

**MINUTES OF THE
BELTON CITY COUNCIL MEETING
OCTOBER 24, 2017
CITY HALL ANNEX
520 MAIN STREET, BELTON, MISSOURI**

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

Councilman VanWinkle led the Pledge of Allegiance to the Flag.

Councilmembers present: Mayor Jeff Davis, Councilmen Ryan Finn, Jeff Fletcher, Gary Lathrop, Councilwoman Lorrie Peek, Councilmen Tim Savage, Chet Trutzel and Dean VanWinkle; absent: Councilman Bob Newell. Also present: Alexa Barton, City Manager; Megan McGuire, City Attorney; and Patti Ledford, City Clerk.

CONSENT AGENDA:

Councilman Lathrop moved to approve the consent agenda consisting of a motion approving **the minutes of the October 10, 2017, City Council Regular Meeting; and a motion approving the September 2017 Municipal Police Judge's Report.** Councilman Savage seconded. All voted in favor. Councilman Newell absent. Consent agenda approved.

ORDINANCES:

Patti Ledford, City Clerk, read Bill No. 2017-92: **An ordinance approving a Special Use Permit to allow a 60 foot tall pole sign with a 300 square feet face for Cracker Barrel Old Country Store located at the southeast corner of 163rd street and I-49 / U.S. Highway 71, Belton, Missouri in a C-2 (general commercial) district.** Presented by Councilman Trutzel, seconded by Councilman Lathrop. Vote on the first reading was recorded with all present voting in favor. Councilman Newell absent. **Councilman VanWinkle moved to hear the final reading.** Councilman Savage seconded. All present voted in favor. Councilman Newell absent. The final reading was read. Presented by Councilman Lathrop, seconded by Councilwoman Peek. The Council was polled and the following vote recorded; Ayes: 8, Councilmen Finn, Trutzel, Mayor Davis, Councilmen Lathrop, Fletcher, VanWinkle, Peek and Savage; Noes: None; Absent: 1, Councilman Newell. Bill No. 2017-92 was declared passed and in full force and effect as Ordinance No. 2017-4391, subject to Mayoral veto.

RESOLUTIONS:

Ms. Ledford read Resolution R2017-44: **A resolution approving Task Agreement #2017-1 with Pyramid Excavation & Construction, Inc. to make storm pipe repairs on Chula Vista just south of 58 Highway in the amount of \$15,425 with a 20% contingency totaling \$18,510.00.** Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the resolution was recorded with all voting in favor. Councilman Newell absent. Resolution passed.

Ms. Ledford read Resolution R2017-45: **A resolution approving Task Agreement #2017-4 with Wiedenmann, Inc. to replace 345 linear feet of sanitary sewer main in alley between 208 Hackberry and 209 Herschel in the amount of \$34,284.00 with a 20% contingency totaling \$41,141.00.** Presented by Councilman Trutzel, seconded by Councilwoman Peek. Mayor Davis asked how old the line is that is being replaced. Don Tyler, Water Services Manager, said the line is 50-60 years old. It is clay pipe and the life expectancy of clay pipe is less than 60 years. Councilman Finn asked about the 20% contingency. Mr. Tyler explained the 20% contingency which is more an allowance if something happens such as, running into rock surface conditions. It allows staff to make a decision on site and get it corrected without having to come back to the Council and ask for additional funding. The contractors are not currently aware of the contingency. Every dollar amount will be accounted for, as well as any additional funding paid out. Councilman Finn clarified that if any additional work is needed, the inspector on-site will verify the work is needed. Mr. Tyler said that water services staff will be on-site from start to finish and every portion of repairs will be accounted for by staff. Mayor Davis asked if there will be core sampling. Mr. Tyler said this should be the same depth so core sampling won't be necessary on this project. Councilman Trutzel asked that if the project gets into contingencies will the Council be informed of that and if there are any additional problems. Councilman Lathrop asked who will make the decision on the 20% contingency. Mr. Tyler said he will inform Michael Doi, Public Works Director, and Alexa Barton, City Manager. Vote on the resolution was then recorded with all present voting in favor. Councilman Newell absent. Resolution passed.

