

**Minutes of the Belton City Council  
Regular Meeting  
November 27, 2018  
City Hall Annex  
520 Main Street, Belton, Missouri**

Mayor Davis called the regular meeting to order at 7:00 p.m.

Councilman Finn led the Pledge of Allegiance to the Flag.

Councilmembers present: Councilwoman Lorrie Peek, Mayor Jeff Davis, Councilmen Chet Trutzel, Tim Savage, Ryan Finn, Gary Lathrop, Dean VanWinkle

Councilmember absent: Councilwoman Stephanie Davidson

Staff present: Alexa Barton, City Manager; Padraic Corcoran, Attorney; and Andrea Cunningham, City Clerk.

**CONSENT AGENDA**

Councilwoman Peek moved to approve the consent agenda consisting of a motion:

- approving the minutes of the November 13, 2018, City Council Regular Meeting.
- approving the purchase of Badger Meter, Inc HRE-LCD Encoders with Orion ME Transmitters for Model 25 Meters from Midwest Meter, Inc.
- approving the letter of engagement with Williams & Campo, PC for representation of the City of Belton with respect to all general municipal legal matters.
- approving the letter of engagement with Littler Mendelson, PC, for representation of the City of Belton with respect to traditional labor relations matters.

Councilman Finn seconded. Councilman Lathrop asked for item **Motion approving the purchase of Badger Meter, Inc HRE-LCD Encoders with Orion ME Transmitters for Model 25 Meters from Midwest Meter, Inc.** be removed and discussed under separate action. All present voted in favor of the remaining Consent Agenda items. Councilwoman Davidson absent. Consent agenda approved.

**Discussion – Motion approving the purchase of Badger Meter, Inc HRE-LCD Encoders with Orion ME Transmitters for Model 25 Meters from Midwest Meter, Inc.**

Councilman Lathrop asked how many meters stopped working. Sheila Erzen, Finance Director, said over the last few months, a couple hundred have stopped working. It's time to replace them all. Councilman Lathrop asked if there's money in the budget for this. Ms. Erzen said yes, there is a meter replacement fund. Councilman Lathrop moved to approve this consent agenda item. Councilman Trutzel seconded. All present voted in favor. Councilwoman Davidson absent. Motion approved.

## **WARD 1 VACANCY AND MAYOR PRO-TEM NOMINATIONS**

There were three applications received for Ward 1 vacancy – Tom MacPherson, Art Ruiz, and RJ Warren. Mayor Davis made the recommendation of Tom MacPherson. He opened the floor for other recommendations. Councilman Lathrop made a motion to appoint Tom MacPherson to the vacant City Councilman spot, seconded by Councilman Trutzel. All present voted in favor. Councilwoman Davidson absent. Motion carried.

The position of Mayor Pro-Tem is vacant. Mayor Davis made the recommendation of Lorrie Peek. He opened the floor for other recommendations. Councilman VanWinkle made a motion to appoint Lorrie Peek to the position of Mayor Pro-Tem, seconded by Councilman Trutzel. All present voted in favor. Councilwoman Davidson absent. Motion carried.

## **PERSONAL APPEARANCES**

Mayor Davis presented a plaque to Jeff Fletcher recognizing his time on the City Council and as Mayor Pro-Tem.

Sean Regnier with Canine Chronicle Magazine recognized Sergeant John Baker for his help with their canine handling program.

Police Chief James Person recognized Officer Josh Adamson for receiving the “Heroes for Heartland” award at the Mothers’ Against Drunk Driving banquet on November 17, 2018. Officer Adamson had 27 DWI arrests over the past 12 months.

Chief Person recognized Officer Scott Maynard with the Meritorious Service Bar for helping a citizen escape a house fire on October 1, 2018.

## **ORDINANCES**

**Andrea Cunningham, City Clerk, read Bill No. 2018-74: An ordinance appointing Tom MacPherson to fill the unexpired term of Jeff Fletcher, Ward 1 City Councilman.**

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor. Councilwoman Davidson 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. Councilwoman Davidson absent. Motion passed. The final reading was read.

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

Ayes: 7 Councilman Savage, Councilwoman Peek, Mayor Davis, Councilmen Trutzel, Lathrop, VanWinkle, Finn

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-74 was declared passed and in full force and effect as **Ordinance No. 2018-4476**, subject to Mayoral veto.

Ms. Cunningham administered the oath of office to newly appointed Councilman Tom MacPherson. He took his seat at the dais.

