Councilman Trutzel. Seconded by Councilman Von Behren. Councilman Von Behren explained that his position is still the same and the council should wait until 2016 to make this change. Councilman Hoag stated that he didn't understand why we're doing this. Councilman Savage restated his position that it's a liability and a responsibility. The Council was polled and the following vote recorded: Ayes: 5, Councilmen Cook, Savage, Fletcher, Lathrop, and Trutzel; Noes: 4, Mayor Davis, Councilmen Hoag, Von Behren, and Loughridge; Absent: None. Bill No 2015-08 was declared passed and in full force and affect as Ordinance No. 2015-4074, subject to Mayoral veto.

Andrea Cunningham gave the final reading of Bill No. 2015-11: **AN ORDINANCE AMENDING CHAPTER 2, ARTICLE II, DIVISION 4, PERSONNEL CODE, OF THE CODE OF ORDINANCES FOR THE CITY OF BELTON, MISSOURI.** Presented by Councilman Lathrop. Seconded by Councilman Trutzel. The Council was polled and the following vote recorded: Ayes: 9, Councilmen Loughridge, Von Behren, Fletcher, Trutzel, Savage, Lathrop, Mayor Davis, Councilmen Hoag, and Cook; Noes: None; Absent: None. Bill No 2015-11 was declared passed and in full force and affect as Ordinance No. 2015-4075, subject to Mayoral veto.

Andrea Cunningham read Bill No. 2015-12: **AN ORDINANCE APPROVING THE ENGAGEMENT OF TROUTT, BEEMAN AND COMPANY TO AUDIT THE CITY FINANCIAL RECORDS FOR FISCAL YEAR 2015.** Presented by Councilman Hoag. Seconded by Councilman Lathrop. Councilman Loughridge asked Sheila Erzen, Finance Director, if the park is audited with the city. Sheila replied yes, they are part of the city and are audited at the same time. It is the park's only audit. The Council was polled and the following vote recorded: Ayes: 9, Mayor Davis, Councilmen Fletcher, Loughridge, Trutzel, Savage, Cook, Lathrop, Hoag, and Von Behren; Noes: None; Absent: None. First reading was passed.

Andrea Cunningham read Bill No. 2015-13: **AN ORDINANCE APPROVING THE PROPOSED FISCAL YEAR 2016 CITY BUDGET, AS REVISED, AND APPROPRIATING FUNDS FROM THE REVENUES OF THE CITY.** Presented by Councilman Loughridge. Seconded by Councilman Hoag. Sheila Ernzen pointed out that attached is a listing of the changes that were made to the proposed budget. The budget is a tool. Revenues are predicted; we try to be conservative, but we try to plan for things to happen. Mayor Davis told the council, if they have questions before the next meeting, get them to the staff so they can talk about it at the work session next week. Sheila Ernzen also noted that the park department had a finance meeting last week and they are changing their proposed budget. Sheila will keep the council posted of changes. The Council was polled and the following vote recorded: Ayes: 9, Councilmen Loughridge, Savage, Cook, Mayor Davis, Councilmen Von Behren, Fletcher, Trutzel, Lathrop, and Hoag; Noes: None; Absent: None. First reading was passed.

Andrea Cunningham read Bill No. 2015-14: **AN ORDINANCE APPROVING THE FINAL PLAT OF A RE-PLAT OF LOT(S) 1, 2, AND 3, QUIKTRIP 233R, A 3.18-ACRE TRACT OF LAND, LOCATED AT 501 E. NORTH AVENUE, IN THE CITY OF BELTON, CASS COUNTY, MISSOURI.** Presented by Councilman Loughridge. Seconded by Councilman Lathrop. Councilman Trutzel said there has been some confusion if QT is closing down their store to build a new one. Jay Leipzig, Community Development Director, said they will build the new store and keep the old one open. Then the night before they will open, they will move the inventory over to the new store and demolish the old one. They will begin construction April 6. The Council was polled and the following vote recorded: Ayes: 9, Mayor Davis, Councilmen Loughridge, Hoag, Fletcher, Trutzel, Lathrop, Savage, Cook, and Von Behren; Noes: None; Absent: None. First reading was passed.

