

Village of Loch Lloyd – Minutes

November 21, 2023

Attendees included: Chairman Randal Schultz, Boardmember Tony Lafata, Boardmember Stevie Douglas, and Boardmember Ruth Withey. (Boardmember Wayne Little Absent)

Call to Order by Chairman Schultz at 9:00 a.m.

1. Pledge of Allegiance.
2. Chairman Schultz opened the floor for a Motion to Approve the Minutes of October 17, 2023
 - a. Motion made by Boardmember Douglas.
 - b. Motion was seconded by Boardmember Lafata.
 - c. Discussion ensued on potential changes/alterations of the minutes at the request of Boardmember Withey.
 - d. Boardmember Lafata responded to requested changes.
 - e. No motion to alter was made by any member of the Board.
 - f. With there being no further discussion on the motion, Chairman Schultz called the question.
 - g. Motion passed by a vote of 3 to 1 as follows:

Boardmember Withey	<u>Nay</u>
Boardmember Douglas	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Chairman Schultz	<u>Yea</u>
3. Chairman Schultz opened the floor for discussion on the recent letter from Mayor Quinton Lucas.
 - a. Chairman Schultz provided background including the proposal by Mayor Lucas to annex Loch Lloyd in exchange for transfer of certain threatened landfill property near Raymore.
 - b. Chairman Schultz inquired as to any objections from the Board regarding his stated position provided to the press in opposition to Mayor Lucas' suggestion.
 - c. No objections were raised by members of the Board.
 - d. Chairman Schultz recognized members of the public who provided additional affirmation and input in opposition to the proposal of Mayor Lucas.
 - e. Village Attorney Zerr reported to the Board that a joint letter is being contemplated by representatives of the Cass County Commission, the City of Belton and the City of Raymore rejecting the proposal of Mayor Lucas and that Loch Lloyd would likely be asked to be included in the response.
 - f. No motion was made for any action. No vote was taken.
4. Chairman Schultz opened the floor for discussion on Animal Control issues within the Village.
 - a. Information presented by Boardmember Lafata regarding potential inter-governmental agreement with Belton for animal control services.

- b. Background provided by Boardmember Withey on recent dogs that were not restrained resulting in damage and/or injury to other animals.
- c. Chairman Schultz recognized members of the public for comments including analysis of limitations included in the declarations of covenants, conditions and restrictions maintained by each of the HOAs.
- d. Chairman Schultz directed Boardmember Withey to work with members of each HOA staff to coordinate potential updates to the animal control ordinances adopted within the Village and confirm cohesion between each before reporting back to the Board.
- e. Boardmember Lafata reminded the Board that the HOA restrictions could be more limiting than the Animal Control Ordinance.
- f. No motion was made for any action. No vote was taken.

5. Chairman Schultz opened the floor for Bill 2023-11-21-4

a. **Bill 2023-11-21-4 is entitled “An Ordinance of the Village of Loch Lloyd, Missouri Calling For And Establishing The Date Of The General Municipal Election To Be Held On April 2, 2024.”**

b. Village Attorney Zerr advised the Board that, pursuant to Section 80.110 RSMo, each ordinance would need to be read twice in full for adoption. Village Attorney Zerr further recommended that future ordinances be provided to the public in advance so as to allow for reading of the title only.

c. Motion for First Reading.

i. Chairman Schultz recognized Boardmember Douglas who motioned for a first reading of the Bill.

ii. Boardmember Lafata seconded the motion.

iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.

iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>

d. Chairman Schultz then provided background on the proposed Ordinance and requested full first reading of the Bill by Boardmember Lafata.

e. Boardmember Lafata read Bill 2023-11-21-4 for the first time in full.

f. Motion was made by Boardmember Douglas to approve Bill 2023-11-21-4.

g. Motion was seconded by Boardmember Lafata.

h. Discussion ensued amongst the Boardmembers including question from Boardmember Withey on polling locations. Village Attorney Zerr responded that it would be at polling locations as chosen by the Cass County Clerk.

i. There being no further discussion on the motion, Chairman Schultz called for a vote on the motion.

j. First reading of Bill 2023-11-21-4 was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>

- | | |
|--------------------|-----|
| Boardmember Lafata | Yea |
| Chairman Schultz | Yea |
- k. Motion for Second Reading.
- i. Chairman Schultz recognized Boardmember Douglas who motioned for a second reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	Yea
Boardmember Lafata	Yea
Boardmember Douglas	Yea
Chairman Schultz	Yea
- l. Boardmember Lafata read Bill 2023-11-21-4 for the second time in full.
- m. Motion was made by Boardmember Douglas to approve Bill 2023-11-21-4.
- n. Motion was seconded by Boardmember Withey.
- o. There being no further discussion on the Motion, Chairman Schultz called for a vote on the Motion.
- p. Second reading of Bill 2023-11-21-4 was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	Yea
Boardmember Douglas	Yea
Boardmember Lafata	Yea
Chairman Schultz	Yea
- q. Bill 2023-11-21-4 having been approved after two readings and two votes was adopted as Ordinance 2023-11-21-4.
6. Chairman Schultz opened the floor for Bill 2023-11-21-1.
- a. **Bill 2023-11-21-1 is entitled “An Ordinance Setting An Election For April 2, 2024, For The Qualified Voters Of The Village Of Loch Lloyd, Missouri, To Decide Whether To Forgo Any Election For Trustees If The Number Of Candidates Filing Equal The Number Of Available Seats Up For Election In Accordance With Section 115.124 RSMo.”**
 - b. Motion for First Reading.
 - i. Chairman Schultz recognized Boardmember Douglas who motioned for a first reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	Yea
Boardmember Lafata	Yea
Boardmember Douglas	Yea
Chairman Schultz	Yea
 - c. Chairman Schultz then provided background on the proposed Ordinance and requested full first reading of the Bill by Boardmember Lafata.

