

**Minutes of the Belton City Council
Regular Meeting
July 9, 2019
City Hall Annex
520 Main Street, Belton, Missouri**

Mayor Davis called the regular meeting to order at 6:01 p.m.

Councilman Finn led the Pledge of Allegiance to the Flag.

Councilmembers present: Mayor Davis, Tim Savage, Chet Trutzel, Dean VanWinkle, Ryan Finn, Dave Clark, Stephanie Davidson, and Lorrie Peek

Councilmember absent: Gary Lathrop

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

CONSENT AGENDA

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

- approving the minutes of the June 25, 2019, City Council Work Session & Regular Meeting.
- recognizing the submittal and acceptance of the annual Cedar Tree CID FYE 2020 Budget.
- recognizing the submittal and acceptance of the annual Y Highway Marketplace CID FYE 2020 Budget.
- **approving the purchase of ballistic gear by the Belton Fire Department, in the amount of \$10,125.15.**
- **approving the purchase of four Physio Control Lifepak 1000 AED units from Stryker, by the Belton Fire Department, in the amount of \$10,273.52.**
- approving Resolution R2019-56: **A resolution reappointing Sally Davila and Tim McDonough to the Planning Commission.**
- approving Resolution R2019-57: **A resolution appointing Tom MacPherson to serve on the Public Works Committee.**
- approving Resolution R2019-58: **A resolution reappointing Connie Hubbard and appointing Pam Miller to the Zoning Board of Adjustments.**
- approving Resolution R2019-59: **A resolution authorizing and directing the Custodian of Records of the City of Belton, Missouri to destroy certain records that have exceeded the retention requirements as set forth by the State of Missouri.**
- approving Resolution R2019-60: **A resolution authorizing an amendment to the subscription agreement with Tyler Technologies, Inc. for software for the Municipal Court.**

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

PERSONAL APPEARANCES

Randy Jones, City of Harrisonville, City Clerk presented the Missouri Registered City Clerk Certification to Andrea Cunningham, Belton City Clerk.

ORDINANCES

Andrea Cunningham, City Clerk, read Bill No. 2019-39: An ordinance authorizing and directing the Mayor to execute the Third Amendment to the Tax Increment Financing contract between the City of Belton, Missouri and Herman Enterprises, L.L.C. for implementation of Project 3 of the Southtowne Tax Increment Financing Redevelopment Plan, as amended.

Presented by Councilman Clark, seconded by Councilman Finn. Carolyn Yatsook, Economic Development Director, said this amendment will allow for the development of two sites; one site will be non-sales tax generating, the other site will be retail. Sid Douglas, Gilmore & Bell, said this is what the Council discussed a few months back. This is a compromise presented by the developer. Vote on the first reading was recorded with all present 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 present voting in favor except for Councilman Clark who voted no. Motion passed. The final reading was read. Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the final reading was recorded:

Ayes: 8 Finn, Savage, Peek, Trutzel, VanWinkle, Clark, Mayor Davis, Davidson

Noes: 0

Absent: 1 Lathrop

Bill No. 2019-39 was declared passed and in full force and effect as **Ordinance No. 2019-4526**, subject to Mayoral veto.

Ms. Cunningham read Bill No. 2019-40: An ordinance amending Chapter 11 – Health and Sanitation, Article IV – Solid Waste of the Code of Ordinances City of Belton, Missouri to update the solid waste, recyclable materials and yard waste regulations.

Presented by Councilman Trutzel, seconded by Councilwoman Peek. There is a flier from WCA going out this week to all residents. Councilman Clark asked how this is going to be billed since it's in the middle of the month. Sheila Ernzen, Assistant City Manager and Finance Director, said it will be based on the start date of July 22. It will depend when each meter is read. Councilman Trutzel asked if a citizen can buy the city carts instead of paying monthly. Ms. Ernzen said unfortunately, no. The monthly cost includes cart maintenance. Vote on the first reading was recorded with all present 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 present voting in favor except for Councilman Clark who voted no. Motion passed. The final reading was read. Presented by Councilman Trutzel, seconded by Councilman Finn. Councilman Savage asked why the code still includes recycling. Pdraic Corcoran, City Attorney, said it was left in there because it's in the contract as a possibility in the future. Vote on the final reading was recorded:

Ayes: 8 Clark, Savage, Peek, Finn, VanWinkle, Trutzel, Mayor Davis, Davidson

Noes: 0

Absent: 1 Lathrop

Bill No. 2019-40 was declared passed and in full force and effect as **Ordinance No. 2019-4527**, subject to Mayoral veto.

