

**Minutes of the Belton City Council
Work Session and Regular Meeting
October 22, 2019
City Hall Annex
520 Main Street, Belton, Missouri**

Mayor Davis called the Work Session to order at 6:00 p.m.

Mike Groszek with Troutt, Beeman presented the FY19 Audited Consolidated Annual Financial Report (CAFR).

Being no further business, Mayor Davis adjourned the work session at 6:20 p.m. and called the regular meeting to order.

Councilmember Finn lead the Pledge of Allegiance to the Flag.

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

Councilmember absent: Dave Clark (Councilmember Clark arrived at 6:22 p.m.)

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

CONSENT AGENDA

Councilmember Lathrop asked for items F, G, and H to be taken from the consent agenda for discussion and separate action.

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

- approving the minutes of the October 8, 2019, City Council Work Session & Regular Meeting.
- approving a temporary liquor permit for Roadside Bar & Grill for a Halloween party in their parking lot, located at 444 N Scott Avenue, on November 2, 2019, from 8 p.m. to 1:00 a.m.
- approving the September 2019 Municipal Division Summary Report for Municipal Court.
- approving the engagement of Key Equipment & Supply Co, for the emergency repair of Truck No. 26 Camel/Freightliner Jet/Vacuum truck in the amount of \$13,078.34, for the Water Services Division.
- approving Resolution R2019-95: **A resolution approving a maintenance contract with Ed M. Feld Equipment Company, Inc. (Feld Fire) for preventative maintenance on 2 Bauer Breathing Air Compressors.**
- approving Resolution R2019-99: **A resolution approving Task Agreement No. 2019-8 with Trekk Design Group, LLC to perform engineering services for the City of Belton in the amount of \$40,000.00.**

Councilmember Trutzel seconded. All voted in favor. Consent agenda approved.

F. Andrea Cunningham, City Clerk, read Resolution R2019-96: **A resolution approving actions of the City Manager to engage Pyramid Excavation and Construction, Inc. for emergency repair of sanitary sewer located at 111 London Way and ratifying Task Agreement No. 2019-3 in the amount of \$94,750.00.**

Presented by Councilmember Trutzel, seconded by Councilmember VanWinkle. Councilmember Lathrop asked what the “lump sum addition” was on the invoice. Michael Christopher, Acting Public Works Director, said once Pyramid was on-site, there was additional work needed. The invoice was in the form of a letter, so it didn’t reflect all the costs. Vote on the resolution was recorded with all voting in favor. Resolution passed.

G. Ms. Cunningham read Resolution R2019-97: **A resolution approving actions of the City Manager to engage Breit Construction, LLC for emergency repair of sinkhole located at the intersection of Monroe Avenue and Trevis Avenue and ratifying Task Agreement No. 2019-6 in the amount of \$71,201.18.**

Presented by Councilmember Trutzel, seconded by Councilmember Peek. Councilmember Lathrop said there isn’t an itemized statement. The one from Breit Construction at the last meeting was less expensive. Mr. Christopher said this project was more excavation, pipe, and traffic control. Councilmember Trutzel asked for a breakdown of the costs to be shown on the task agreement. Vote on the resolution was recorded with all voting in favor. Resolution passed.

H. Ms. Cunningham read Resolution R2019-98: **A resolution approving an amendment to Task Agreement No. 2019-1 with The Janik Group in the amount of \$45,681.00 for a total amount of \$57,631.00 for the excavation of clarifier #1 drain valve and installation of accessible access tube.**

Presented by Councilmember Trutzel, seconded by Councilmember Peek. Councilmember Lathrop said there were no itemized costs. Don Tyler, Water Services Manager, said there was a document left out of the agenda packet. He handed it out. The project turned out bigger than originally expected. Vote on the resolution was recorded with all voting in favor. Resolution passed.

PERSONAL APPEARANCES

Mayor Pro-Tem Peek presented the Belton Police Department a proclamation for Red Ribbon Week.

ORDINANCES

Ms. Cunningham read Bill No. 2019-55: **An ordinance approving the reappropriation & revision of the City of Belton Fiscal Year 2020 Adopted City Budget for the purpose of purchasing two used vehicles for the Park Department as approved by the Park Board.**

Presented by Councilmember Clark, seconded by Councilmember Trutzel. Councilmember Lathrop asked if this was coming out of the Park Funds. Sheila Ernzen, Finance Director and Assistant City Manager, said yes. Vote on the first reading was recorded with all voting in favor. First reading passed. **Councilmember Trutzel moved to hear the final reading.** Councilmember Finn seconded. Vote to hear the final reading was recorded with all voting in favor. Motion passed. The final reading was read. Presented by Councilmember Lathrop, seconded by Councilmember Peek. Vote on the final reading was recorded:

Ayes: 9 Mayor Davis, Savage, Davidson, Trutzel, VanWinkle, Lathrop, Finn, Clark, Peek
Noes: 0

Absent: 0

Bill No. 2019-55 was declared passed and in full force and effect as **Ordinance No. 2019-4541**, subject to Mayoral veto.