Andrea Cunningham read Bill No. 2015-15: **AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR QUIKTRIP, A C-STORE AND GAS CANOPY DEVELOPMENT, ON A 3.18-ACRE TRACT OF LAND, LOCATED AT 501 E. NORTH AVENUE, ON THE SOUTHEAST CORNER OF MO-58 HIGHWAY AND MO STATE HIGHWAY, ROUTE Y, CITY OF BELTON, CASS COUNTY, MISSOURI.** Presented by Councilman Hoag. Seconded by Councilman Cook. The Council was polled and the following vote recorded: Ayes: 9, Councilmen Loughridge, Lathrop, Savage, Cook, Trutzel, Fletcher, Hoag, Mayor Davis, and Councilman Von Behren; Noes: None; Absent: None. First reading was passed.

Andrea Cunningham read Bill No. 2015-16: **AN ORDINANCE APPROVING A PUBLIC IMPROVEMENTS ESCROW AGREEMENT WITH PEACEFUL HOMES L.L.C. AND AUTHORIZING THE MAYOR TO EXECUTE SUCH AGREEMENT.** Presented by Councilman Hoag. Seconded by Councilman Fletcher. Councilman Savage asked if this could be explained a little bit more. Jeff Fisher, Public Works Director, said this is for a private development project that requires an 8" water line be constructed. There will be a partial shutdown of traffic. The Council was polled and the following vote recorded: Ayes: 9, Councilmen Loughridge, Von Behren, Cook, Hoag, Trutzel, Lathrop, Savage, Fletcher, and Mayor Davis. Noes: None; Absent: None. First reading was passed. **Councilman Loughridge moved to hear the final reading.** Councilman Savage 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 was recorded: Ayes: 9, Councilmen Von Behren, Loughridge, Trutzel, Hoag, Cook, Mayor Davis, Councilmen Fletcher, Savage, and Lathrop; Noes: None; Absent: None. Bill No 2015-16 was declared passed and in full force and affect as Ordinance No. 2015-4072, subject to Mayoral veto.

## **MAYOR'S COMMUNICATIONS:**

There have been some outstanding chamber events. Today's was at Eagles Landing. The chamber is doing a great job. Membership is growing. There are 308 members. The St. Patrick's Day Parade is at 5:00 P.M. on Saturday. The 5k is at 3:00 P.M. The Chamber golf tournament is coming in May.

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

Jeff Fisher reported on the Markey Parkway plans for this week. They are working with the contractor to put the last lift of asphalt on. There may be some other overlay that we can do up to 58 Hwy. Councilman Lathrop asked, since they didn't hit their early target, what's being worked out with the accelerated funds? Jeff Fisher said we've balanced it out. Councilman Savage asked about liquidated damages? Jeff Fisher replied it would only be considered if they don't hit the new targets. This is the best way to go. Councilman Savage asked about fixing the street base first before overlaying asphalt. Jeff Fisher said yes, we always do that. Councilman Savage asked about the curbs; he said they need to be looked at. Jeff Fisher said yes, there are some repairs that need to be made and they will look into it.

Jeff Fisher said there is a private development project on Cunningham. The dirt is being brought over to Markey retention for landscaping. This is saving a lot of money.

Jay Leipzig said they are notifying the media about the ribbon cutting on April 2, at 11 A.M. for Markey Parkway. Congresswoman Hartzler will be there. Earlier in the day there will be tours of the QT facility and others. Please park at Markey and Town Center.

## **MOTIONS:**

**Councilman Hoag moved to approve the purchase of golf maintenance equipment from Professional Turf Products, L.P. to paid for out of the FY16 budget in the amount of \$11,165.00.** Presented by Councilman Hoag. Seconded by Councilman Loughridge. Vote on the motion was recorded with all voting in favor. Motion carried.

**Councilman Hoag moved to approve the renewal of the employee provided health insurance with Blue Cross/Blue Shield, and dental insurance with Delta Dental of Missouri.** Presented by Councilman Hoag. Seconded by Councilman Von Behren. Vote on the motion was recorded with all voting in favor. Motion carried.

## **OTHER BUSINESS:**

Councilman Loughridge reported that the service he received at Belton Regional Hospital was great. The staff and the care were great. He expressed his thanks to the hospital staff.

Councilman Hoag said he's been getting questions about Menards' opening date. Jay Leipzig reported that construction should begin early summer. They are looking at a February 2016 opening.

Councilman Loughridge asked about Harbor Freight's opening date. Jay Leipzig reported that it should be in the next week or so. They are saying official opening will be April 1.

Being no further business, Councilman Von Behren moved to adjourn at 8:09 P.M. Councilman Hoag seconded. All present voted in favor. Meeting adjourned.

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Andrea Cunningham, Executive Secretary

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Jeff Davis, Mayor