

**Minutes of the Belton City Council  
Regular Meeting  
November 13, 2018  
City Hall Annex  
520 Main Street, Belton, Missouri**

Mayor Davis called the regular meeting to order at 7:02 p.m.

Councilman Trutzel led the Pledge of Allegiance to the Flag.

Mayor Davis announced that Councilman Jeff Fletcher resigned November 9, 2018, after winning the election November 6 for County Clerk. At the next meeting we will be nominating a Mayor Pro-Tem.

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

Councilmembers absent: Councilman Tim Savage

Staff present: Alexa Barton, City Manager; ~~Megan McGuire, City Attorney\*~~; Padraic Corcoran, 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 October 23, 2018, City Council Regular Meeting
- approving the October 2018 Municipal Division Summary Report for Municipal Court.
- approving Resolution R2018-51: **A resolution approving the sale of surplus city inventory/personal property by Mayo Auction & Realty.**
- approving December 31, 2018, as an additional holiday for city employees and city offices will be closed.

Councilman Trutzel seconded. All present voted in favor. Councilman Savage absent. Consent agenda approved.

#### **ORDINANCES**

**Andrea Cunningham, City Clerk, gave the final reading of Bill No. 2018-64: An ordinance approving a Final Plat of Meadow Creek, Plat 2, a 25.42-acre tract of land, in the City of Belton, Cass County, Missouri.**

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

Ayes: 7 Councilmen VanWinkle, Finn, Councilwomen Peek, Davidson, Councilmen Trutzel, Lathrop, Mayor Davis

Noes: 0

Absent: 1 Councilman Savage

Bill No. 2018-64 was declared passed and in full force and effect as **Ordinance No. 2018-4466**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of Bill No. 2018-65: An ordinance approving a Development and Maintenance Agreement between the City of Belton and Belton Holdings Project, LLC for public and private infrastructure in Meadow Creek Plat 2, a 25.42 acre Planned Unit Development.**

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

Ayes: 7 Councilman Finn, Councilwomen Davidson, Peek, Mayor Davis, Councilmen Trutzel, Lathrop, VanWinkle

Noes: 0

Absent: 1 Councilman Savage

Bill No. 2018-65 was declared passed and in full force and effect as **Ordinance No. 2018-4467**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-66: An ordinance authorizing and approving transfer of ownership of approximately 1.15 acres near 162<sup>nd</sup> Street and Harris Avenue, commonly known as the Georgia Place Subdivision Retention Tract, from the Cass County Trustee to the City of Belton, Missouri through a Trustee's Deed for land acquired for delinquent taxes and release of liens thereon.**

Presented by Councilwoman Peek, seconded by Councilman VanWinkle. Councilman Lathrop asked if the City is prepared for the cost involved with maintaining this. Alexa Barton, City Manager, said they've been looking at this for a while. This is part of the water shed for Oil Creek. It will benefit us. Some of the overgrowth is actually a good thing and helps the water run-off.

Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

**Ms. Cunningham read Bill No. 2018-67: An ordinance approving the 2019 Intergovernmental Agreement with the Mid-America Regional Council Solid Waste Management District for participation in the Regional Household Hazardous Waste Program.**

Presented by Councilman Trutzel, seconded by Councilman Lathrop. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

**Ms. Cunningham read Bill No. 2018-68: An ordinance approving a final plat of Southview Commerce Center South, a 28.94-acre tract of land, in the City of Belton, Cass County, Missouri.**

Presented by Councilman Trutzel, seconded by Councilman VanWinkle. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

**Ms. Cunningham read Bill No. 2018-69: An ordinance of the City of Belton, Missouri, calling for and establishing the date of the General City Election for Municipal Officers to be held on April 2, 2019.**

Presented by Councilwoman Peek, seconded by Councilman Finn. Filing for seats on the Belton City Council for the annual City election on Tuesday, April 2, 2019, opens December 11, 2018 at 8:00 a.m. and ends January 15, 2019 at 5:00 p.m.

Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

**Ms. Cunningham read Bill No. 2018-70: An ordinance declaring the results of the election increasing the Citywide General City Sales Tax Rate by one-half percent solely for the purpose of providing additional funds for Public Safety.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

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

Presented by Councilwoman Peek, seconded by Councilman Trutzel. Councilman Finn asked how soon this will start and if the departments are currently hiring. Sheila Ernzen, Finance Director, said the tax will begin April 1. Departments are currently filling positions. Vote on the final reading was recorded:

Ayes: 7 Mayor Davis, Councilman VanWinkle, Councilwomen Davidson, Peek, Councilmen Trutzel, Lathrop, Finn

Noes: 0

Absent: 1 Councilman Savage

Bill No. 2018-70 was declared passed and in full force and effect as **Ordinance No. 2018-4468**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-71: An ordinance declaring the results of the election amending the City of Belton Charter.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

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

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

Ayes: 7 Mayor Davis, Councilwomen Peek, Davidson, Councilmen Lathrop, Trutzel, VanWinkle, Finn

Noes: 0

Absent: 1 Councilman Savage

Bill No. 2018-71 was declared passed and in full force and effect as **Ordinance No. 2018-4469**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-72: An ordinance amending Articles VIII, IX, XVI, and XVII of the City of Belton Charter as approved by the citizens on the November 6, 2018, Ballot.**

Presented by Councilwoman Peek, seconded by Councilman Finn. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

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

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

Ayes: 7 Councilmen Lathrop, VanWinkle, Mayor Davis, Councilmen Finn, Trutzel, Councilwomen Peek, Davidson

Noes: 0

Absent: 1 Councilman Savage

Bill No. 2018-72 was declared passed and in full force and effect as **Ordinance No. 2018-4470**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-73: An ordinance approving the engagement of Troutt, Beeman and Company to audit the city financial records for Fiscal Year 2019.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor. Councilman Savage absent. First reading passed.

## **CITY COUNCIL LIAISON REPORTS**

Councilwoman Davidson gave a Park report

- High Blue Wellness annual holiday craft show is November 17
- Kids' Night Out is November 17 at High Blue Wellness
- Mayor's Christmas Tree Lighting is November 26 at 5:30 p.m. at Memorial Station
- Main Street Christmas lighting is November 23 at 5:30 p.m.

## **MAYOR'S COMMUNICATIONS**

- The Veteran's Day parade was last Saturday
- The Chamber State of the City lunch is on Facebook
- Reminder to Councilmen to donate toward the Mayor's Christmas Tree Lighting benefiting the Belton Welfare Association. See Andrea.

## **CITY MANAGER'S REPORT**

- There is a Code Enforcement Committee meeting November 14 to discuss the possible rental inspection program.

### November and December 2018 meetings

11/20 work session – 7:00 p.m.

11/27 regular session – 7:00 p.m.

12/04 work session – 7:00 p.m.

12/11 regular session – 7:00 p.m.

12/18 – possible work session

12/25 canceled due to holiday

James Person, Police Chief, gave an update on the Lodging Establishment Tier Program. There is a stakeholder meeting at 6:30 p.m. on November 15. The ordinance will be coming to the City Council on November 27. It will go into effect January 1.

## **OTHER BUSINESS**

Ms. Ernzen said the city is accepting applications for the Public Safety Oversight Committee. Applications are due by December 17, 2018, at 5:00 p.m.

Councilwoman Peek asked about Jeff Fletcher's personal property taxes. For the past two years his personal property was not registered to Cass County. He has now transferred it over. Ms. Ernzen said this matter does not affect the city. There are three ways in our Code to forfeit office – residency of ward changes, not filing a personal financial disclosure, and holding a city job during your term or up to one year after expiration of term. Mayor Davis asked about all the comments we saw on social media about this. Ms. Barton said the staff did their due diligence.

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We talked with the city attorney and outside counsel. We found the answer Ms. Ernzen gave.

Councilman Trutzel brought up the tractor trailers on Commercial Street. He said progress was being made, but it's going backward again. He also asked about our website – have we considered an update. Ms. Barton said we don't have full time staff who maintain our website or social media presence like many cities do. We are aware our website has limitations. We are looking at alternatives, but they come with a price.

At 7:45 p.m. Councilman Trutzel moved to enter Executive Session to discuss matters pertaining to the hiring, firing, disciplining or promotion of personnel, according to Missouri Statute 610.021.3 and to discuss matters pertaining to the leasing, purchase or sale of Real Estate, according to Missouri Statute 610.021.2, and that the record be closed. Councilwoman Peek seconded. The following vote was recorded:

Ayes: 7 Councilmen Finn, Lathrop, Councilwomen Peek, Davidson, Councilmen Trutzel, VanWinkle, Mayor Davis

Noes: 0

Absent: 1 Councilman Savage

The Council returned from Executive Session at 8:59 p.m.

Being no further business, Councilman Lathrop moved to adjourn at 9:00 p.m. Councilwoman Peek seconded. All present voting in favor. Councilman Savage absent. Meeting adjourned.

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Andrea Cunningham, City Clerk

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Jeff Davis, Mayor