

Minutes of the Belton City Council
June 22, 2021
City Hall Annex
520 Main Street, Belton, Missouri

Mayor Larkey called the work session to order at 6:00 p.m. Ryan Murray with ETC Institute presented the Recycling/City Services Survey Report. Most respondents recycle or are willing to recycle; most preferred curbside and are willing to pay for it. Areas the respondents identified for the City to focus on were streets, I-49/58 expansion, and code enforcement. Councilmember Clark asked if WCA could come to a Council meeting to talk about recycling and contamination.

Being no further business, Mayor Larkey adjourned the work session at 6:35 p.m. and called the meeting to order.

Councilmember Clark led the Pledge of Allegiance to the Flag.

Councilmembers present: Mayor Larkey, Tim Savage, Rob Powell, Chet Trutzel, Angela Kraft, Dave Clark, Lorrie Peek, Allyson Lawson

Councilmember absent: Perry Gough

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

CONSENT AGENDA

Councilmember Clark asked the Council to please remove item D from the Consent Agenda to discuss under separate action. Mayor Larkey asked the Council to please remove item E from the Consent Agenda to discuss under separate action.

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

- **approving the minutes of the June 8, 2021, City Council Meeting.**
- **approving Resolution R2021-51: A resolution approving the purchase of four MSA G1 self-contained breathing apparatus and associated accessories from Sentinel Emergency Solutions in the amount of \$37,118.50.**
- **approving Resolution R2021-52: A resolution approving the purchase of 13 Lifepak automated external defibrillators (AED) and their accessories from Stryker in the amount of \$24,577.28.**
- **approving Resolution R2021-55: A resolution formally accepting the Southview Commerce Center first plat new public infrastructure of 1,415 feet of 12” waterline*; 1,057 feet of 10” sanitary sewer line; and 3,016 lane feet of street with a two-year maintenance bond in the amount of \$542,022.60.**

*There was a scrivener’s error when this resolution was presented. It is a 12” waterline, not an 8” waterline. The error has been corrected on the document and in the minutes.

Councilmember Clark seconded. All present voted in favor. Consent agenda approved.

D. Andrea Cunningham, City Clerk, read Resolution R2021-53: **A resolution approving Task Agreement 2021-10 with Wilson and Company to provide professional design services for the Hargis Gardens drainage improvements project in the not-to-exceed amount of \$401,876.00.**

Presented by Councilmember Clark, seconded by Councilmember Trutzel. Greg Rokos, Public Works Director, said this is the Hargis Gardens watershed. It is the detention pond and culverts. Vote on the resolution was recorded with all present voting in favor. Resolution passed.

E. Ms. Cunningham read Resolution R2021-54: **A resolution of the City of Belton, Missouri authorizing and approving a contract for services with Kissick Construction Company, Inc., the lowest and best bidder, for the combination project for Hargis Lake sanitary sewer, storm sewer, and water line relocation in the amount of \$5,219,285.00.**

Presented by Councilmember Trutzel, seconded by Councilmember Clark. Councilmember Savage requested more information on why the lowest bidder was not chosen. Mr. Rokos advised the Council that the City's bidding procedure and acceptance of bids is based on the lowest and best bidder. In this instance, in the opinion of staff based on prior performance of all bidders and the unique circumstances presented with this project, Kissick Construction was the lowest and the best bidder. Mr. Rokos said the decision was, in part, based upon comments from references about the lower bidder's past performance and the unique circumstances presented by this project. For example, the City used the lower bidder before on the 155th Street project where Grandview served as the lead, and the project experienced multiple change orders and required a disproportionate amount of staff attention. Vote on the resolution was recorded with all present voting in favor. Resolution passed.

REGULAR AGENDA

Ms. Cunningham gave the final reading of Bill No. 2021-32: **An ordinance amending Chapter 11 – Health and Sanitation, Article IV – Solid Waste, Section 11-106(b)(9) of the Code of Ordinances of the City of Belton, Missouri to update the hardship exception.**

Presented by Councilmember Clark, seconded by Councilmember Peek. Alexa Barton, City Manager, said Belton has many residents on the hardship exception. The contractor has asked for this amendment to expedite service. Vote on the final reading was recorded:

Ayes: 8 Mayor Larkey, Peek, Powell, Savage, Kraft, Clark, Lawson, Trutzel

Noes: 0

Absent: 1 Gough

Bill No. 2021-32 was declared passed and in full force and effect as **Ordinance No. 2021-4634**, subject to Mayoral veto.

