

**MINUTES OF THE
BELTON CITY COUNCIL
REGULAR MEETING
SEPTEMBER 8, 2015
CITY HALL ANNEX
520 MAIN STREET, BELTON, MISSOURI**

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

Councilman Van Winkle led the Pledge of Allegiance to the Flag.

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

CONSENT AGENDA:

Councilman Lathrop moved to approve the consent agenda consisting of a **motion approving the minutes of the August 25, 2015, City Council regular meeting; and a motion approving the Kansas City Metropolitan Crime Commission's Crime Stoppers annual contract for the Police Department.** Councilman Von Behren seconded. All present voted in favor. Councilman Hoag absent. Consent agenda approved.

PERSONAL APPEARANCES:

Paul and Josh Fyffe (1207 Mesa Dr), Boy Scout Troop 510. They informed the council there will be a cardboard campout/food drive at HyVee Saturday and Sunday, September 12-13, benefitting Heart N Hand. This will be 4th year they've collected donations of food and money for Heart N Hand. Last year the Mayor challenged the City Council to donate \$1/boy scout. He encouraged the council to do that again. Councilman Van Winkle gave a \$35 donation to be an honorary boy scout. Councilman Trutzel gave a \$20 donation to be an honorary boy scout.

ORDINANCES:

Mayor Davis moved to approve the amendment of Bill No. 2015-66. The first reading was passed on August 25, 2015, but the City Attorney made changes to Section 3 of the ordinance. Councilman Von Behren seconded. All present voted in favor. Councilman Hoag absent. Motion carried.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-66, as amended: **AN ORDINANCE APPROVING A SPECIAL USE PERMIT TO ALLOW A DIGITAL MONUMENT SIGN FOR TRANSWEST TRUCK TRAILER & RV, ON PROPERTY ZONED C-2 (GENERAL COMMERCIAL), AND LOCATED AT 17327 S. OUTER ROAD, BELTON, MISSOURI.** Presented by Councilman Lathrop, seconded by Councilman Trutzel. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Savage, Fletcher, Mayor Davis, Councilmen Trutzel, VanWinkle, Lathrop and Von Behren; Noes: None; Absent: 1, Councilman Hoag. Bill No. 2015-66 was declared passed and in full force and effect as Ordinance No. 2015-4134, subject to Mayoral veto.

Mayor Davis moved to approve the amendment of Bill No. 2015-68. The first reading was passed on August 25, 2015, but the City Attorney made changes to Article 21 of the agreement. Councilman Von Behren Lathrop. All present voted in favor. Councilman Hoag absent. Motion carried.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-68, as amended: **AN ORDINANCE APPROVING THE CONTRACT WITH SAK CONSTRUCTION, LLC FOR THE CURED IN PLACE PIPE TECHNOLOGY (CIPP) 18-INCH SANITARY SEWER LINING PROJECT FROM CLEVELAND TO CAMBRIDGE IN A NOT TO EXCEED AMOUNT OF \$185,540.25.** Presented by Councilman Trutzel, seconded by Councilman Van Winkle. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Savage, Fletcher, Mayor Davis, Councilmen Trutzel, VanWinkle, Lathrop and Von Behren; Noes: None; Absent: 1, Councilman Hoag. Bill No. 2015-68 was declared passed and in full force and effect as Ordinance No. 2015-4135, subject to Mayoral veto.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-69: **AN ORDINANCE APPROVING AN AMENDMENT TO THE CITY'S ZONING MAP, FROM M-1 (LIGHT MANUFACTURING) TO C-2 (GENERAL COMMERCIAL), FOR A 2.28-ACRE TRACT OF LAND, LOCATED ON SOUTH PECULIAR DRIVE, JUST NORTH OF CUNNINGHAM INDUSTRIAL PARKWAY, IN THE CITY OF BELTON, CASS COUNTY, MISSOURI.** Presented by Councilman Lathrop, seconded by Councilman Savage. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Savage, Fletcher, Mayor Davis, Councilmen Trutzel, VanWinkle, Lathrop and Von Behren; Noes: None; Absent: 1, Councilman Hoag. Bill No. 2015-69 was declared passed and in full force and effect as Ordinance No. 2015-4136, subject to Mayoral veto.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-70: **AN ORDINANCE APPROVING THE FINAL PLAT OF TEXAS ROADHOUSE, A RESTAURANT DEVELOPMENT, LOCATED ON A 2.28-ACRE TRACT OF LAND, LOCATED ON THE WEST SIDE OF PECULIAR DRIVE, DIRECTLY NORTH OF CUNNINGHAM INDUSTRIAL PARKWAY, IN THE CITY OF BELTON, CASS COUNTY, MISSOURI.** Presented by Councilman Trutzel, seconded by Councilman Newell. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Savage, Fletcher, Mayor Davis, Councilmen Trutzel, VanWinkle, Lathrop and Von Behren; Noes: None; Absent: 1, Councilman Hoag. Bill No. 2015-70 was declared passed and in full force and effect as Ordinance No. 2015-4137, subject to Mayoral veto.