Ms. Cunningham read Bill No. 2019-56: **An ordinance approving an agreement for the installation and maintenance of a gaging station, to be located at the City of Belton Municipal Golf Course, Eagle's Landing, between the U.S. Department of the Interior through the U.S. Geological Survey and the City of Belton, authorizing the execution of the same.**

Presented by Councilmember Clark, seconded by Councilmember Lathrop. Councilmember Peek asked what happens if the gaging station gets hit on the golf course. Jay Kennedy, Golf Course Director, said they took that into consideration when they chose the place for it. It's out of the normal play area. Vote on the first reading was recorded with all voting in favor. First reading passed. **Councilmember Clark moved to hear the final reading.** Councilmember Finn seconded. Vote to hear the final reading was recorded with all voting in favor. Motion passed. The final reading was read. Presented by Councilmember Clark, seconded by Councilmember Finn. Vote on the final reading was recorded:

Ayes: 9 VanWinkle, Savage, Davidson, Peek, Finn, Lathrop, Trutzel, Clark, Mayor Davis

Noes: 0

Absent: 0

Bill No. 2019-56 was declared passed and in full force and effect as **Ordinance No. 2019-4542**, subject to Mayoral veto.

Ms. Cunningham read Bill No. 2019-54: **An ordinance approving a Rental Inspection Program in the City of Belton, Missouri, by adding a new Article V to Chapter 10 of the Unified Development Code.**

Presented by Councilmember Trutzel, seconded by Councilmember Peek. Mayor Davis said the Code Enforcement Advisory Committee and staff have been looking at a rental inspection program for the last 6 years; in the past 2 years they visited other cities and brought the program before the Council. Alexa Barton, City Manager, said this type of program is already approved in 9 cities in Cass, Clay, and Jackson Counties, with 2 additional cities in Cass County considering rental programs. Councilmember Savage said it feels like an invasion of privacy. Councilmember Finn said it's just like an inspection when you sell a house that's currently occupied. The current tenant is given plenty of notice that people will be in their house. The landlords would give the tenants notice. Councilmember Clark said he'd still like to see the inspections at change of tenant and connected to the water bills. Councilmember Savage said the ordinance still needs more work. Mayor Davis said the bottom line is safety. Councilmember Peek said this ordinance is a minimum standard of living. This ordinance is needed. Councilmember Davidson said it gives tenants a path to remediation without being the whistleblowers. Councilmember Savage said we need to correct the City, but didn't believe this is the right approach. Councilmember Peek Called for the Question, Councilmember Trutzel seconded. Vote on the Call for the Question was recorded:

Ayes: 6 Savage, Davidson, Peek, Finn, Trutzel, Mayor Davis

Noes: 3 VanWinkle, Lathrop, Clark

Absent: 0

Vote on the first reading was recorded with all voting in favor except for Councilmembers Clark, Lathrop, Savage, and VanWinkle who voted no. First reading passed.

CITY COUNCIL LIAISON REPORTS

Councilmember Davidson gave a Park report.

- High Blue is offering 2 free Matrix training sessions

- Pumpkin Palooza at Memorial Park, October 26, 6:00 p.m.
- Veteran's Day Parade on Main Street, November 9, 10:00 a.m.
- Craft Show at High Blue, November 23

MAYOR'S COMMUNICATIONS

- Mayor's Christmas Tree Lighting, Memorial Park, December 2. Don't forget to give Andrea your donation.
- Trick or Treat on Main Street, October 26
- Chamber of Commerce Craft Show, November 2

CITY MANAGER'S REPORT

November/December 2019 meetings

11/12 work session & regular meeting – 6:00 p.m.

11/26 work session & regular meeting – 6:00 p.m.

12/10 work session & regular meeting – 6:00 p.m.

12/24 work session & regular meeting – Canceled

- November 2 is the second City Adopt-a-Stream Clean Up. We're meeting in the Menard's parking lot at 8:30 a.m.
- November 3 is Daylight Saving Time.

OTHER BUSINESS

Councilmember Clark said the Fire Department hired 2 new employees. Where does the Police Department stand? Captain Don Spears said they hired 2 new employees in the last week.

Councilmember VanWinkle said the Public Safety Sales Tax Oversight Committee will meet for the first time on October 28.

At 7:28 p.m. Councilmember Trutzel moved to enter Executive Session to discuss matters pertaining to Legal Actions, according to Missouri Statute 610.021.1, and to discuss matters pertaining to the hiring, firing, disciplining or promotion of personnel, according to Missouri Statute 610.021.3, and that the record be closed, and the meeting adjourn from there. Councilmember Finn seconded. The following vote was recorded.

Ayes: 9 Davidson, Savage, Clark, Peek, Finn, VanWinkle, Trutzel, Lathrop, Mayor Davis

Noes: 0

Absent: 0

Being no further business, the meeting was adjourned following the executive session.

Andrea Cunningham, City Clerk

Mayor Jeff Davis