Ms. Ledford read Resolution R2017-46: **A resolution approving Task Agreement #2017-2 with Pyramid Excavation & Construction, Inc. to make 501 Park Avenue storm pipe repairs in the amount of \$33,520.00 with a 20% contingency totaling \$40,224.00.** Presented by Councilwoman Peek, seconded by Councilman Trutzel. Vote on the resolution was recorded with all present voting in favor. Councilman Newell absent. Resolution passed.

Ms. Ledford read Resolution R2017-47: **A resolution authorizing and approving Task Agreement #2017-2 with Superior Bowen Asphalt Company, LLC to complete an asphalt mill and overlay of Lillard Avenue in the amount of \$42,000.00 with a 20% contingency totaling \$50,400.00.** Presented by Councilwoman Peek, seconded by Councilman Finn. Mayor Davis asked why we are fixing Lillard when their heavy equipment is what tore it up. Michael Christopher, Assistant Engineer, said our OCI rating was already very low when Carnegie Village started construction, and their construction along that road certainly did not help it. In our negotiations with Carnegie Village (Tutera Group), they actually provided \$10,000 to go towards the repair of that road. Mayor Davis asked how high Lillard was on the rating list. Mr. Christopher said it would have needed immediate attention. Sheila Erzen, Finance Director, said we actually have received the \$10,000 from the Tutera Group and will be writing a check to Superior Bowen for \$42,000. Vote on the resolution was recorded with all present voting in favor. Councilman Newell absent. Resolution passed.

Ms. Ledford read Resolution R2017-48: **A resolution of the City of Belton, Missouri authorizing and approving Task Agreement No. 12 with Olsson Associates in the amount of \$12,608.00 to conduct a right-of-way/easement and intersection evaluation from Mullen Road to Cambridge Road to complement an alternative roadway design.** Presented by Councilman Trutzel, seconded by Councilman Peek. Councilman Savage said he knows we are looking at different options, but hasn't this been studied before. Michael Christopher, Assistant City Engineer, said we have done studies through the area, most current is a 50% design which only looks at a straight shot from Mullen Road down to where the North Cass Parkway would be connected and going through the Graham property. This one is focusing on the intersection at Cambridge and Mullen and will give us some more information that we don't currently have.

Councilman Savage asked haven't we already looked at acquiring property through there. Mr. Christopher said this will help us look at the amount of property needed to acquire if we change our roadway design. Councilman Savage clarified this is the plan we have been looking at and know we are looking at options to those plans. Mr. Christopher said yes. Mayor Davis said the option we had in the Transportation Development District (TDD) could save lots of money and right-of-way property. It has been intriguing. Councilman Trutzel said this intersection has been a difficult one to deal with. We are looking for a solution to a problem that will make most of the people happy. Councilman Savage said the savings will be much greater than the cost, providing they have a belief that they can get from here to there. Councilman Lathrop said that intersection, besides what has been done and all along Cambridge, has been engineered and programmed twice since he has been on the Council. That was going to be the connector from Y Highway to 71 at one time. We keep putting money out to do it and it's not getting done. Mayor Davis said there is some validity to that, but we have a new city manager who has some good ideas and eye opening suggestions on this. The TDD is paying for the study. Mayor Davis said we are trying to make it as painless as possible as we secure the right-of-way as we go down Mullen Road. The good news is the TDD is doing well. There are plans to have retail on both sides of the road. Councilman Trutzel said the TDD is working to secure right-of-way so we don't end up with someone building in an area that we want to put a road in. We are trying to make every effort to not antagonize people that own property in that area. We may not be making everyone happy; we haven't found the right solution, but we are getting there. When we have control of land it will be a much better situation. It is a difficult deal and we are trying to move forward. Councilman Lathrop had a few questions on the budget for this and it was explained by Sheila Ernzen, Finance Director. Vote on the resolution was recorded with all present voting in favor. Councilman Newell absent. Resolution passed.

CITY COUNCIL LIAISON REPORTS:

Councilwoman Peek, Park Board Liaison, provided a park update:

Tree Board:

- Strategic planning interviews still going on
- The Belton Tree Board is now accepting nominations through November 30 for the 2017 Blue Ribbon Tree Program. There are hundreds of qualifying trees that lie within the city limits that could hold a Belton Blue Ribbon status. Complete and submit a nomination form which are available at www.beltonparks.org/DocumentCenter/View/1560 or forms can be picked up at High Blue Wellness Center.

