

**MINUTES OF THE
BELTON CITY COUNCIL
PUBLIC HEARING & REGULAR MEETING
FEBRUARY 23, 2016
CITY HALL ANNEX, 520 MAIN STREET
BELTON, MISSOURI**

Mayor Davis called the public hearing to order at 7:00 P.M.

This hearing was held to receive public input on the proposed annual budget for the fiscal year beginning April 1, 2016 and ending March 31, 2017.

Being no public input the hearing was declared closed at 7:01 P.M.

Mayor Davis called the regular meeting to order at 7:02 P.M.

Councilman Lathrop led the Pledge of Allegiance to the Flag.

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

CONSENT AGENDA:

Councilman Hoag moved to approve the consent agenda consisting of a **motion approving the minutes of the February 9, 2016, City Council regular meeting; and a motion approving the purchase of a new phone system in the amount of \$20,277.10 for City Hall, the Annex, the Water Shop, and the Street Barn, by way of the Mitel NJPA Contract #040314-MBS, a cooperative purchasing program that the State of Missouri belongs to and the City of Belton can take advantage of.** Councilman Newell seconded. All voted in favor. Councilman VanWinkle absent. Motion to approve the consent agenda carried.

ORDINANCES:

Patti Ledford, City Clerk, gave the final reading of Bill No. 2016-07: **AN ORDINANCE AUTHORIZING THE CHIEF OF POLICE TO SUBMIT THREE GRANT APPLICATIONS TO THE MISSOURI DEPARTMENT OF TRANSPORTATION (MODOT) DIVISION OF HIGHWAY SAFETY FOR 2016-2017.** Presented by Councilman Trutzel, seconded by Councilman Von Behren. The Council was polled and the following vote recorded: Ayes: 8, Councilmen Trutzel, Von Behren, Hoag, Mayor Davis, Councilmen Lathrop, Fletcher, Newell, and Savage; Noes: None; Absent: 1, Councilman VanWinkle. Bill No. 2016-07 was declared passed and in full force and effect as Ordinance No. 2016-4175, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2016-08: **AN ORDINANCE APPROVING A PUBLIC SERVICE AGREEMENT WITH OLDER ADULT TRANSPORTATION SERVICE, (OATS).** Presented by Councilman Von Behren, seconded by Councilman Trutzel. Sarah Davis, West Region Director for OATS, 2901 Plaza Drive, Harrisonville, MO 64701, addressed the Council. She apologized for being late with the contract; Belton's contract is on a

different schedule than the rest of her contracts. From October 1, 2014 through September 30, 2015 there were 12 shopping days (one per month) a total of 214 one way trips. There was an average of 9 riders per trip, 216 in route trips. From October 1, 2015 through January 31, 2016, there were four shopping days (one per month) a total of 66 one way trips; an average of 8-9 riders per trip, 64 in route trips. They routinely go to HyVee or Price Chopper and if time allows either Dollar General, Dollar Tree, Salvation Army or Walgreens. If they shop at HyVee they eat lunch there. Periodically, they will go to Kohl's and Target. Places they like to eat are KFC, Arby's, and Long John Silver. Joan Kenslow from Belton is the contact for these trips. Her number is published in the quarter OATS Wheel. The riders call her to reserve a place on the vehicle. If they don't call her, she calls them. OATS and the Belton/Raymore riders really appreciate the City of Belton sponsoring this shopping day. Without this day and the days sponsored by Adams Insurance and the Mid-America Regional Council, people might not have a way to shop for their essential needs. With all these sources they are able to shop one day per week unless there is a 5th week in a month. The average rider per day is 8-9. The bus holds 12 but that is too many. Councilman Trutzel asked the average age of the riders; Ms. Davis said it is for 60 or older. Also, it is now called just OATS, Inc., not older adults. Councilman Savage asked if they have a request for 12 riders. Ms. Davis said Ms. Kenslow takes the reservations and if there aren't enough riders she will call. Sometimes there might be 12. We never turn away anyone from Belton. We can take 12 but if we do then we have to limit the number of packages they can bring on the bus as it just gets too crowded. Mayor Davis said he does not have a problem sharing this service with other cities in the county. We have to work together. Councilman Hoag asked if they deliver people to doctor appointments. Ms. Davis said yes. Being no further discussion, the Council was polled and the following vote recorded; Ayes: 8, Councilmen Trutzel, Newell, Hoag, Von Behren, Fletcher, Lathrop, Mayor Davis, and Councilman Savage; Noes; None; Absent: 1, Councilman VanWinkle. Bill No. 2016-08 was declared passed and in full force and effect as Ordinance No. 2016-4176, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2016-09: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING A MAINTENANCE SERVICE AGREEMENT WITH STREETWISE, INC. FOR THE ANNUAL STREET STRIPING PROGRAM.** Presented by Councilman Hoag, seconded by Councilman Trutzel. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Savage, Trutzel, Mayor Davis, Councilmen Lathrop, Von Behren, Fletcher, Hoag, and Newell; Noes: None; Absent: 1, Councilman VanWinkle. Bill No. 2016-09 was declared passed and in full force and effect as Ordinance No. 2016-4177, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2016-11: **AN ORDINANCE AUTHORIZING AND APPROVING THE CITY OF BELTON, MISSOURI THROUGH ITS FIRE DEPARTMENT TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR MEDICAL DIRECTOR SERVICES WITH DR. ERIK J. STAMPER, D. O.** Presented by Councilman Trutzel, seconded by Councilman Von Behren. The Council was polled and the following vote recorded; Ayes: 8: Mayor Davis, Councilmen Savage, Hoag, Newell, Von Behren, Fletcher, Lathrop, and Trutzel; Noes: None; Absent: 1, Councilman VanWinkle. Bill No. 2016-11 was declared passed and in force and effect as Ordinance No. 2016-4178, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2016-12: **AN ORDINANCE APPROVING THE PETITION TO ESTABLISH THE TXRH COMMUNITY IMPROVEMENT DISTRICT; ESTABLISHING THE TXRH COMMUNITY IMPROVEMENT DISTRICT, GENERALLY LOCATED ON THE WEST SIDE OF PECULIAR DRIVE, NORTH OF CUNNINGHAM INDUSTRIAL PARKWAY AND COMMONLY KNOWN AS THE**