Andrea Cunningham, Executive Secretary, gave the final reading of Bill No. 2015-71: **AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR TEXAS ROADHOUSE, A RESTAURANT DEVELOPMENT, ON A 2.28-ACRE TRACT OF LAND, LOCATED ON THE WEST SIDE OF PECULIAR DRIVE, DIRECTLY NORTH OF CUNNINGHAM INDUSTRIAL PARKWAY, CITY OF BELTON, CASS COUNTY, MISSOURI.** The council asked Mr. Jay Leipzig when Texas Roadhouse planned to open. He said February 2016. Presented by Councilman Fletcher, seconded by Councilman Van Winkle. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Newell, Savage, Fletcher, Mayor Davis, Councilmen Trutzel, VanWinkle, Lathrop and Von Behren; Noes: None; Absent: 1, Councilman Hoag. Bill No. 2015-71 was declared passed and in full force and effect as Ordinance No. 2015-4138, subject to Mayoral veto.

RESOLUTIONS:

Andrea Cunningham, Executive Secretary, read Resolution R2015-39: **A RESOLUTION APPROVING TASK AGREEMENT #2 WITH WIEDENMANN FOR THE MULLEN ROAD WATER MAIN RELOCATION IN THE NOT-TO-EXCEED AMOUNT OF \$68,943.00.** Presented by Councilman Trutzel, seconded by Councilman Fletcher. Vote on the resolution was recorded and all present voted in favor. Councilman Hoag absent. Resolution passed.

MAYOR’S COMMUNICATIONS:

September 11-12 is the Fall Festival. There will be over 110 vendors. The weather is supposed to be nice this weekend. Contact Sally Smith if you’d like to volunteer.

Mayor Davis moved to appoint Councilman Chet Trutzel as the Planning Commission Councilman liaison. Councilman Von Behren seconded. Councilman Savage said the commission changed the time to 6:00 pm and he can’t make it at that time. He said he enjoyed his time on the commission, he simply can’t make the new time. All present voted in favor. Councilman Hoag absent. Motion carried.

CITY MANAGER’S REPORT:

The Missouri Municipal League annual conference is in Kansas City September 20-23. There’s a council meeting on the 22nd. We will decide next week if we need to cancel the council meeting.

At 7:16 P.M., Councilman Newell moved to enter Executive Session to discuss matters pertaining to leasing, purchase or sale of real estate by a public governmental body, according to Missouri Statute 610.021.2; and to discuss matters pertaining to Legal Actions, according to Missouri Statute 610.021.1, and that the record be closed. Councilman Fletcher seconded. The following vote was recorded: Ayes: 8, Mayor Davis, Councilmen Savage, Newell, Von Behren, Fletcher, Lathrop, Trutzel, and VanWinkle; Noes: None; Absent: 1, Councilman Hoag.

The Council returned from executive session at 7:32 P.M.

Being no further business, Councilman Savage moved to adjourn at 7:32 P.M. Councilman Newell seconded. All voted in favor. Meeting adjourned.

Andrea Cunningham, Executive Secretary

Jeff Davis, Mayor