Park Board:

- The annual Pumpkin Palooza is October 28 at Memorial Park from 6:00-8:00 P.M. Dress up the kids in costume and head to the park for some trick or treating fun. They expect more than 1,000 kids for a night filled with treats, games, music, haunted hayrides and more.
- The Park Department is organizing this year's Veterans Day parade that will be taking place on November 4 at 10:00 A.M. For more information and an application visit www.beltonparks.org or contact High Blue Wellness Center.
- More great food is rolling into Wallace Park this fall. Cajun Cabin will be in front of High Blue Wellness Center October 27 from 11:00 A.M.-1:00 P.M.
- The annual Holiday Craft show will be Saturday, November 18 from 9:00 A.M.-2:00 P.M. at Memorial Station. Greg Co BBQ food truck will also be there offering Breakfast or BBQ during the craft show.

- In December they will be resurfacing of the men's and women's locker room floors at High Blue Wellness Center.

-

The Council was encouraged to participate in the Veterans Parade.

Councilman Finn announced Belton High Scoot Theatre department will be performing Sweeny Todd, November 2-4 at 7:00 P.M., and November 5 at 2:00 P.M.

MAYOR'S COMMUNICATIONS:

Mayor Davis announced that a member of the Planning Commission, Scott Swaggart, became a nominee for Ingram's top 20 millennials; he proceeded to read the article in Ingram's about Mr. Swaggart.

Mayor Davis commended the Police Department for their superior protection and commitment to our community over the weekend when a police officer was fired at and the suspect was holed up in a building. Mayor Davis, on behalf of the City Council and staff, commended Chief Person and his officers for a job well done - we are blessed. Chief Person thanked the community for their support. The officer did have a minor knee injury but not from a gunshot. The suspect is in custody in jail and has been charged.

OTHER BUSINESS:

Chief Person said the police department will participate in DEA national drug take back day this Saturday. This is an opportunity to bring used outdated drugs to Price Chopper and the police station for disposal from 9:00 A.M.-2:00 P.M. You also can bring them to the lobby any day.

September 2017 monthly financial report

Shiela Ernzen, Finance Director, reported that the financial report got a bit of a facelift. The new Assistant Finance Director, Benjamin Pederson, wanted to add pictures and contact information and did a lot of work to make it more professional looking. There is an addition error in the general fund, which she pointed out, but we still have a positive variance. She went on to update the Council on the financial report noting that the ambulance fees because of call volume is up and we had a rate increase; public works inspection was already \$28,000 over our annual budget and that is because of the Gateway project and the public works inspection fees we didn't budget that is why we are a head on that; miscellaneous revenue we are already \$55,000 over our annual budget but quite a bit of that is because of TIF legal fees however, will be reimbursed for that; wireless telephone and court fines and costs a little under. Overall we are looking good. Departments are getting ready to turn in their budget requests. We are hoping we won't have to use any reserves to get through the year; our intent is not to go below our 15% reserve.

Councilman Trutzel asked what the expected date Turner Road will open. Mr. Christopher said he has not heard a final date, but they did get their two lifts of base put in. We still need traffic signals which have to be installed before the road can open.

Councilman Finn asked about the repairs on Vicie. Mr. Christopher said he received the plans from Olssen Associates today for him to review and he hopes to have them turned back in to Olssen Associates by tomorrow, so then they can get their final set of plans to us so we can go out to bid. Mayor Davis asked how that project will be done. Mr. Christopher said we are going to install two very large box culverts that will be able to accept over the 50 year design storm and

in the 100 year storm it allows for 2” of water to go over the top of it. The corrugated pipe allowed for a 10 year storm. Councilman Finn asked for a rough start time. Mr. Christopher said he thinks we can have contract document by November 14. If we go with our on-call contractors we will receive the bids from them and possibly be able to start construction by Thanksgiving. Weather permitting the project should take approximately 1 ½ months to complete.

Being no further input, Councilman Lathrop moved to adjourn at 7:45 P.M. Councilman Finn seconded. All present voted in favor. Councilman Newell absent. Meeting adjourned.

Patti Ledford, City Clerk

Jeff Davis, Mayor