TEXAS ROADHOUSE RESTAURANT PROPERTY, ALL IN THE CITY OF BELTON, MISSOURI; DETERMINING THAT THE DISTRICT OBJECTIVES SERVE A PUBLIC PURPOSE; 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. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Savage, Trutzel, Mayor Davis, Councilmen Lathrop, Von Behren, Fletcher, Hoag, and Newell; Noes: None; Absent: 1, Councilman VanWinkle. Bill No. 2016-12 was declared passed and in full force and effect as Ordinance No. 2016-4179, subject to Mayoral veto.

Ms. Ledford read Bill No. 2016-13: **AN ORDINANCE APPROVING THE PROPOSED FISCAL YEAR 2017 CITY BUDGET, AS REVISED, AND APPROPRIATING FUNDS FROM THE REVENUES OF THE CITY.** Presented by Councilman Von Behren, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-14: **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 Trutzel. Sheila Ernzen, Finance Director, said Sean Hennesy CFO with Kansas City Water Supply District, informed the City today the increase from Kansas City will be 4.2%. Ms. Ernzen said she did the math and if we pass the 4.2% increase on that would be .54 cents per month on a minimum bill and .4 cents for each additional 100 gallons. Mayor Davis asked if the same increase has been passed along to all cities that receive water from Kansas City. Ms. Ernzen said no, 3% is the average some received more or less depending on their jurisdiction. Jeff Fisher, Public Works Director, said they do an annual cost of service and Belton's cost this year was a 4.2% increase. There was discussion and concern about the 4.2% increase as opposed to the projected 3% increase. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-15: **AN ORDINANCE AUTHORIZING AND ADOPTING AN AMENDMENT TO CHAPTER 2 – ADMINISTRATION, ARTICLE IV – ADMINISTRATIVE PROCEDURES, DIVISION 4 – CITY PROPERTY, SECTION 2-992 – DISPOSITION OF SURPLUS REAL PROPERTY OWNED BY THE CITY IN FEE TO THIRD PARTIES.** Presented by Councilman Trutzel, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-16: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH BURNS & MCDONNELL / CAS, LLC.** Presented by Councilman Hoag, seconded by Councilman Von Behren. Councilman Lathrop expressed concern with Sec. 1.05 allowing the Director of Public Works to approve the revised schedule of hourly rates and expenses on an annual basis and feels it should be the City Manager. After some discussion, Mayor Davis said if we can't trust our department heads then they need to be replaced. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-17: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH CDM SMITH, INC.** Presented by Councilman Hoag, seconded by Councilman Von Behren. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-18: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH HG CONSULT, INC.** Presented by Councilman Trutzel, seconded by Councilman Savage. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-19: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH KRUGER TECHNOLOGIES, INC.** Presented by Councilman Hoag, seconded by Councilman Trutzel. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-20: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH OLSSON ASSOCIATES, INC.** Presented by Councilman Von Behren, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-21: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH TERRACON CONSULTANTS, INC.** Presented by Councilman Newell, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-22: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH TRANSYSTEMS CORPORATION.** Presented by Councilman Newell, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2016-23: **AN ORDINANCE OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING AN ON-CALL ENGINEERING PROFESSIONAL SERVICES AGREEMENT WITH TREKK DESIGN GROUP, LLC.** Presented by Councilman Von Behren, seconded by Councilman Hoag. Vote on the first reading was recorded with all present voting in favor. Councilman VanWinkle absent. First reading passed.