Ms. Cunningham read Bill No. 2019-41: An ordinance approving an agreement with Cass County for collection of City Property Taxes.

Presented by Councilman Trutzel, seconded by Councilman Finn. Vote on the first reading was recorded with all present voting in favor. First reading passed. **Councilman VanWinkle moved to hear the final reading.** Councilman Finn seconded. Vote to hear the final reading was recorded with all present voting in favor. Motion passed. The final reading was read. Presented by Councilman Trutzel, seconded by Councilman Finn.

Ayes: 8 Davidson, Savage, Peek, Finn, Clark, Trutzel, Mayor Davis, VanWinkle

Noes: 0

Absent: 1 Lathrop

Bill No. 2019-41 was declared passed and in full force and effect as **Ordinance No. 2019-4528**, subject to Mayoral veto.

Ms. Cunningham read Bill No. 2019-42: An ordinance amending various sections of the Unified Development Code including Chapter 1 - General Provisions, Section 1-5 – General Definitions; and Chapter 40 – Use-Specific Standards – residential, commercial, other, Section 40-1 (h) – Use-Specific Standards - applicability; section 40-4 (15) – uses subject to conditions.

Presented by Councilman VanWinkle, seconded by Councilwoman Peek. Vote on the first reading was recorded with all present voting in favor except for Councilman Clark who voted no. 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 except for Councilman Clark who voted no. Motion passed. The final reading was read. Presented by Councilman Trutzel, seconded by Councilwoman Peek. Councilman Finn stated the Council talked about this at the last meeting. There was an opportunity for people to talk to their Councilmen, if they had concerns.

Ayes: 7 Mayor Davis, Savage, VanWinkle, Finn, Trutzel, Peek, Davidson

Noes: 1 Clark

Absent: 1 Lathrop

Bill No. 2019-42 was declared passed and in full force and effect as **Ordinance No. 2019-4529**, subject to Mayoral veto.

RESOLUTIONS

Ms. Cunningham read Resolution R2019-61: A resolution approving actions of the City Manager to engage Janik Group, LLC for emergency repair of sinkholes located at 411/413 Hargis Lane and 16100 Allen Avenue and ratifying Task Agreement No. 2019-2 in the amount of \$64,465.00.

Presented by Councilman Trutzel, seconded by Councilwoman Peek. Vote on the resolution was recorded with all present voting in favor. Resolution passed.

Ms. Cunningham read Resolution R2019-62: A resolution approving a one-year extension of the 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.

Presented by Councilwoman Peek, seconded by Councilman Finn. Vote on the resolution was recorded with all present voting in favor. Resolution passed.

CITY COUNCIL LIAISON REPORTS

Councilwoman Davidson gave a Park report

- Kids' paint party, July 26 at High Blue Wellness Center
- Christmas in July at High Blue Wellness Center for memberships
- Kids' Night Out, July 20, at the outdoor waterpark

MAYOR'S COMMUNICATIONS

The Mayor attended a neighborhood watch meeting last night. It was a good meeting.

CITY MANAGER'S REPORT

July & August 2019 meetings

07/23 work session & regular meeting – 6:00 p.m.

08/13 work session & regular meeting – 6:00 p.m.

08/27 work session & regular meeting – 6:00 p.m.

James Person, Police Chief, said National Night Out is August 6. Historically there have been block parties around town. The police department is contacting the neighborhoods. They will post a listing of locations. Councilman Clark asked if the roads are usually closed. Chief Person said it depends on the neighborhood.

Dave Clements, Planning Department Director, introduced Brian Hunt, the new Building Official.

Alexa Barton, City Manager, said Public Works and our on-call contractors have been fixing numerous sink holes in town.

OTHER BUSINESS

Chief Person said Blue Valley is in town working on our outdoor tornado sirens.

Celia Duran, Public Works Director, said they had a pre-construction meeting with Superior Bowen. They will begin on the streets in two weeks. Letters will go out to residents and there will be a listing on our website of the streets.

Councilman Trutzel asked John Sapp, Acting Fire Chief, about the City's policy on using oxygen after a fire is contained but not extinguished.

Councilwoman Davidson said she received a thank you from Carole Brummer for City staff collecting her trash last week.

Councilman Finn asked for an update on Fairfield Inn. Ms. Yatsook said they are looking at early to late fall to open. They are making progress on the inside.

Mayor Davis reminded the Council to tell Ms. Cunningham by Friday if you're planning to attend the MML banquet on July 25.

Being no further business, Councilman Clark moved to adjourn at 7:02 p.m. Councilman Finn seconded. All present voting in favor. Meeting adjourned.

Andrea Cunningham, City Clerk

Mayor Jeff Davis