

**MINUTES OF THE
BELTON CITY COUNCIL
SPECIAL MEETING
MAY 15, 2018
CITY HALL ANNEX, 520 MAIN STREET
BELTON, MISSOURI**

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

Councilman Lathrop led the Pledge of Allegiance to the Flag.

Councilmembers present: Mayor Jeff Davis, Councilwoman Stephanie Davidson, Councilmen Ryan Finn, Jeff Fletcher, Gary Lathrop, Councilwoman Lorrie Peek, and Councilman Tim Savage; Absent: Councilmen Chet Trutzel, and Dean VanWinkle. Also present: Alexa Barton, City Manager; Megan McGuire, City Attorney; and Patti Ledford, City Clerk. Mayor Davis said both Councilmen Trutzel and VanWinkle are at graduations tonight.

CONSENT AGENDA:

Councilman Savage moved to approve the consent agenda consisting of a motion approving **the April 2018 Municipal Police Judge's Report; a motion approving Resolution R2018-24: A resolution formally accepting the Belton Gateway, Addition Unit #2, Turner Road improvements (Phase 2, Block 1) new public infrastructure of 463 feet of 12" sanitary sewer; 978 feet of storm sewer; 1,318 feet of 8" water line; 143 feet of 6" water line; 4 fire hydrants; 4,567 feet of public roadway; and three stop signs with a two-year maintenance bond in the amount of \$1,684,397.00.** Councilwoman Peek seconded. All present voted in favor. Councilmen Trutzel and VanWinkle absent. Consent agenda approved.

PERSONAL APPEARANCES:

Bridget McCandless, President and CEO of the Health Care Foundation of Greater Kansas City, appeared before the Council regarding the Tobacco 21 Initiative. The Health Care Foundation of Greater Kansas City is a conversion foundation, so when the local hospital was sold to HCA, those monies came and part of their job is to work on behalf of the health for the underserved and underinsured. They have worked hard on public health and paid special attention to tobacco since it is the #1 preventable cause of death and disability. She said they work especially hard to get kids not to start smoking. They are trying to start at the very beginning. Kids start smoking early, most by the age of 12, and 95% of smokers started before the age 21. If we can get them to the magic age of 21 they only have a 5% chance of becoming committed smokers. This program started in Massachusetts 20 years ago and has seen incredible health benefits. They raised the age of the sale of tobacco products from the age of 18 to 21 in just one county in Massachusetts. That was 20 years ago and they have seen incredible health benefits from it. In that county, the rate of smoking is 56% less than in surrounding counties. The pregnancy rate is 90% less than the state average, and lung cancer is lower in that county compared to the statewide average. There was something about changing the smoking age in that county that changed the smoking behavior. This is a partnership with the Kansas City Chamber of Commerce. There is an excess cost increase for every employee that smokes because of absenteeism and presentism, meaning the employee is there but not working because of cigarette breaks. There are excess health care cost

and lost labor costs during smoke breaks. They have worked across the community to endorse this policy. We are now up to 28 communities in the greater Kansas City area covering 2.2

million people. We anticipate over a 10 years span there will be 1,000 few deaths from smoking related illnesses. No one will argue there is nothing beneficial with tobacco. The items growing in popularity are vaping products, e-cigarettes, and jewels. We are seeing up to 1/3 of high school graduates using them regularly. We are seeing a rise in cigarette smoke from people using the electronic cigarette devices, so they are choosing both and getting addicted sooner. She is excited Belton is considering this. She is more than happy to share some of the challenges they have had with this in other communities. Kansas City, Missouri and Kansas City, Kansas actually passed the Tobacco 21 Initiative on the same day. It was a great way to get this kicked off. Because it happened in two large metropolitan areas, enforcement was a lot easier, and it has snowballed from there. She said they have an increasing number of communities that have been willing to take this on. She opened it up for questions.

Sarah Czech with Health Department was present on behalf of the health department, Belton Cares and the Oral Health Coalition all of which have thrown support behind the Tobacco 21 Initiative.

