

**Minutes of the Belton City Council
November 9, 2021
City Hall Annex
520 Main Street, Belton, Missouri**

Mayor Larkey called the work session to order at 6:08 p.m. The Mayor asked for the second and third items to be first.

Andrea Cunningham, City Clerk, said the 2021 Christmas on Main Public Service Agreement with Downtown Belton Main Street, Inc. (DBMS) is on the agenda tonight. DBMS has asked for an amendment to the reference regarding a movie. If the Council desires to amend this, it will need to be taken from the consent agenda for separate action. Diane Huckshorn, Belton Chamber of Commerce, said the reason for the amendment is the location of the movie.

Dave Clements, Director of Planning and Building, and Greg Rokos, Public Works Director, provided an overview of the permitting process.

Mayor Larkey said the Mayor's Task Force on Water Infrastructure met November 8, 2021. It is the recommendation of the Task Force to move forward with bonding projects and do all the work up front. Public Works will divide the project into smaller projects. Sheila Ernzen, Acting City Manager and Finance Director, said there will be two ballot questions in April to approve the bonds and to extend the capital improvement sales tax.

Padraic Corcoran, Attorney, asked if the City Council desires to participate in the global opioid settlement. The more cities that participate, the more money the state receives. There will be a motion at the November 30, 2021, Council meeting authorizing City staff to take the steps necessary to participate.

Mr. Clements said the Planning Commission discussed noise standard considerations for new developments. Staff's recommendation is to use the existing code standards and address things case-by-case. After considerable discussion, it was decided to not make any changes to this code section.

Police Chief Scott Lyons and Animal Control Officer Sara Spease presented recommended changes to the Code of Ordinances, Chapter 4, Animals. There will be an ordinance presented at the November 30, 2021, Council meeting to amend Chapter 4.

Mr. Rokos said the Public Works Committee was formed several years ago and has now outlived its purpose. There will be a resolution presented at the November 30, 2021, Council meeting to dissolve this committee.

Mr. Clements said the Planning Commission recommended approval of the Bronson Manor Final Plat. This will be coming to the Council on November 30, 2021.

Mr. Clements said the Planning Commission recommended approval of the Traditions 6th Phase Final Plat. This will be coming to the Council on November 30, 2021.

Carolyn Yatsook, Economic Development Director, said the Old Town Belton Redevelopment Corporation met and recommended approval of two Chapter 353 applications. These will be coming to the Council on November 30, 2021, as a public hearing and ordinance.

Mr. Corcoran said Google Fiber has approached the City about bringing fiber to Belton. A licensing agreement will be coming to the Council on November 30, 2021.

Chief Lyons and Ms. Spease presented recommended changes to the Code of Ordinances, Chapter 4, Animals to discourage feeding feral animals and to allow for a trap, neuter, release program. This will be part of the Chapter 4 amendment ordinance presented at the November 30, 2021, Council meeting.

Mr. Rokos presented the Hargis Gardens Drainage Improvement & Cambridge Road West Culvert Project Designs. There will be task agreements coming to the Council on November 30, 2021.

Mr. Rokos said there is an item on tonight's agenda for a Wastewater Treatment Plant aerator replacement. This is a different aerator than last meeting. The purchase is within budget.

Ms. Ernzen presented the upcoming Employee Health, Dental, Vision and New Directions EAP Renewal. Due to time constraints for open enrollment, this item is on tonight's agenda.

Being no further business, Mayor Larkey adjourned the work session at 8:03 p.m. and called the meeting to order.

Mayor Larkey led the Pledge of Allegiance to the Flag.

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

Councilmember absent: Tim Savage

Staff present: Sheila Ernzen, Acting City Manager and Finance Director; Padraic Corcoran, Attorney; Andrea Cunningham, City Clerk; Police Chief Scott Lyons; Fire Chief John Sapp; Carolyn Yatsook, Economic Development Director; Dave Clements, Director of Planning and Building; Greg Rokos, Public Works Director

CONSENT AGENDA

Councilmember Trutzel asked the Council to please remove item E from the Consent Agenda to discuss under separate action.

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

- **approving the minutes of the October 26, 2021 City Council Meeting.**
- **approving the October 2021 Municipal Division Summary Report for Municipal Court.**

- **approving renewal of Cigna employer provided health insurance with an increase of 18.4%; Delta Dental employer provided dental insurance with an increase of 0%; Superior Vision employer provided vision insurance with an increase of 0%; and New Directions EAP employer provided benefit with an increase of 0% effective January 1, 2022.**
- **approving Resolution R2021-82: A resolution approving Task Agreement 2021-21 with JCI Industries, Inc. for Aerator No. 2 replacement needs at the Wastewater Treatment Facility in the not-to-exceed amount of \$69,710.00.**

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

E. Ms. Cunningham read Resolution R2021-83: **A resolution authorizing and approving a Public Services Agreement between the City of Belton, Missouri and Downtown Main Street, Inc. to provide public services support for the Mayor's Christmas Tree Lighting and Christmas on Main in Belton, Missouri in November and December 2021 and January 2022.**

Presented by Councilmember Clark, seconded by Councilmember Trutzel. Councilmember Clark made a motion to amend R2021-83 by striking "against the Museum wall or City Hall Annex" from the relevant portion of Attachment A to the 2021 Christmas on Main Public Services Agreement by and between the City of Belton, Missouri and Downtown Belton Main Street, Inc. Councilmember Gough seconded. All present voted in favor except Councilmember Powell who abstained for a conflict of interest. Motion passed. 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. 2021-64: **An ordinance calling an election in the City of Belton, Missouri to authorize the issuance of General Obligation Bonds for streets and roads.**

Presented by Councilmember Trutzel, seconded by Councilmember Gough. Vote on the final reading was recorded:

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

Noes: 0

Absent: 1 Savage

Bill No. 2021-64 was declared passed and in full force and effect as **Ordinance No. 2021-4667**, subject to Mayoral veto.