- d. Boardmember Lafata read Bill 2023-11-21-1 for the first time in full.
- e. Motion was made by Boardmember Douglas to approve Bill 2023-11-21-1.
- f. Motion was seconded by Boardmember Lafata.
- g. Boardmember Withey inquired as to the polling locations for the vote which was answered by Village Attorney Zerr.
- h. There being no further discussion on the motion, Chairman Schultz called for a vote on the motion.
- i. First reading of Bill 2023-11-21-1 was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Chairman Schultz	<u>Yea</u>

- j. Motion for Second Reading.
 - i. Chairman Schultz recognized Boardmember Douglas who motioned for a second reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>
- k. Boardmember Lafata read Bill 2023-11-21-1 for the second time in full.
- l. There being no further discussion on the motion, Chairman Schultz called for a vote on the motion.
- m. Second reading of Bill 2023-11-21-1 was approved by a unanimous vote of the Board.
- n. Bill 2023-11-21-1 having been approved after two readings and two votes was adopted as Ordinance 2023-11-21-1.

- 7. Chairman Schultz opened the floor for Bill 2023-11-21-2.
 - a. **Bill 2023-11-21-2 is entitled “An Ordinance Setting An Election For April 2, 2024, For The Qualified Voters Of The Village Of Loch Lloyd, Missouri, To Decide Whether To Authorize The Imposition Of A Sales Tax For General Revenue Purposes At A Rate Of One Percent (1.00%) In The Village Of Loch Lloyd, Missouri.”**
 - b. Motion for First Reading.
 - i. Chairman Schultz recognized Boardmember Douglas who motioned for a first reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
--------------------	------------

Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>

- c. Chairman Schultz then provided background on the proposed Ordinance and requested full first reading of the Bill by Village Attorney Zerr.
- d. Village Attorney Zerr read Bill 2023-11-21-2 for the first time in full and provided additional report on the impact of the bill if passed.
- e. Significant discussion ensued amongst members of the Board including the following:
 - i. Boardmember Withey who discussed her concerns with allocation of funds that would be collected under the proposed taxes being recommended. Boardmember Withey suggested seeking a lower amount than 1.00%.
 - ii. Boardmember Lafata provided a response based upon anticipated expenses as the Village continues to grow. Boardmember Lafata also addressed the challenges such as additional legal expenses, consultant fees. development within the Village, potential annexation of additional properties, and potential for hiring of staff for further Village administration to assist the Village Clerk.
 - iii. Boardmember Douglas provided additional input into the rationale and support for the percentage of the tax proposed.
 - iv. Chairman Schultz included additional analysis of the tax proposal.
- f. Chairman Schultz recognized members of the Tax Subcommittee and the impact to the members of the Village if approved by the voters.
- g. Chairman Schultz also recognized members of the community who presented differing views both in support and questioning support for the proposed ballot tax proposal.
- h. Village Attorney Zerr provided input on the ability of the Board to take up to 1.00% if approved by the voters, or less if they are so inclined.
- i. Motion was made by Boardmember Lafata to approve Bill 2023-11-21-2.
- j. Motion was seconded by Boardmember Douglas.
- k. There being no further discussion on the Motion, Chairman Schultz called for a vote on the Motion.
- l. First reading of Bill 2023-11-21-2 was approved by a vote of 3 in favor and 1 against, as follows:

i. Boardmember Withey	<u>Nay</u>
ii. Boardmember Lafata	<u>Aye</u>
iii. Boardmember Douglas	<u>Aye</u>
iv. Chairman Schultz	<u>Aye</u>
- m. Motion for Second Reading.
 - i. Chairman Schultz recognized Boardmember Douglas who motioned for a second reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>

- k. Village Attorney Zerr read Bill 2023-11-21-2 for the second time in full.
- l. There being no further discussion on the Motion, Chairman Schultz called for a vote on the Motion.
- m. Second reading of Bill 2023-11-21-2 was approved by a vote of 3 in favor and 1 against, as follows:

i. Boardmember Withey	<u>Nay</u>
ii. Boardmember Lafata	<u>Aye</u>
iii. Boardmember Douglas	<u>Aye</u>
iv. Chairman Schultz	<u>Aye</u>
- n. Bill 2023-11-21-2 having been approved after two readings and two votes was adopted as Ordinance 2023-11-21-2.

