

REGULAR COUNCIL MEETING

August 21th, 2017

The Board of Aldermen met in regular session with Mayor Todd Williams at City Hall, 206 North 16th Street, on Monday, August 21st, 2017 at 5:30 p.m.

Present: Williams, Ishmael, Brejnik, Mann, Johns

Absent: None

Others Present: Jonne Slemmons, Nita Schroff, Tara Walker, Jan Johns, Misty Oliver, Marvin Casady, Stuart Johnson, Jerry Collins, George Hulet and Phil Conger.

Meeting Called To Order Mayor Todd Williams called the meeting to order at 5:30 p.m.

Pledge of Allegiance The meeting opened with the Pledge of Allegiance.

Approve Agenda Mayor Todd Williams called for a motion to approve or amend the agenda.
 Motion made by Alderman Randy Brejnik to approve the agenda and seconded by Alderman Gene Ishmael.

Mann – Aye
 Brejnik – Aye Ishmael – Aye

Approve Bills Mayor Todd Williams asked if there were any questions on bills presented for payment and if not, a motion to approve the bills

Motion made by Alderman Randy Mann to approve the bills as presented and seconded by Alderman Randy Brejnik.

Mann - Aye
 Brejnik - Aye Ishmael – Aye

Allied Systems Inc.	2,730.28	Fischer Concrete	242.00
Andereck, Evans, Widger	2,445.00	GRM Networks	1,299.71
Arkansas Electric Coop.	6,985.00	Harrison County Ad-Visor	151.20
Barco Municipal Products	513.30	Harrison Co Sheriff	76.00
Bethany Building Center	464.82	Harrison Co Treasurer	3,125.00
Bethany Printing Co	144.70	K-5 Window Cleaning	45.00
BSN Sports Collegiate	943.57	KGM	2,172.07
Carquest Auto Parts	710.18	Kriz Davis Co	1,289.92
Carter – Waters LLC	2,307.75	Maryville Typewriter Exc	439.84
Central Bank Midwest	9,982.21	Metal Culverts Inc.	747.60
Cintas Inc.	117.17	MFA AGRI Ser-Bethany	68.00
City of Bethany	49,322.69	Midwest Mobile Radio	3,779.99
Cole Hardware	44.43	Midwest Public Risk	18,208.45
Commerce Bank	1,934.89	Midwest Supply	95.75
Community Wholesale Tire	206.00	Miscellaneous	2,436.52
Daymark Solutions	30.75	MO Joint Mun Elect UT Co	312,949.30
Dept of Nat Resources	1,938.95	MO One Call System	105.30
Elecsys International	24.00	MO Sales Use Tax	30,218.12
Energyworldnet Inc.	131.25	Nail Excavating	84,288.37
Federated Insurance	3,277.51	Norris Quarries LLC	139.02

NW MO CCFOA	20.00	Tekcollect Incorp.	37.50
O'Reilly Automotive Inc.	216.07	Sonya Rae Tharp	120.00
Olsson Associates	831.97	Thompson Pump	2,524.25
Pettijohn Auto Center	39,458.00	Tyler Tech Inc.	256.00
Petty Cash	395.11	US Foodservice Inc.	244.39
Ram Supply	112.30	Utility Consultants Inc.	150.00
Red Rock	10,000.00	Utility Safety & Design	1,444.32
Remmers Design	3,359.30	Verizon Wireless	293.54
Sam's Club	225.00	Victor L Phillips Co	629.36
Shane Poe Construction LLC	35,211.90	Wal Mart	1,345.16
Shelby Printing	1,405.70	Whitney Roofing	240.00
Snyder & Assoc. Inc.	6,383.88	Witmer Public Safety Group Inc.	296.58
South Harrison	30.00	STIF- Bethany Printing	162.80
Southside MFA	40.94		