Alexa Barton, City Manager, said this topic came up when she met with Ms. McCandless with the Health Care Foundation and the role the health care foundation plays in Cass County and how we benefit from it. One of the things she talked about was the Tobacco 21 Initiative. The City of Raymore has expressed an interest and she wanted to hear more about it. In speaking with Councilwoman Peek she also wanted to hear more about it. Ms. McCandless spoke about one of the reasons why Kansas City, Missouri and Kansas City, Kansas passed it at the same time was because they are neighboring communities and if both communities do it at the same time it has more of an impact. So she thought if Raymore is considering this and if this is an initiative that the Council may consider it might make sense to look at it as regional perspective. The whole point of this is trying to save lives and have a healthier community. She wanted to bring to the Council this evening. Ms. McCandless was kind enough to send some sample ordinances and if it is the Council's desire we can bring them back to you at a future meeting if you so desire. Chief Person said he doesn't want to speak for Councilman VanWinkle, but he has spoken with him about this within the last couple of years because they currently have this in Grandview. Ms. McCandless said in her handout there is a map that shows the participating communities. Mayor Davis said he would like to bring this back for consideration in the future.

ORDINANCES:

Ms. Ledford gave the final reading of Bill No. 2018-34: **An ordinance amending Sections 18-1 (a) (3); 20-1; 20-2 (a); 22-5; 22-6 (b); 36-33 (b); 36-34 (c) (3); 36-108 (9); and 40-2 (c) (d) (1) of the Unified Development Code to eliminate inconsistencies and provide language that is easier to understand for all users of the code.** Presented by Councilwoman Peek, seconded by Councilman Finn. The Council was polled and the following vote recorded; Ayes: 7, Councilwoman Davidson, Councilman Finn, Mayor Davis, Councilmen Lathrop, Fletcher, Councilwoman Peek, and Councilman Savage; Noes: None; Absent: 2, Councilmen Trutzel and VanWinkle. Bill No. 2018-34 was declared passed and in full force and effect as Ordinance No. 2018-4436, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2018-35: **An ordinance of the City of Belton,**
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Missouri authorizing and approving a Minor Construction Service Agreement with JR & Co., Inc. for the Water Services buildings roofs replacement in a not-to-exceed amount of \$86,975. Presented by Councilman Lathrop, seconded by Councilwoman Peek. The Council was polled and the following vote recorded; Ayes: 7, Councilmen Fletcher, Savage, Lathrop,

Councilwoman Davidson, Mayor Davis, Councilman Finn, and Councilwoman Peek; Noes: None; Absent: 2, Councilmen Trutzel and VanWinkle. Bill No. 2018-35 was declared passed and in full force and effect as Ordinance No. 2018-4437, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2018-36, as amended: **An ordinance of the City of Belton, Missouri authorizing and approving a Propane Procurement Contract with Ferrellgas Operating, L.P. for the Water Services Division of Public Works.** Presented by Councilwoman Peek, seconded by Councilman Fletcher. The Council was polled and the following vote recorded; Ayes: 7, Mayor Davis, Councilwoman Peek, Savage, Lathrop, Councilwoman Davidson, Fletcher, and Finn; Noes: None; Absent: 2, Councilmen Trutzel and VanWinkle. Bill No. 2018-36, was declared passed and in full force and effect as Ordinance No. 2018-4438, subject to Mayoral veto.

Ms. Ledford gave the final reading of Bill No. 2018-37: **An ordinance approving a rental agreement with Berry Companies, Inc., d/b/a KC Bobcat of Olathe, Kansas to lease a Bobcat S595 loader with 68 inch LP smooth bucket for use in and around the Belton Parks system and providing access to insurance coverage through the City's equipment policy.** Presented by Councilwoman Peek, seconded by Councilwoman Davidson. The Council was polled and the following vote recorded; Ayes: 7, Councilwoman Peek, Mayor Davis, Councilmen Lathrop, Savage, Councilwoman Davidson, Councilmen Fletcher, and Finn; Noes: None; Absent: 2, Councilmen Trutzel and VanWinkle. Bill No. 2018-37 was declared passed and in full force and effect as Ordinance No. 2018-4439, subject to Mayoral veto.

