

**Minutes of the Belton City Council  
Regular Meeting  
August 28, 2018  
City Hall Annex  
520 Main Street, Belton, Missouri**

Mayor Davis called the regular meeting to order at 7:01 p.m.

Andrew Seibert with Boy Scout Troop 111 led the Pledge of Allegiance to the Flag.

Councilmembers present: Councilwomen Stephanie Davidson, Lorrie Peek, Mayor Jeff Davis, Councilmen Tim Savage, Jeff Fletcher, Ryan Finn, Gary Lathrop, Chet Trutzel, and Dean VanWinkle.

Staff present: Alexa Barton, City Manager; Megan McGuire, City Attorney; and Andrea Cunningham, City Clerk.

**CONSENT AGENDA**

Councilman Lathrop moved to approve the consent agenda consisting of a motion:

- **approving the minutes of the August 14, 2018, City Council Regular Meeting**

Councilman Savage seconded. All voted in favor. Consent agenda approved.

Mayor Davis read a letter from a visitor to Belton who had a very positive experience with our police and fire departments in a time of need.

Jason McDaniel, 811 Herschel, represented the City/Community Partnership: Take Back Belton. Mr. McDaniel presented a petition the group has put together. The group has pledged to remain active in the process of the city government; to be watchful and coordinate with the police department; and to organize and participate in neighborhood watches. The group has asked the city to streamline the budget; to increase the number of police officers; to increase nuisance enforcement; to increase police assistance with neighborhood watch programs; to adopt a rental inspection program; and to address the homeless issue.

Mayor Davis addressed the group and thanked them for coming. He said the recent neighbor meetings have gone well. He said staff share these concerns. The city is forming an eight member citizen/volunteer/city staff committee to help address these things. The citizens will be from each ward.

**ORDINANCES**

**Andrea Cunningham, City Clerk, gave the final reading of Bill No. 2018-55: An ordinance levying and fixing the rate of tax for Municipal Purposes, for the Park Fund, and the Debt Service Fund for fiscal year 2019.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the final reading was recorded:

Ayes: 9 Councilwoman Davidson, Councilmen Finn, Trutzel, Mayor Davis, Councilmen Lathrop, Fletcher, VanWinkle, Councilwoman Peek, and Councilman Savage

Noes: 0

Absent: 0

Bill No. 2018-55 was declared passed and in full force and effect as **Ordinance No. 2018-4457**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of Bill No. 2018-56: An ordinance approving a replat of the final plat of R.S. Maier Business Park Lot 6, a subdivision of land in the southeast quarter of section 2, township 46, range 33, City of Belton, Cass County, Missouri.**

Presented by Councilwoman Peek, seconded by Councilman Lathrop. Vote on the final reading was recorded:

Ayes: 9 Councilwoman Peek, Councilmen Finn, VanWinkle, Mayor Davis, Councilmen Savage, Fletcher, Councilwoman Davidson, Councilmen Lathrop, and Trutzel

Noes: 0

Absent: 0

Bill No. 2018-56 was declared passed and in full force and effect as **Ordinance No. 2018-4458**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of Bill No. 2018-57: An ordinance amending Chapter 14 – Nuisances, Sections 14-5 and 14-10 of the Belton Code of Ordinances regarding administrative search warrant procedures and requirements along with Disposition of Nuisance Property guidelines.**

Presented by Councilman Lathrop, seconded by Councilwoman Peek. Sheila Ernzen, Finance Director, said the flowcharts outlining the procedures are on our website. Vote on the final reading was recorded:

Ayes: 9 Councilmen Savage, Finn, Councilwomen Davidson, Peek, Councilmen VanWinkle, Fletcher, Mayor Davis, Councilmen Lathrop, and Trutzel

Noes: 0

Absent: 0

Bill No. 2018-57 was declared passed and in full force and effect as **Ordinance No. 2018-4459**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of Bill No. 2018-58: An ordinance readopting ordinance No. 91-2073, as amended, establishing a procedure to disclose potential conflict of interest and substantial interest for certain municipal officials.**

Presented by Councilman Trutzel, seconded by Councilman Savage. Vote on the final reading was recorded:

Ayes: 9 Councilmen Lathrop, Savage, Councilwomen Davidson, Peek, Councilmen VanWinkle, Fletcher, Finn, Mayor Davis, and Councilman Trutzel

Noes: 0

Absent: 0

Bill No. 2018-58 was declared passed and in full force and effect as **Ordinance No. 2018-4460**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-59: An ordinance accepting a Mid-America Regional Council (MARC) grant and approving an agreement between MARC and the City of**

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**Belton, Missouri to continue services for individuals at the Belton Senior Center.**

Presented by Councilman Lathrop, seconded by Councilwoman Peek. Councilman Savage asked why we're doing both readings tonight. Alexa Barton, City Manager, explained this agreement went into effect on July 1, but we just received the documents last week.

Vote on the first reading was recorded with all voting in favor. First reading passed.

**Councilman Trutzel moved to hear the final reading.** Councilman Finn seconded. Vote to hear the final reading was recorded with all voting in favor. Motion passed. The final reading was read.

Presented by Councilwoman Peek, seconded by Councilman Trutzel. Vote on the final reading was recorded:

Ayes: 9 Councilwomen Davidson, Peek, Councilman Trutzel, Mayor Davis, Councilmen Lathrop, VanWinkle, Fletcher, Finn, and Savage

Noes: 0

Absent: 0

Bill No. 2018-59 was declared passed and in full force and effect as **Ordinance No. 2018-4461**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-60: An ordinance approving a Public Service Agreement between Oats, Inc. and the City of Belton, Missouri to provide site transportation for individuals to and from the Belton Senior Center.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Councilman Lathrop asked how much MARC is providing. Ms. Barton said \$6/rider each way. Councilman Savage asked if the City pays it and then MARC reimburses us. Ms. Barton said yes.