RESOLUTIONS:

Ms. Ledford read Resolution R2016-09: **A RESOLUTION OF THE CITY OF BELTON, MISSOURI AUTHORIZING AND APPROVING THE CITY'S DIRECTOR OF PUBLIC WORKS TO SUBMIT THREE 2019-2020 SURFACE TRANSPORTATION PROGRAM (STP) GRANT APPLICATIONS TO MID-AMERICA REGIONAL COUNCIL (MARC) FOR 1) STATE HIGHWAY 58 AND Y HIGHWAY, 2) MULLEN ROAD WIDENING –**

PHASE 1, AND 3) KENTUCKY ROAD IMPROVEMENTS. Presented by Councilman Von Behren, seconded by Councilman Hoag. Councilman Newell said he want to be sure if we pass this and MARC accepts it and gives us our agreement are on the hook no matter what. Jeff Fisher, Public Works Director, said no. We are working with Raymore and if two parties enter into an intergovernmental agreement and make an STP application, if awarded, we are not required to make use of the funds, but it would be a black eye on both communities. If we can't agree we won't make application. Applications are due March 25. Transystem will help with the application. Mayor Davis asked why they were ranked this way. Mr. Fisher said the City Council, Planning Commission, Transportation Development District, and city staff all combined ranked this way. Vote on the resolution was recorded with all voting in favor. Councilman VanWinkle absent. Resolution passed.

CITY COUNCIL LIAISON REPORTS:

Jeff Fletcher, Park Board Liaison, reported the new park director is Shane DeWald

MAYOR'S COMMUNICATIONS:

Mayor Davis reported:

- April 9 is the Cass County job fair and business expo at the Belton Middle School Freshman Center
- Said he has had some code complaints– and read a letter from a citizen. Mayor Davis said it is nice to hear people say they are happy to hear we are cracking down. He said the city is doing well, expectations are rising, people need to clean up and take pride and we will do our part in enforcing codes
- Reported the Dean home in Raymore will be taken down and a Qdoba, Panda Express and Kay Jewelers will be located there and a Big Biscuit in front of Office Max/Office Depot.
- Mayor Davis read the ballot language on the April 5 ballot pertaining to sales tax on motor vehicles
- The Chamber of Commerce after hour's event was held tonight on Main Street.
- Recognized Boy Scout Blake Reed present for the Council meeting.

CITY MANAGER'S REPORT:

Jeff Fisher, Public Works Director, said he was notified this week of awards received for design of projects through American Public Works Association (APWA) for projects of the year. This year in the transportation category under the \$5 million category for Markey Parkway and the innovation award for the cost share program for sidewalk, curb and culvert replacement.

Ron Trivitt, City Manager, said he put together a list of Mayor and Council survey information from various cities. If the Council chooses to establish salary's and designate in the future when they would begin they could chose to have the council salary go into effect April 1 of this year for those voted in in April, but only those four; the others not until they are up for election again in 2017 and 2018 respectively. If the Council chooses to do a combination of the city's then it would about \$12,400/year the for Mayor and \$6,000/year for each councilmen.

A couple decisions that need to be made if the Council decides to change:

- 1) Figure out how much the Council wants to change it by and when you want it to go into effect
- 2) The Mayor's term expires April 2017 and other four council members will be 2018

- 3) If you the Council decides to do something like that an ordinance will need to be approved before the end of March with a schedule of implementation. It will be on the work session next week for discussion.

OTHER BUSINESS:

Councilman Trutzel asked for an update on the Mullen Road/Oil creek project. Jeff Fisher, Public Works Director, said they should have poured concrete today and we should beat our 30/45 day schedule.

Jay Leipzig, Community and Economic Development Director, gave the following update:

- Menards is under construction they are constructing the wall.
- Fazoli's broke ground
- Texas Roadhouse is moving forward
- Approval of Gateway Phase 2
- Freddy's Steakburgers is under construction

They are all on a fast track schedule and all businesses are going up as quickly as they can. We did receive Cedar Tree plans, they are being reviewed and it looks good. They will probably want to start as quickly as possible. Councilman Lathrop asked if it is the retail store or warehouse wall at Menard's. Mr. Leipzig said it is the store wall. Councilman Trutzel asked Mr. Leipzig if he can estimate how much new construction money wise? Mr. Leipzig said conservatively \$25 million in construction.

Being no further business, Councilman Hoag moved to adjourn at 8:00 P.M. Councilman Lathrop seconded. All voted in favor. Councilman VanWinkle absent. Meeting adjourned.

Patti Ledford, City Clerk

Jeff Davis, Mayor