Total \$674,657.51

Payroll
08 -18 -17

Jonne D Slemons	1,639.40	Lance Johns	92.35
Randall J Mann	92.35	Randall G Brejnik	92.35
Jaunita E Schroff	1,165.42	Jesse M Sanders	714.79
Trayce D Warner	1,153.14	Leslie S Groom	785.42
Brian S Groom	1,300.04	Bryan E Holloway	1,049.17
Aaron S Parkhurst	1,080.09	Andrew J Alborn	978.39
Kenneth M Bake	1,038.33	Jacob Denum	1,058.88
John W Findley	791.52	Michael S Addison	645.80
Michael R Lykins	860.07	Janee A Lehleitner	228.29
Jessica A Roy	63.58	Jesse M Sanders	671.05
Judith A Hinkle	165.07	Linda L Sanders	201.78
Kenneth D Robertson	849.94	Brian J Willis	880.04
Ted G Clemmons	1,126.13	Toby J Puffer	800.93
Blake C Thomas	627.13	Wyatt J Thomas	627.65
Derek McClure	368.05	Sydney E Peterson	480.05
Paige L Peterson	365.51	Emily N Starmer	263.81
Ethan B Billups	451.23	Elizabeth M Whitney	204.14
Griffin L Jennings	388.15	Madisyn J Lisle	256.10
Andrew E Sweat	167.91	Dalton C Hudlemeyer	134.84
Collin S Haffey	49.45	Nicholas H Williams	216.74
Aleah S Squires	378.33	Coby J Israel	86.01
Michelle L Schroff	1,004.06	Ann M Kohler	426.04
Morganne G Sweat	309.49	Alexandria J Hoyle	47.69
Dale E Ishmael	92.35	Cathy M Johnson	1,091.14
Randy M Jennings	855.27	Robert W Russell	936.62
Charlie D Bennett	871.22	Brian K Jennings	823.30
Kyle O Carter	526.15	Brooklyn P Ellis	33.56
Maggie Jennings	119.10	Hailey S Henry	31.80
Lela A Stottlemeyer	306.08	Paul L Gard	1,154.24
Jacob W Addison	628.43	Johnathan M Brown	866.27
Ryan Carmichael	141.14	Sara A Clawson	114.37
Cade M Davidson	253.53	Summer L Beay	362.35
Hailey J Carter	120.67	Gavin R Johns	404.90
Cole J Ellis	493.66		

Total \$36,594.37

Approve Minutes Mayor Todd Williams called for the approval or correction of the Regular

of August 9th,
2017

Minutes of August 9th, 2017.

Motion made by Alderman Gene Ishmael to approve the minutes of August 9th, 2017 and seconded by Alderman Randy Brejnik.

Mann – Aye
Brejnik – Aye Ishmael – Aye

Approve Minutes
of July 25th, 2017

Mayor Todd Williams called for approval or correction of the Special Council Meeting Minutes of July 25th, 2017.

Motion made by Alderman Randy Mann to approve the minutes of July 25th, 2017 and seconded by Alderman Gene Ishmael.

Mann – Aye
Brejnik – Aye Ishmael – Aye

Public Hearing
Tax Levy 2017

Mayor Todd Williams called the 2017 Tax Public Hearing to order at 5:40 p.m.

Mayor Todd Williams asked if there was any discussion on the 2017 Tax Levy.

Alderman Randy Mann asked if the tax rate changed. Nita Schroff, City Clerk advised the Council the tax rate remained the same as last year.

Bill # 1273

AN ORDINANCE FIXING THE RATE OF THE LEVY UPON ALL THE REAL ESTATE AND PERSONAL PROPERTY IN THE CITY OF BETHANY, MISSOURI FOR THE YEAR 2017 UPON ALL THE PROPERTY TAXABLE WITHIN SAID CITY was read by title only by Mayor Todd Williams for the first reading.

Motion made by Alderman Gene Ishmael to approve the first reading of Bill # 1273 and seconded by Alderman Randy Brejnik.

Miles – Aye
Brejnik – Aye Ishmael – Aye

Mayor Todd Williams read Bill # 1273 by title for the second and final reading.

Motion made by Alderman Randy Brejnik to approve the second and final reading of Bill # 1273 and to adopt as Ordinance # 1273 and seconded by Alderman Randy Mann.

Mann – Aye
Brejnik – Aye Ishmael – Aye

Alderman Lance Johns entered the meeting at 5:40 p.m.

Public Hearing -
Final Plat
Callaway
Subdivision

Mayor Todd Williams called the Public Hearing on the Final Plat for Callaway Subdivision to order at 5:40 p.m.

Administrator Jonne Slemons told Council that the Planning & Zoning Commission met on July 24th, 2017 to approve the Callaway Subdivision Final Plat. The Planning & Zoning Commission would like the Council's approval on the final Plat for the Callaway Subdivision.

