

VILLAGE OF LOCH LLOYD, MISSOURI  
BOARD OF TRUSTEE MEETING MINUTES  
NOVEMBER 13, 2024

**Call to Order**

Meeting was called to order by Chairman Schultz at 6:00 p.m.

**Roll Call**

Chairman Schultz

Director Lafata

Director Douglas

Director Withey – absent at Roll Call (Arrived at 6:02 pm following approval of minutes)

Director Murphy

**Pledge of Allegiance**

**Approval of Meeting Minutes 10-3-2024**

Chairman Schultz then recognized Trustee Murphy who motioned to approve the Board of Trustee meeting Minutes from the October 3, 2024 meeting.

Chairman Schultz recognized Trustee Douglas who seconded the motion.

There being no further discussion on the motion, Chairman Schultz calls the questions  
Motion was approved by unanimous vote of the Trustees present.

**Approval of Meeting Minutes 10-16-2024**

Chairman Schultz then recognized Trustee Douglas who motioned to approve the Board of Trustee meeting Minutes from the October 16, 2024 meeting.

Chairman Schultz recognized Trustee Murphy who seconded the motion.

There being no further discussion on the motion, Chairman Schultz calls the questions  
Motion was approved by unanimous vote of the Trustees present.

*\*\*Arrival of Trustee Withey\*\**

**Emergency Management Update**

Chairman Schultz recognized Trustee Douglas for an update on the Village emergency management and emergency preparedness “think tank” committee.

Trustee Douglas relayed anecdotal information as to the current 13-minute average time for emergency service responses within the Village. The Committee has decided to explore the options of applying for grants and/or utilizing Village sales tax funds to purchase AEDs. Trustee Douglas anticipates placing the AEDs around the Village at certain centralized locations. He identified an individual within the community who sells AEDs and provided an “at cost” sale price of approximately \$1,200 per unit. The committee has found examples of other cities installing AEDs in weatherproof cabinets. The cabinets and mounting costs would be approximately \$800 per unit for a total installed price of \$2,000. They have identified approximately 15 locations for installation including the marinas, the park pavilion, the dam, the dog park, etc. They are continuing

to identify existing structures and light poles at these locations. If they continue their discussions, they will eventually involve the North and South HOAs and the Country Club for authority and recommendations.

Question regarding training operations presented by an unidentified member of the community. Trustee Douglas provided response confirming same and the relative ease of use. It is dummy-proof, fool-proof, and teenager-proof.

Concern of caution from an unidentified member of the community regarding acute cardiac event survival rates at 10%. Statistically, individuals are better off starting CPR and calling 911 then trying to locate the AED. Even in hospital settings an acute cardiac event only increases to 22%. Believes that it makes sense to have them in 4 or 5 high populus/trafficked areas. This is a preliminary exploration and will continue.

Questions raised regarding the potential vandalism and theft of the units. Trustee Douglas responded that the committee is evaluating the cost-benefit-analysis and the potential for an alarm once they are installed.

Question from Trustee Withey regarding potential insurance for liabilities in the event that there's an issue. Response from Chairman Schultz on liability options. The committee has not fully evaluated the answer yet.

No action sought or taken on the matter.

#### **MODoT Traffic Signal Update**

Chairman Schultz recognized Trustee Lafata for an update on the Village traffic signal including arrangements with Trexx for engineering purposes and approval/reviews with MODoT.

Trustee Lafata reported that after the ordinance was passed in September, he met with MODoT and Trexx to set a project schedule. There are processes and procedures which are larger than he anticipated. The notice to proceed was given by MODoT on October 3. The survey was completed on October 16. The preliminary plans will be submitted on December 20. The final plans will be submitted to MODoT by February 3, 2025. The final plans will be submitted to the Central Office on March 3, 2025. The bid process will be on May 16, 2025. The construction notice to proceed may be as early as June 20, 2025 or July 20, 2025. Whoever gets the bid will then be able to proceed with construction. Consider completion date approximately 1 year from now.

No action sought or taken on the matter.

#### **Belton Letter (Right-of-Way Annexation at Route D & Hwy 58)**

Chairman Schultz recognized Village Attorney Zerr for an update and report on the recent letter of intent to annex received by the City of Belton for the intersection of Route D and

Highway 58. Village Attorney Zerr presented background on the letter and the annexation process moving forward.

Village Attorney Zerr included a review of the letter from Mr. Wright, the Belton Community Development Director wherein he requests to receive approval for annexation of the rights-of-way from the Missouri Highway and Transportation Commission voluntarily. Important factor is their request to the Village for a letter providing objections, or no objections to the proposed annexation. Request for submission of the responsive letter from the Village within a set time. It was reported that 71.012 RSMo require long strips of right-of-way, but does run along their current city limits for compactness and contiguity. Village Attorney suggested that if the Village is inclined to provide the requested letter not objecting to the proposed annexation, that they consider reaching out to Belton to see if they can reach an agreement (MOU) regarding their intended extent of annexation and the Village's desired areas of annexation.

