



**CITY OF BELTON
CITY COUNCIL
SPECIAL MEETING
TUESDAY, DECEMBER 19, 2017 – 7:00 P.M.
CITY HALL ANNEX
520 MAIN STREET
AGENDA**

- I. CALL SPECIAL MEETING TO ORDER
- II. ROLL CALL
- III. ORDINANCES
 - A. Motion approving final reading of Bill No. 2017-103:
An ordinance approving a municipal lease and option agreement with Municipal Asset Management, Inc. to lease replacement indoor fitness equipment for use at the Belton Parks High Blue Wellness Center and providing access to insurance coverage through the City's equipment policy.
 - B. Motion approving final reading of Bill No. 2017-104:
An ordinance amending Chapter 11 – Health and Sanitation, Article IV – Solid Waste, Chapter 6 – Business Licenses and Regulations and Appendix A – Schedule of Fees and Charges of the Code of Ordinances of the City of Belton, Missouri to implement the centralized residential trash collection program and update the solid waste, recyclable materials and yard waste regulations.
- IV. RESOLUTIONS
 - A. Motion approving Resolution R2017-57:
A resolution reappointing Charles C. Curry as Belton Municipal Judge pursuant to Article VII of the Belton Charter.

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V. CITY MANAGER'S REPORT

January 2018 meetings

- 1/2 work session – canceled
- 1/9 regular session
- 1/16 special meeting
- 1/23 regular session

VI. ADJOURN

SECTION IV

A

R2017-57

A RESOLUTION REAPPOINTING CHARLES C. CURRY AS BELTON MUNICIPAL JUDGE PURSUANT TO ARTICLE VII OF THE BELTON CHARTER.

WHEREAS, the Charter of the City of Belton provides for the appointment of a Municipal Judge for a four-year term; and

WHEREAS, Judge Charles Curry has served the Belton Municipal Court since 1986 with his current term as Municipal Judge expiring on January 1, 2018; and

WHEREAS, Judge Charles Curry meets all of the required qualifications for the office of Municipal Judge; and

WHEREAS, Judge Charles Curry has expressed his desire to continue to serve until the day before his seventy-fifth birthday which is on July 16, 2020, at which time he will not be eligible to continue in the position of Municipal Judge due to state law (see attached letter dated December 11, 2017 from Judge Curry, herein attached and incorporated to this Resolution); and

WHEREAS, Judge Charles Curry has expressed his willingness to assist the City and Municipal Court in the recruitment of his replacement with said recruitment to commence in January 2020.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Belton, Missouri as follows:

Section 1. That Charles C. Curry is hereby appointed to serve as Municipal Judge of the Belton Municipal Court, a division of the Cass County Missouri Circuit Court, pursuant to the terms and conditions of the Belton Charter.

Section 2. That this resolution shall be in full force and effect from and after its passage and approval.

Duly read and passed this 19th day of December, 2017.

Mayor Jeff Davis

ATTEST:

Patricia A. Ledford, City Clerk
of the City of Belton, Missouri

STATE OF MISSOURI)
COUNTY OF CASS)SS
CITY OF BELTON)

I, Patricia A. Ledford, City Clerk, do hereby certify that I have been duly appointed City Clerk of the City of Belton, Missouri, and that the foregoing Resolution was regularly introduced at a regular meeting of the City Council held on the 19th day of December, 2017, and adopted at a regular meeting of the City Council held the 19th day of December, 2017 by the following vote, to wit:

AYES: COUNCILMEN:

NOES: COUNCILMEN:

ABSENT: COUNCILMEN:

Patricia A. Ledford, City Clerk
of the City of Belton, Missouri

BELTON MUNICIPAL COURT

7001 EAST 163RD ST.
BELTON, MISSOURI 64012

816-331-2788

December 11, 2017

Honorable Jeff Davis
Mayor City of Belton
505 Main Street
Belton, Missouri 64012

Re: Belton Municipal Judge

Dear Mayor Davis:

My term as Belton Municipal Judge expires January 1, 2018. I am requesting that I be appointed to a final term starting January, 2018.

I have been honored to serve the Belton Court since 1986 when I was appointed to succeed Judge Dale Beal.

During my term with the Belton Court I have also served on the Board of Directors of the Missouri Municipal and Associate Circuit Judges Association. I served as president of that organization twice.

If I am appointed again, this will be my final term with the court. Municipal Judges are not permitted to serve after attaining age 75. That will happen for me on July 16, 2020. Therefore, I will not be able to complete the entire four year term. I have been asked to comment on this issue. There is no requirement in state law, the Belton City Charter or Belton Ordinances that a judge be able to complete the term for which he or she was appointed or, for state judges, elected. Judges who are qualified frequently are reelected or reappointed to terms in office which they will not be able to complete due to age restrictions.

The Belton City Charter states the following qualifications for Municipal Judge:

1. Must be a licensed attorney, qualified to practice law within the State of Missouri.
2. Need not reside within the City.
3. Must be a resident of the State of Missouri and have resided in the state for one year next preceding the appointment.
4. Must be at least 21 years of age and less than 75 years of age.

I meet all of the required qualifications for the office of municipal judge stated above.

As you know, the municipal courts in Missouri are currently experiencing a turbulent time with major changes brought on by recent legislation and changes in the Missouri Supreme Court rules which govern municipal courts. I have been working with our court staff and the presiding judge of the 17th Judicial Circuit to insure that the Belton Court is in compliance with the new regulations and changes that may come in the future. I believe that my experience in dealing with these issues will benefit the City going forward.

Thank you for your thoughtful consideration of my request for reappointment.

Very truly yours,

A handwritten signature in cursive script that reads "Charles C. Curry". The signature is written in black ink and is positioned to the right of the typed name.

Charles C. Curry

CCC:cw
cc: Members of the City Council