Marvin Casady asked who is going to extend the tubes and put in

sidewalks.

Mayor Todd Williams replied that if the City could get another Safe Route to School Grant to help with sidewalks, then the project would have to bid out.

Administrator Jonne Slemons advised that Dave Callaway has received the information on the required dirt that needs to be moved from the east side to the west side of the road for the sidewalks and street lights.

Motion made by Alderman Lance Johns to approve the Callaway Subdivision Final Plat and seconded by Alderman Gene Ishmael.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

Public Input No public input at this time.

Administrator & Department Reports Administrator Jonne Slemons told Council that she modified the Safety Day Policy that was approved at the last Council meeting. It stated that part-time and seasonal workers each would receive \$25.00. The City has numerous part-time and seasonal employees. Instead, their names will be entered for a \$50.00 drawing. Administrator Jonne Slemons also took the Mayor's advice and put a dollar figure of \$250.00 on the property damage value at which accidents must be considered reportable and therefore disqualifying for the safety day or cash bonus incentives.

Motion made by Alderman Gene Ishmael to adopt the revised Safety Program and seconded by Alderman Randy Brejnik.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

City Lake Dam Administrator Jonne Slemons told Council the contractor, Olsson Associates, immediately scheduled and conducted a kick-off meeting for the bypass piping project on August 16th, 2017. Brent Johnson and Jonathan Hoflander will be the lead engineers on the project. They will be surveying this week, work on the design review September 11th, 2017 and advertise for bids on September 25th, 2017.

Alderman Randy Brejnik asked if there is a certain amount of water that the Conservation can use out of the lake. George Hulet, People Service, said there is at the County lake but not the two City lakes. Administrator Jonne Slemons will look into the concern.

Lake Improvement Administrator Jonne Slemons contacted Missouri Department of Conservation to request an extension to complete the project next year. It will require re-bidding the project in the spring. DOC requested Administrator Jonne Slemons put together the amount of in-kind work the City has already done on the project.

Administrator Jonne Slemons received Amendment #2 to our agreement to increase the maximum amount the State may pay toward the project from \$240,000.00 to \$247,500.00 based on the revised cost estimate.

Motion made by Alderman Randy Mann to authorize the Mayor and the City Clerk to sign Amendment #2 to the Agreement between the City of Bethany and the Missouri Department of Conservation and seconded by Alderman Randy Brejnik.

Mann – Aye

Johns – Aye

Brejnik – Aye

Ishmael – Aye

Foley
Construction
Company

Administrator Jonne Slemons would like approval from the Council to process the paperwork thur Stan Wolfe, USDA/Rural Development, for payment application #5 to Foley Company for \$283,829.24.

Motion made by Alderman Randy Brejnik to aprove payment #5 to Foley Company for \$283,829.24 and seconded by Alderman Gene Ishmael.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

Motion made by Alderman Gene Ishmael to approve the seven day extension for the flooding to Foley Company and seconded by Alderman Randy Mann.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

Wastewater
Treatment Plant

Stan Wolfe with USDA requested Administrator Jonne Slemons include the reimbursement to the City for two reports performed by the Environmental Research Center of Missouri totaling, \$3,270.00 and one for the Environmental Assessment that was done in 2010. The total amount is \$6,270.00 and needs to be transferred from the Waste Water Treatment Plant Construction account to the General account.

Motion made by Alderman Randy Mann to authorize the transfer from the Waste Water Treatment Plant Construction account to the General account of \$6,270.00 and seconded by Alderman Lance Johns.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

Special Minutes

Administrator Jonne Slemons told Council copies of the minutes from the Special Sessions along with the Minutes of the Regular meetings where Council approved Special Sessions are included to review which shows Special Sessions were approved. Payment on two Special Sessions have not been paid, which was May 19th, 2017 and July 25th, 2017. The Council will be paid on August 21st, 2017(this day) for the missed sessions.

Babe Adams
Ballfield Upgrade

Administrator Jonne Slemons explained to the Council that the small concrete block building behind the home plate holds a memorial plaque for Terry James. The Masonic Lodge collected donations to build the building in 1967. A memorial garden with concrete flower planters will be built and the memorial plaques will be placed in the concrete flower planter at a cost of \$1,500.00.