Question from Trustee Lafata regarding what they are attempting to do with obtaining control of the right-of-way and intersection. Village Attorney Zerr provided the response that they were likely seeking to control maintenance of the right-of-way including clearance of streets. MODoT will retain the right to provide surface coverage or maintenance of the road surface, or they could cede that to the City of Belton. Allows Belton to control a major road without relying upon the timing of MODoT. If inclined, the Village could instruct staff, including Village Attorney Zerr to go back to Belton for a meeting with Belton to discuss an agreement on the affected areas for future annexation by either municipal entity.

Question from Trustee Withey regarding current maintenance areas by MODoT. Will this go halfway across the road. Village Attorney surmised that it was to include the entire right-of-way and referred back to the provided maps. Belton will want all of it. Follow-up questions on obligations from either party between it and MODoT. Allows Belton to prioritize the street maintenance. Follow-up question on annexation by the Village for the northeast portion of Kenneth Road including potential access points onto Holmes Road. Village Attorney Zerr responded that Belton and MODoT will both have to grant access onto Holmes. Traffic studies would be required for the analysis.

Belton has requested a deadline for the letter response by Monday, December 2.

Chairman Schultz motions to have Trustee Lafata and Village Attorney Zerr reach out to Belton with a proposal that the Village will not object to the proposal for annexation if the Village is, (a) maintain the light, (b) give us annexation rights to anything West of Holmes up to 179<sup>th</sup> and all the way down to Kenneth Road, (c) give us a right of access into and out of any Loch Lloyd land, including the potential solid turning lane and (d) exploring the potential costs of them installing a turn lane in the future at their costs. Chairman Schultz recognized Trustee Douglas who seconded the motion.

Additional discussion was raised by an unnamed member of the community regarding the annexation committee. Agreed with the proposed motion for specific discussions. The committee will then jump back into their work.

Question from unnamed member of the community regarding why they want to annex it and what the exact number of feet will be taken. Will it impact the guard house? Does MODoT have plans to widen the street? Village Attorney Zerr provides responses as to concerns. There are no issues with the guard house as MODoT would not allow it to be constructed if it was within the right-of-way. Future expansions/widenings of the right-of-way would require condemnation proceedings against all property owners. If MODoT transitions control, Belton will become the controlling entity for access.

Question from unnamed member of the community regarding advantage to the Village regarding maintaining at least half of the roadway control. Does not see an advantage for the Village to give up on the roadway. The Village should maintain control. Trustee Lafata responded by noting that MODoT currently has ALL the say right now anyway. We aren't gaining anything or losing anything from a land/control perspective.

Question from Trustee Douglas regarding the benefits to the Village. Village of Loch Lloyd Attorney provided a response on the benefits of having an advance MOU regarding controls between the parties.

Chairman Schultz commented on further benefits to the Village from his perspective.

Last comments and questions regarding construction of a turning lane option leading up to the future stop light.

There being no further discussion on the motion, Chairman Schultz called the question. Motion was approved by unanimous vote of the Trustees present.

### **Other Matters**

a. Missouri Department of Revenue Fine Letter

Chairman Schultz provided background information and details on the recent letter received from the Missouri Department of Revenue regarding the fine of \$225,000 for failure to file an accounting and audit report for the Community Improvement District in 2020 and 2021. Funds subtracted by the Missouri Department of Revenue from use tax revenues. Chairman Schultz identified the statutory counter to the Department of Revenue's position on the basis that the entity never imposed a levy, nor collected any funds during the affected years. Response has been sent back to the Department of Revenue for further consideration.

b. Sechrest Rezoning

Chairman Schultz then recognized Trustee Lafata regarding the notices for the upcoming meetings on the Sechrest rezoning application including the anticipated Planning and Zoning Commission meeting on December 5 and a Board of Trustee meeting on December 18.

- c. Elections (April 2025)  
Trustee Lafata reported further that there will be three (3) available seats open in April of 2025 on the Board of Trustees. Notices will be posted next week. Open date to file is December 10. Closing date to file is December 31. The Ordinance and candidate filings must be submitted to the Cass County Clerk by January 28, 2025.
- d. Question from Director Withey regarding status of information to be submitted by the developer for their further consideration by the Planning and Zoning Commission. Provided input on the timing of the meeting. Response from Village Attorney Zerr including the timeframe for final determination as required by statute.
- e. Question from unnamed members of the community regarding identification of the planning staff and the deadline for submission. Trustee Lafata and Village Attorney Zerr provided responses on the same.

**Adjournment**

- a. Chairman Schultz recognized Trustee Lafata who motioned to adjourn.
- b. Chairman Schultz then recognized Trustee Lafata who seconded the motion.
- c. There being no further discussion on the motion, Chairman Schultz called the question.
- d. The motion to adjourn was unanimously approved by all Trustees present.
- e. Meeting adjourned at 6:48 p.m.

Respectfully submitted,



Jonathan S. Zerr  
Village Clerk