**Ms. Cunningham gave the final reading of 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 Councilman Trutzel, seconded by Councilman MacPherson. Vote on the final reading was recorded:

Ayes: 8 Councilwoman Peek, Mayor Davis, Councilmen Trutzel, Lathrop, Finn, VanWinkle, MacPherson, Savage

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-66 was declared passed and in full force and effect as **Ordinance No. 2018-4471**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of 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 Councilwoman Peek, seconded by Councilman VanWinkle. Vote on the final reading was recorded:

Ayes: 8 Councilmen Trutzel, VanWinkle, Councilwoman Peek, Councilmen MacPherson, Finn, Mayor Davis, Councilmen Savage, Lathrop

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-67 was declared passed and in full force and effect as **Ordinance No. 2018-4472**, subject to Mayoral veto.

**Ms. Cunningham gave the final reading of Bill No. 2018-68, as amended: An ordinance approving a final plat of Southview Commerce Center South, a 39.75-acre\* tract of land, in the City of Belton, Cass County, Missouri.**

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

Ayes: 8 Councilmen Savage, Trutzel, Finn, MacPherson, Mayor Davis, Councilwoman Peek, Councilmen Lathrop, VanWinkle

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-68 was declared passed and in full force and effect as **Ordinance No. 2018-4473**, subject to Mayoral veto.

\*There was a scrivener's error in the title that was read. The ordinance presented was correct.

**Ms. Cunningham gave the final reading of 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 Councilman Trutzel, seconded by Councilman Finn. Vote on the final reading was recorded:

Ayes: 8 Councilwoman Peek, Mayor Davis, Councilmen Lathrop, MacPherson, Finn, Trutzel, VanWinkle, Savage

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-69 was declared passed and in full force and effect as **Ordinance No. 2018-4474**,  
10258

subject to Mayoral veto.

**Ms. Cunningham gave the final reading of 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 Councilwoman Peek, seconded by Councilman Lathrop. Vote on the final reading was recorded:

Ayes: 8 Councilman Savage, Mayor Davis, Councilmen Lathrop, MacPherson, Finn, Councilwoman Peek, Councilmen Trutzel, VanWinkle

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-73 was declared passed and in full force and effect as **Ordinance No. 2018-4475**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-75: An ordinance amending Chapter 1 – General Provisions, Section 1-5, General Definitions of the Unified Development Code of the City of Belton, Missouri, and chapter 15 - Offenses, Article II, Offenses Against Health and Safety by adding new Division 5 –Lodging Establishment Tier Program to the Code of Ordinances of the City of Belton, Missouri, to encourage safe and healthy accommodations for guests.**

Presented by Councilman Finn, seconded by Councilwoman Peek. Councilman Trutzel asked what kind of input was received from the stakeholders' meeting. Chief Person said Hampton Inn and Welcome Inn attended the meeting. This ordinance was modeled after Blue Springs and Branson. Vote on the first reading was recorded with all present voting in favor. Councilwoman Davidson absent. First reading passed. **Councilman Lathrop moved to hear the final reading.** Councilman VanWinkle seconded. Vote to hear the final reading was recorded with all present voting in favor. Councilwoman Davidson absent. Motion passed. The final reading was read. Presented by Councilman VanWinkle, seconded by Councilman Trutzel. Vote on the final reading was recorded:

Ayes: 8 Councilman Finn, Mayor Davis, Councilmen VanWinkle, MacPherson, Lathrop, Trutzel, Councilwoman Peek, Councilman Savage

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-75 was declared passed and in full force and effect as **Ordinance No. 2018-4477**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-76: An ordinance of the City of Belton, Missouri approving a cooperative agreement between the City of Belton, Missouri and the Mid-America Regional Council for funding operations of Operation Green Light traffic control system in the amount of \$8,400.**

Presented by Councilwoman Peek, seconded by Councilman Trutzel. Vote on the first reading was recorded with all present voting in favor. Councilwoman Davidson 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. Councilwoman Davidson absent. Motion passed. The final reading was read.