Ms. Cunningham gave the final reading of Bill No. 2021-65: **An ordinance of the City of Belton, Missouri, amending Chapter 3, Intoxicating Liquor, of the Code of Ordinances of the City of Belton, Missouri to conform with changes set out in Senate Bill 126.**

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

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

Noes: 0

Absent: 1 Savage

Bill No. 2021-65 was declared passed and in full force and effect as **Ordinance No. 2021-4668**, subject to Mayoral veto.

Ms. Cunningham gave the final reading of Bill No. 2021-66: **An ordinance authorizing an agreement with Missouri Department of Social Services Family Support Division.**

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

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

Noes: 0

Absent: 1 Savage

Bill No. 2021-65 was declared passed and in full force and effect as **Ordinance No. 2021-4669**, subject to Mayoral veto.

Ms. Cunningham gave the first reading of Bill No. 2021-68: **An ordinance approving the reappropriation & revision of the City of Belton Fiscal Year 2022 Adopted City Budget for the purpose of appropriating ARPA funds received by the City.**

Presented by Councilmember Clark, seconded by Councilmember Gough. Councilmember Clark asked if both readings were needed tonight. Ms. Erzen said no. Councilmember Peek asked about the part-time employees. Councilmember Peek made a motion to amend to provide \$500 to part-time employees who worked an average of 15 hours or more weekly from November 1, 2020 and are currently employed. Councilmember Clark seconded. All present voted in favor. Motion passed. Vote on the first reading was recorded with all present voting in favor except Councilmember Lawson who abstained for a perceived conflict of interest.

Ms. Cunningham gave the first reading of Bill No. 2021-69: **An ordinance of the City of Belton, Missouri, designating ward boundaries within the City of Belton, Missouri.**

Presented by Councilmember Clark, seconded by Councilmember Kraft. Mr. Corcoran said the Charter requires redistricting after a 10-year census. There will be a notice published in the North Cass Herald three times as required by state statute. Mayor Larkey said a group of councilmembers met on October 27 to discuss this. Councilmember Lawson said they didn't want to move any voting locations and no sitting councilmembers were moved. Vote on the first reading was recorded with all present voting in favor.

Ms. Cunningham gave the first reading of Bill No. 2021-70: **An ordinance amending Sections 4; 12-4(B)(1); 20-2(A); 26-5(4); 28-5(B); 32-1(4)(E); and 36-108(2) of the Unified Development Code to clarify existing standards and create new regulations deemed necessary to improve the effectiveness of the code.**

Presented by Councilmember Clark, seconded by Councilmember Powell. Vote on the first reading was recorded with all present voting in favor.

Ms. Cunningham gave the first reading of Bill No. 2021-71: **An ordinance amending Chapter 13, Article IX of the Code of Ordinances of the City of Belton, Missouri by establishing Division 7, utility vehicles, recreational off-highway vehicles, and golf carts, regulating the use of certain special vehicles in the City of Belton, Missouri; and amending Chapter 13, Article IX, Division 4, safety helmets required to conform to changes set out in house bill 1963.**

Presented by Councilmember Clark, seconded by Councilmember Gough. There was discussion about speed limits and seat belts. Councilmember Powell asked about the Raymore ordinance.

Chief Lyons said the Raymore ordinance was identifying neighborhood vehicles. This is different. Vote on the first reading was recorded with all present voting in favor except Councilmember Peek who voted no.

CITY COUNCIL LIAISON REPORTS

Councilmember Lawson provided a Park report

- November 20 is the craft fair at High Blue
- The Park Department has nearly 200 participants in winter sports
- Pumpkin Palooza had an estimated 3,000 people
- Kevin Feedback was promoted to Assistant Park Director

Councilmember Powell provided a Planning Commission report for the November 8, 2021 meeting

- Approved lot split for 15812 Harris Ave
- Approved final development plan for Take 5 Oil Change and 151 Coffee on Mullen Road

MAYOR'S COMMUNICATIONS

Mayor Larkey gave the State of the City speech today. It's online.

November 27, 2021 is the Mayor's Christmas Tree lighting and Christmas on Main. He asked for the Council to donate money for hot dogs.

On November 30, 2021 the Council is meeting at 5:00 p.m. to take a new Council picture.

CITY MANAGER'S REPORT

November/December 2021 City Council Meetings – 6:00 p.m.

November 30, 2021 (moved from November 23, 2021)

December 14, 2021

December 28, 2021

Chief Lyons presented the new Drive Like A Neighbor campaign yard signs. People are welcome to have one for their yards, but don't put them in the right-of-way. The Police Department is working on enforcement ideas for I-49.

Councilmember Powell asked if MoDOT will be repainting the cross walks on Cedar St. Mr. Rokos said he would contact MoDOT.

Ms. Ernzen said City Hall will be painted this week.

COMMUNICATIONS FROM CITY COUNCIL

Councilmember Clark thanked the city staff who participated in the trunk or treat.

At 8:39 p.m. Councilmember Gough moved to enter Executive Session to discuss confidential or privileged communications between a public governmental body or its representatives and its attorneys, according to Missouri Statute 610.021.1, and that the record be closed, and the meeting adjourned from there. Councilmember Clark seconded. The following vote was recorded:

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

Noes: 0

Absent: 1 Savage

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

Andrea Cunningham, City Clerk

Mayor Norman K Larkey, Sr