Ms. Cunningham gave the final reading of Bill No. 2021-33: **An ordinance amending Section 4 of Ordinance No. 2021-4621, Exhibit C Articles of Agreement and authorizing certain actions.**

Presented by Councilmember Clark, seconded by Councilmember Peek. Vote on the final reading was recorded:

Ayes: 8 Peek, Clark, Powell, Savage, Kraft, Trutzel, Lawson, Mayor Larkey

Noes: 0

Absent: 1 Gough

Bill No. 2021-33 was declared passed and in full force and effect as **Ordinance No. 2021-4635**, subject to Mayoral veto.

Ms. Cunningham gave the final reading of Bill No. 2021-34: **An ordinance accepting the continuance of a Mid-America Regional Council (MARC) grant and accepting an additional grant for services to individuals at the Belton Senior Center.**

Presented by Councilmember Peek, seconded by Councilmember Clark. Vote on the final reading was recorded:

Ayes: 8 Lawson, Clark, Powell, Savage, Peek, Trutzel, Kraft, Mayor Larkey

Noes: 0

Absent: 1 Gough

Bill No. 2021-34 was declared passed and in full force and effect as **Ordinance No. 2021-4636**, subject to Mayoral veto.

Ms. Cunningham gave the final reading of Bill No. 2021-35: **An ordinance of the City of Belton, Missouri amending section 8-119 costs, fees, and surcharges of the Code of Ordinances of the City of Belton, Missouri.**

Presented by Councilmember Peek, seconded by Councilmember Clark. Vote on the final reading was recorded:

Ayes: 8 Mayor Larkey, Clark, Lawson, Savage, Peek, Trutzel, Kraft, Powell

Noes: 0

Absent: 1 Gough

Bill No. 2021-35 was declared passed and in full force and effect as **Ordinance No. 2021-4637**, subject to Mayoral veto.

Ms. Cunningham read Resolution R2021-56: **A resolution approving a Public Service Agreement between Oats, Inc. and the City of Belton, Missouri to provide daily site transportation for individuals to and from the Belton Senior Center.**

Presented by Councilmember Clark, seconded by Councilmember Peek. Mayor Larkey excused himself for a perceived conflict of interest. Vote on the resolution was recorded with all present voting in favor except Mayor Larkey who abstained. Resolution passed.

CITY COUNCIL LIAISON REPORTS

Councilmember Lawson provided the Council with a Park report

- The farmer's market is every Thursday from 4-7 p.m. at Memorial Park
- June 25 is Theatre in the Park
- June 26 the outdoor waterpark opens
- More swim classes are now available
- August 2 the Belton Senior Center is planning to reopen

Councilmember Powell provided the Council with a Planning Commission report

- Three plats for the Southview Commerce Center building 4 were approved.
- The final development plan for the Southview Commerce Center building 4 was approved 5-1 with Councilmember Powell voting no because the noise level exceeds what is allowed.

MAYOR'S COMMUNICATIONS

Mayor Larkey said he is working on a task force recommendation for the next meeting.

CITY MANAGER'S REPORT

July/August 2021 City Council Meetings – 6:00 p.m.

July 13, 2021

July 27, 2021

August 10, 2021

August 24, 2021

Ms. Barton said we received a citizen complaint about panhandling. Padraic Corcoran, Attorney, said this subject has supreme court ruling and cities have a few options. Staff will prepare a revised ordinance and bring it to the Council.

Blasting for the 301 Apartments will be tomorrow from 10:00-11:15 a.m. The insurance company is still following up on the South Cedar house fire.

Ms. Barton asked for additional information regarding the task force. Mayor Larkey said he will have it for the next meeting. Councilmember Clark asked about the recent change in Use Tax. Mr. Corcoran said it still requires citizens' approval. Councilmember Clark asked if the task force could look at this avenue for revenue.

COMMUNICATIONS FROM CITY COUNCIL

Councilmember Trutzel said he's getting a lot of questions about the two new apartment complexes.

Councilmember Clark congratulated Carolyn Yatsook, Economic Development Director, for receiving the MEDC Economic Developer of the Year award.

Ms. Barton congratulated Ms. Cunningham for receiving an additional City Clerk certification.

At 7:08 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 negotiated contracts, according to Missouri Statute 610.021.12, and that the record be closed, and the meeting adjourned from there. Councilmember Clark seconded. The following vote was recorded:

Ayes: 8 Powell, Clark, Lawson, Savage, Peek Trutzel, Kraft, Mayor Larkey
Noes: 0
Absent: 1 Gough

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

Andrea Cunningham, City Clerk

Mayor Norman K Larkey, Sr