Ms. Ledford read Bill No. 2018-38: **An ordinance approving the reappropriation & revision of the City of Belton Fiscal Year 2019 Adopted City Budget.** Presented by Councilwoman Peek, seconded by Councilman Savage. Vote on the first reading was recorded with all present voting in favor. Councilmen Trutzel and VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2018-39: **An ordinance of the City of Belton, Missouri, authorizing the City of Belton to approve the Kansas City Power & Light Authorization for Street Light Changes form to install, maintain, and bill for nine new streetlights along Turner Road.** Presented by Councilwoman Peek, seconded by Councilman Finn. Mayor Davis asked if these will be LED bulbs. Celia Duran, Public Works Director, said they are transitioning to them. Vote on the first reading was recorded with all present voting in favor. Councilmen Trutzel and VanWinkle absent. First reading passed.

Ms. Ledford read Bill No. 2018-40: **An ordinance of the City of Belton, Missouri authorizing and approving the Missouri Highways and Transportation Commission Municipal and Cost Apportionment Agreement between the City of Belton, Missouri and the Missouri Highways and Transportation Commission for the Routes 58 and Y Signal Transportation Improvement Project No. 735027.** Presented by Councilman Lathrop, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor. Councilmen Trutzel and VanWinkle absent. First reading passed.

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RESOLUTIONS:

Ms. Ledford read Resolution R2018-25: **A resolution approving Amendment No. 1 to Task Agreement 2017-1 with CDM Smith Inc. to perform additional evaluation and engineering**

design for the Sanitary Sewer Stream Bank Stabilization Project in an additional not-to-exceed amount of \$17,770.00. Presented by Councilwoman Peek, seconded by Councilman Finn. Vote on the first reading was recorded with all present voting in favor. Councilmen Trutzel and VanWinkle absent. First reading passed.

Ms. Ledford read Resolution R2018-26: **A resolution of the City of Belton, Missouri authorizing and approving Task Agreement 2018-05 with Olsson Associates under the On-Call Engineering Agreement per Ordinance 2016-4187 in the amount of \$230,841.00 to complete 100% final engineering design of the Mullen Road to North Cass Parkway Project.** Presented by Councilwoman Peek, seconded by Councilwoman Davidson. Councilman Lathrop said we are spending a lot of money engineering a lot of roads and they are not getting completed. He thought this was completed down to Cambridge. Now we are spending \$230,000 to do some more studying and engineering down where we have absolutely nothing. On top of that, when it is completed, then Belton takes over the road which means we have more road to take care of. We are needing money to do some other roads like Peculiar Drive. Can't we spend some of this money on that? It worries him that we have a 4-lane road less than a mile away, access has already been acquired, two lanes have already been built, enough room for two more lanes, another divided lane going down there with only a ½ dozens houses. He said that does not set right with him. Mayor asked if he is talking about the TDD (Transportation Development District). Councilman Lathrop said yes. Alexa Barton, City Manager, said the TDD is looking at all same things he is looking at. They didn't have all the right-of-way completed yet so they are trying to negotiate it. It wasn't completed so they are still looking at the design of the road, they ended up changing the design with four lanes down to the round-about at Cambridge. It required a different set of property right-of-way purchases and moving of electrical lines. They have taken all of that into consideration and to complete the engineering for that project through to completion is the estimated amount for this. Additional projects have been brought to the TDD but they believed their priorities were originally set so that is what they are sticking to. They understand there is a need for the outer road at Peculiar Drive but they are focusing on the widening of Mullen Road, and looking at line improvements along 58 Highway as part of those other projects that go into the TDD. They also are trying to stay true to the original intent of the TDD. They are sticking with the Mullen Road expansion and some of those initial projects. Councilman Lathrop said it has been engineered and is completely redoing what we already designed before. It is the same thing we did with Cambridge - it has been engineered twice. Ms. Barton said there were some items along the way that became difficult to do with purchase of right-of-way and temporary easements so they took those items into consideration as they were looking at the design of the road. Councilman Lathrop said he has some problems with the design and the way it is working out. Ms. Barton said she would be happy to sit down with him and explain where the TDD has been; they have been through a lot of discovery. Mayor Davis said all the money for this comes from Belton and a lot of it is not in Belton. He said we have identified them and actually built a hierarchy of roads. He would like to see the money going to Belton. Councilman Savage said we have had this design, slight changes and various things to try to get this through. We continue to go back and try to please and appease and figure out the best thing dollar wise. We've spent a lot in engineering, as Councilman Lathrop said, so how do we know