8. Chairman Schultz opened the floor for Bill 2023-11-21-3.

a. **Bill 2023-11-21-3 is entitled “An Ordinance Setting An Election For April 2, 2024, For The Qualified Voters Of The Village Of Loch Lloyd, Missouri, To Decide Whether To Authorize The Imposition Of A Use Tax For General Revenue Purposes At A Rate Equal To Any Sales Tax Rate Adopted In The Village Of Loch Lloyd, Missouri.”**

b. Motion for First Reading.

- i. Chairman Schultz recognized Boardmember Douglas who motioned for a first reading of the Bill.
- ii. Boardmember Lafata seconded the motion.
- iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
- iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>

c. Chairman Schultz then provided background on the proposed Ordinance and requested full first reading of the Bill by Village Attorney Zerr.

d. Boardmember Lafata read Bill 2023-11-21-3 for the first time in full.

e. Significant discussion ensued amongst members of the Board including the following:

- i. Boardmember Withey reaffirmed her position and concerns as raised in the discussion on the Sales Tax.
- ii. Boardmember Lafata provided similar responses based upon anticipated expenses as the Village continues to grow.
- iii. Boardmember Douglas provided additional input into the rationale and support for the approval of both taxes proposed.
- iv. Chairman Schultz included additional analysis of the tax proposal.

- f. Chairman Schultz recognized members of the Tax Subcommittee and the impact to the members of the Village if approved by the voters.
 - g. Chairman Schultz also recognized members of the community who presented differing views both in support and questioning support for the proposed ballot tax proposal.
 - h. Village Attorney Zerr provided input on the process required including the requirement that the Sales Tax be approved in order for the Use Tax to be effective.
 - i. Motion was made by Boardmember Douglas to approve Bill 2023-11-21-3.
 - j. Motion was seconded by Boardmember Lafata.
 - k. There being no further discussion on the Motion, Chairman Schultz called for a vote on the Motion.
 - l. First reading of Bill 2023-11-21-3 was approved by a vote of 3 in favor and 1 against, as follows:

i.	Boardmember Withey	<u>Nay</u>
ii.	Boardmember Lafata	<u>Aye</u>
iii.	Boardmember Douglas	<u>Aye</u>
iv.	Chairman Schultz	<u>Aye</u>
 - m. Motion for Second Reading.
 - i. Chairman Schultz recognized Boardmember Douglas who motioned for a second reading of the Bill.
 - ii. Boardmember Lafata seconded the motion.
 - iii. There being no further discussion on the motion, Chairman Schultz called the motion for vote.
 - iv. Motion was approved by a 4 to 0 vote of the Board as follows:

Boardmember Withey	<u>Yea</u>
Boardmember Lafata	<u>Yea</u>
Boardmember Douglas	<u>Yea</u>
Chairman Schultz	<u>Yea</u>
 - k. Boardmember Lafata read Bill 2023-11-21-3 for the second time in full.
 - l. There being no further discussion on the motion, Chairman Schultz called for a vote on the motion.
 - m. Second reading of Bill 2023-11-21-3 was approved by a vote of 3 in favor and 1 against, as follows:

i.	Boardmember Withey	<u>Nay</u>
ii.	Boardmember Lafata	<u>Aye</u>
iii.	Boardmember Douglas	<u>Aye</u>
iv.	Chairman Schultz	<u>Aye</u>
 - n. Bill 2023-11-21-3 having been approved after two readings and two votes was adopted as Ordinance 2023-11-21-3.
 - o. Chairman Schultz recognized Village Attorney Zerr for discussion on the Village involvement in the election process. Village Attorney Zerr provided input on the ability of the Village to spend resources on education but NOT advocacy.
8. Other Matters
- a. Update from Chairman Schultz regarding the approval of the master plan.

- b. Question from Boardmember Withey regarding questions on the master plan.
- c. Chairman Schultz recognized a member of the community who inquired as to a citizens directory of the Village. Input was provided by a member of the HOA staff confirming delivery to the membership. Follow-up discussion by the Board including direction from Chairman Schultz to Boardmember Withey to assist in the evaluation of a potential physical directory. Recommendation by members of the Village in attendance to not place the directory online/electronically. An employee of the developer said that the printer said one would come out Nov 29.

9. There being no further business to come before the Board, Chairman Schultz opened the floor for a motion to adjourn. Motion to adjourn made by Boardmember Douglas. Motion was seconded by Boardmember Withey. Chairman Schultz called the motion which was passed by a vote of 4 to 0 as follows:

i.	Boardmember Withey	<u>Yea</u>
ii.	Boardmember Lafata	<u>Yea</u>
iii.	Boardmember Douglas	<u>Yea</u>
iv.	Chairman Schultz	<u>Yea</u>

Meeting adjourned at 10:45 a.m.

Respectfully submitted,

Jonathan S. Zerr
Village Attorney