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

Ayes: 8 Councilmen Lathrop, Finn, VanWinkle, MacPherson, Mayor Davis, Councilman Trutzel, Councilwoman Peek, Councilman Savage

Noes: 0

Absent: 1 Councilwoman Davidson

10259

Bill No. 2018-76 was declared passed and in full force and effect as **Ordinance No. 2018-4478**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-77: An Ordinance amending Article IV. – Solid waste, recyclable materials, and yard waste, Section 11-153. - Service charge/billing, of the Code of Ordinances of City of Belton, Missouri.**

Presented by Councilwoman Peek, seconded by Councilman Trutzel. Councilman Lathrop said the contract states Jim's Disposal has the right to increase the fee. Alexa Barton, City Manager, said he's required to follow the set refuse rate index formula. This increase is effective January 1, 2019. Vote on the first reading was recorded with all present voting in favor. Councilwoman Davidson absent. First reading passed. **Councilman Trutzel moved to hear the final reading.** Councilwoman Peek seconded. Vote to hear the final reading was recorded with all present voting in favor. Councilwoman Davidson absent. Motion passed. The final reading was read. Presented by Councilwoman Peek, seconded by Councilman Trutzel. Vote on the final reading was recorded:

Ayes: 8 Councilmen Savage, Finn, VanWinkle, MacPherson, Councilwoman Peek, Councilmen Trutzel, Lathrop, Mayor Davis

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-77 was declared passed and in full force and effect as **Ordinance No. 2018-4479**, subject to Mayoral veto.

**Ms. Cunningham read Bill No. 2018-78: An ordinance authorizing and directing the mayor to execute the Eighth Amendment to the Tax Increment Financing Redevelopment Contract between the City of Belton, Missouri and Group Belton, LLC for implementation of the Y Highway Marketplace Tax Increment Financing Redevelopment Plan, as amended.**

Presented by Councilman Lathrop, seconded by Councilman VanWinkle. Vote on the first reading was recorded with all present voting in favor. Councilwoman Davidson 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. Councilwoman Davidson absent. Motion passed. The final reading was read.

Presented by Councilman VanWinkle, seconded by Councilman Lathrop. Mayor Davis said this is the 8<sup>th</sup> amendment. He asked Curt Peterson with Polsinelli and Kylie Stock with Cosentinos if they're any closer to leasing the spaces. Kylie said they have changed their leasing company and they have reworked their rates. Vote on the final reading was recorded:

Ayes: 8 Councilmen Savage, VanWinkle, Mayor Davis, Councilman MacPherson, Councilwoman Peek, Councilmen Finn, Lathrop, Trutzel

Noes: 0

Absent: 1 Councilwoman Davidson

Bill No. 2018-78 was declared passed and in full force and effect as **Ordinance No. 2018-4480**, subject to Mayoral veto.

## **CITY COUNCIL LIAISON REPORTS**

- Tree Board is rewriting their vision and mission statement and looking at their bylaws and long range plans
- Code Enforcement Advisory Committee is reviewing a draft of the rental inspection program
- Mayor's Christmas Tree Lighting is December 3 at Memorial Station  
10260
- Kids Night Out is December 8 at High Blue Wellness
- Daddy-Daughter dance is in February

## **MAYOR'S COMMUNICATIONS**

- The Main Street Tree Lighting was last week – it was cold, but a good turnout. There was a wassail walk.

- We will be having the Mayor's Christmas Tree Lighting next Monday rain or shine.
- The Main Street Theater has a Christmas play running November 30-December 13.

**CITY MANAGER'S REPORT**

- We are accepting applications for the Public Safety Oversight Committee. Applications are due by December 17, 2018, at 5:00 p.m.
- The Fire Department Christmas dinner is December 5 – City Council is invited.

December 2018 & January 2019 meetings

12/04 work session & special meeting – 6:00 p.m.

12/11 regular session – 7:00 p.m.

**12/18 – added special meeting – 7:00 p.m.**

12/25 no meeting due to holiday

01/01 no meeting due to holiday

01/08 regular session – 7:00 p.m.

01/22 regular session – 7:00 p.m.

At 8:08 p.m. Councilman Lathrop moved to enter Executive Session to discuss 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 and that the record be closed. Councilman VanWinkle seconded. The following vote was recorded:

Ayes: 8 Councilwoman Peek, Councilman Savage, Mayor Davis, Councilmen MacPherson, VanWinkle, Finn, Lathrop, Trutzel

Noes: 0

Absent: 1 Councilwoman Davidson

The Council returned from Executive Session at 8:40 p.m.

Being no further business, Councilman VanWinkle moved to adjourn at 8:42 p.m. Councilwoman Peek seconded. All present voting in favor. Councilwoman Davidson absent. Meeting adjourned.

---

Andrea Cunningham, City Clerk

---

Jeff Davis, Mayor