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this one is going to do it. Why is it different today than it was about 6 months ago? Ms. Barton said the fact that the negotiations on the corner did get completed and the property owners along the route have been firmed up. Councilman Savage asked if we have our finances firmed up and can build it through the TDD. Ms. Barton said yes. Celia Duran, Public Works Director, said according to the acting city engineer, the title of the project still remains the same but they are not doing the work on Cass Parkway. Ms. Barton said it is more the title of the project, not the work on the road (Cass Parkway). Councilman Savage said the utilities have been a big factor in

this project. Ms. Duran said because they added in the roundabout, they have to do a little more to revise it. It will cost more money but it will set us up for the future. Being no further discussion, vote on the resolution was recorded with all voting in favor except Councilman Lathrop who voted no. Councilmen Trutzel and Van Winkle absent. Resolution passed.

CITY COUNCIL LIAISON REPORTS:

Councilwoman Peek, Park Board Liaison, provided the following report:

Tree Board Update

- Tree Board meeting this Thursday - no update tonight.

Park Department Update

- Food Truck Friday in Friday, May 18th from 11am-1pm in front of High Blue Wellness Center. Bop N' Bowl is the vendor - the first and only Korean street food experience in the KC area.
- 2018 Belton Summer Camp starts Tuesday, May 29th and goes through Friday, August 10th from 6:30am-6pm weekdays. For more information, contact the High Blue Wellness Center or visit the Belton Park & Rec website.
- SummerFest, a community celebration, will be Friday, June 1st and Saturday, June 2nd at Memorial Park from 4pm-9:30pm with Saturday night fireworks at 9:30. There will be live music, food trucks, beer garden and lots of family fun for everyone.
- There will be a SummerFest Parade on Saturday, June 2, starting at 3pm. Local organizations, youth ball teams, dancers, and others are invited to join the parade! Belton Community Projects, Inc., also known as BCPI, will serve as this year's parade Grand Marshall. The parade lineup begins at 3:00 pm in Memorial Park and continues down Main Street to Central Bank. For more information contact the Belton Parks & Rec or visit their website where you can download a parade entry form.
- The 2018 Miss Belton Contest will be held in conjunction with Belton's 2nd Annual SummerFest on Friday, June 1st. Councilwoman Davidson provided information on that event.
- Councilwoman Davidson said the Miss Belton contest, sponsored by BCPI, will be Friday June 1, at 5:30 at Memorial Park in conjunction with Summerfest. As part of the Belton royalty contest overall, the junior and baby contest will be Saturday, May 26, at 10:30 A.M., at the Belton Christian Church. Applications are available on BCPI Facebook page and are due by Saturday, May 19.

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MAYOR'S COMMUNICATIONS:

Mayor Davis said the Belton Chamber of Commerce golf tournament was today. Carolyn Yatsook, Economic Development Director, and Alexa Barton, City Manager were there. It was well attended. There were 31 teams. Diane Huckshorn, Chamber Executive Director, did a phenomenal job.

CITY MANAGER'S REPORT:

Ms. Barton reminded the Council there will be a work session on June 5. Also, the Missouri Municipal League Conference is in September. Please let her or the city clerk know if you plan to attend so reservations can be made. Councilwoman Peek will be receiving an award at the conference.

May & June 2018 meetings

5/22 regular session – canceled
6/5 work session – 7:00 pm
6/12 regular session – 7:00 pm
6/19 special meeting – 7:00 pm
6/26 regular session – 7:00 pm

Being no further business, Councilwoman Peek moved to adjourn at 7:48 P.M. Councilman Lathrop seconded. All present voted in favor. Councilmen Trutzel and VanWinkle absent. Meeting adjourned.

Patti Ledford, City Clerk

Jeff Davis, Mayor