Vote on the first reading was recorded with all voting in favor. First reading passed.

**Councilman Trutzel moved to hear the final reading.** Councilman Lathrop seconded. Vote to hear the final reading was recorded with all voting in favor. Motion passed. The final reading was read.

Presented by Councilman Trutzel, seconded by Councilman Lathrop. Vote on the final reading was recorded:

Ayes: 9 Mayor Davis, Councilmen Trutzel, Savage, Lathrop, Councilwoman Davidson, Councilmen Fletcher, VanWinkle, Finn, and Councilwoman Peek

Noes: 0

Absent: 0

Bill No. 2018-60 was declared passed and in full force and effect as **Ordinance No. 2018-4462**, subject to Mayoral veto.

## RESOLUTIONS

**Ms. Cunningham read Resolution R2018-41: A resolution appointing members of the Belton Nature Area Advisory Board.**

Presented by Councilwoman Peek, seconded by Councilman Savage.

Vote on the resolution was recorded with all voting in favor. Resolution passed.

**Ms. Cunningham read Resolution R2018-42: A resolution approving Task Agreement 2018-5 with Trekk Design Group, LLC to perform design and construction services for the Hargis Lake area sanitary sewer in the amount of \$42,330.88.**

Presented by Councilman Trutzel, seconded by Councilman VanWinkle. Councilman Lathrop

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asked about the cost of the project manager for this project and the project in the next resolution. They are both by Trekk Design Group, LLC. Celia Duran, Public Works Director, said these projects are handled by two different divisions of Trekk. These costs were negotiated.

Vote on the resolution was recorded with all voting in favor. Resolution passed.

**Ms. Cunningham read Resolution R2018-43: A resolution of the City of Belton, Missouri approving Task Agreement 2018-4 with Trekk Design Group, LLC to provide engineering design services for replacement of approximately 4,000 linear feet of water main in the amount of \$109,400.45.**

Presented by Councilwoman Peek, seconded by Councilman VanWinkle.

Vote on the resolution was recorded with all voting in favor. Resolution passed.

**Ms. Cunningham read Resolution R2018-44: A resolution creating a nine member Public Safety Sales Tax Oversight Committee, defining the purpose and duties of the committee, and providing for its organization and plan of operation.**

Presented by Councilman VanWinkle, seconded by Councilwoman Peek. Councilman Savage questioned why we are creating this committee now when we may not need it. Shouldn't we wait to see if the tax passes? Ms. Barton said no committee members will be appointed until the tax passes, but by passing this resolution now it ensures there will be an oversight committee. Councilman Savage said our other restricted funds don't have an oversight committee; the City Council is responsible for overseeing the funds. Ms. Barton said the Park Department has a finance subcommittee.

Vote on the resolution was recorded with all voting in favor except Councilman Savage voting no. Resolution passed.

## **CITY COUNCIL LIAISON REPORTS**

Councilwoman Davidson gave a Park report

- Charlie Brown play is September 7 at Memorial Park
- Oktoberfest is September 29 at Memorial Park
- Doggie Dip Day is September 8, 2018 from 9-11 a.m. at the outdoor pool

## **MAYOR'S COMMUNICATIONS**

- City hall is closed on Labor Day
- Fall Festival is September 7-8
- The Veteran's Day parade is November 11
- There will be a POW event on September 22 in Memorial Park
- Main Street Theater play is September 7

Police Chief James Person said Belton CARES will host a police tailgate party at Southwick Stadium on September 7.

## **CITY MANAGER'S REPORT**

- The September 4 City Council Work Session is canceled.
- The October 2 City Council Work Session may begin at 6:30 p.m. Please let Ms. Barton know if you are available for the October 2 meeting.
- The fall city-wide bulky pick up is September 14 for Monday trash residents and September 21 for Tuesday trash residents

September and October 2018 meetings

9/4 work session – canceled  
9/11 regular session – 7:00 p.m.  
9/25 regular session – 7:00 p.m.  
10/2 work session – 7:00 p.m.  
10/9 regular session – 7:00 p.m.

**OTHER BUSINESS**

Councilman Trutzel asked if there are numerous police calls to a particular address can we evict the residents? Is this legal? Chief Person said the police can't evict, but they can contact the landlords. Megan McGuire, City Attorney, said the city doesn't evict, but we do work with landlords, code enforcement, and within our dangerous building code. Councilman Trutzel said perhaps there are ways to do things quicker. Chief Person said that's what we're trying to accomplish with the new flowcharts.

Councilman Savage asked if the councilmen are getting all their emails from the city email address. Ms. Barton said she believes so, but she will look into it.

Ms. Ernzen gave the July 2018 financial report. The variation from projected funds to actual funds is from franchise tax. Sales tax is about ¼ of the general fund's budget.

At 8:17 p.m. Councilman Trutzel moved to enter Executive Session to discuss matters pertaining to preparation, including any discussion or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups according to Missouri Statute 610.021.9; matters pertaining to the leasing, purchase or sale of real estate, according to Missouri Statute 610.021.2; and matters pertaining to legal actions, according to Missouri Statute 610.021.1, and that the record be closed. Councilman Savage seconded. The following vote was recorded:

Ayes: 9 Councilmen Fletcher, VanWinkle, Savage, Finn, Councilwomen Peek, Davidson, Councilmen Trutzel, Lathrop, and Mayor Davis

Noes: 0

Absent: 0

The Council returned from Executive Session at 9:00 p.m.

Being no further business, Councilwoman Peek moved to adjourn at 9:01 p.m. Councilman Lathrop seconded. All voted in favor. Meeting adjourned.

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Andrea Cunningham, City Clerk

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Jeff Davis, Mayor