Michelle Schroff, Parks Director, has contacted the Masonic Lodge. They have discussed the matter with their members and everyone agrees to take down the building except Jimmy James. Mr. James has no problem with taking down the building and placing the plaque in the planter but wants the City to reimburse the Masonic Lodge \$3,600.00

Mr. James has requested to come before the City Council for a final descision.

Administrator Jonne Slemons told Council that the building is not used and MIRMA, the City Insurance, is against using the building because of safety issues.

Mayor Todd Williams would like to table this matter until he has time to talk

with the Parks & Recreation Department and the James Family.

South TIF Shannon Howe expects to have the contractor's bonds, insurance and signed contract documents at the Pre-Construction meeting scheduled for Wednesday, August 23rd, 2017 at 2:00 p.m.

Tentatively, clearing will begin the week of August 28th, 2017 dirt work will be done in September 2017 and paving will be done in October 2017.

Cole Building Former Mayor Patrick Miller reviewed the lease and option to purchase documents and stated that there appears to be some gray area between the two documents. Patrick Miller remembers the intent of the agreement and confirmed it with Cole Osborn.

Administrator Jonne Slemons would like to set up a meeting with the Mayor Todd Williams, Cole Osborn, Patrick Miller and herself to go over the lease. Administrator Jonne Slemons will try to get the meeting set up by the end of the month.

North TIF The dirt/cubic yards estimate and drawings arrived from the engineer on July 10th, 2017 and were forwarded to Dave Callaway. A follow-up meeting was held with Mr. Callaway on August 18th, 2017 and Mr. Callaway has estimated he could do the minimum dirt work required for the 36" sidewalk and the light poles on the west side of the road between \$10,000.00 & \$12,000.00. Dave Callaway has requested a curb cut because of the heavy equipment crossing the curb, which is about the same cost. Administrator Jonne Slemons explained that most of the dirt will be moved from the east side of the road.

After further discussion the Council is not in favor of doing a curb cut.

Burn Notice Administrator Jonne Slemons told Council that Jacob Denum, Fire Chief/Code Enforcement Officer, is asking the Council for approval to allow Emery Sapp & Sons to do a controlled burn to clean the undergrowth in the ditch for the South TIF project. Emery Sapp & Sons has applied for a permit with DNR to do an open burn of vegetative or untreated wood.

Attorney Tara Walker said that the burning will be 220 yards from any structure and the Fire Department will be on notice. Alderman Randy Mann questioned who will be liable if Council approves and fire gets out of control. Administrator Jonne Slemons replied that the contractor is liable.

Motion made by Alderman Lance Johns to approve the control burn on 30th Street pending approval from DNR and seconded by Alderman Gene Ishmael.

Mann – Aye
Brejnik – Nay

Johns – Aye
Ishmael – Aye

Safe Route to School/TAP Administrator Jonne Slemons told Council that the final inspection has been completed and the project is expected to be accepted as of August 22nd, 2017.

Dave Akins Administrator Jonne Slemons told Council that the property located at the Miller Street and South 20th Street is owned by Dave Akins. The owner said former Mayor Joe Johnson showed interest in purchasing his property to straighten Miller Street. The property owners are asking \$25,000.00 or make an offer if the City is interested.

The Council discussed the offer and has decided not to do anything at this time.

Summit Gas Administrator Jonne Slemons attended a Roundtable of Economic Developers meeting in Cameron to listen to a presentation from Chuck Johnston of Summit Natural Gas. Administrator Jonne Slemons advised Chuck Johnston that she would discuss it with the Council. The City of Gallatin had sold their system in 1990 and has been very pleased.

Administrator Jonne Slemons told Council that she received an email identifying information Summit Natural Gas would need in order to put together a preliminary assessment. Administrator Jonne Slemons asked the Council to approve giving Summit Natural Gas information to put together a proposal. Council agreed for Administrator Jonne Slemons to furnish Summit Natural Gas with the information they requested to put together a proposal.

Next Council Meeting Administrator Jonne Slemons told Council the next meeting will be Tuesday September 5th, 2017 at 5:30 p.m.

Submersible Pumps George Hulet with People Service asked Council to purchase two dry pit submersible non-clog pumps, plug valves, check valves and control panel.

The bids submitted were Allied systems for \$49,140.00; Mid America Pump for \$79,757.61 and FTC Equipment for \$77,800.00. George Hulet, People Service advised Council that Allied thinks they will not have to do the by-pass. George Hulet, People Service, recommendation is to go with low bid from Allied Systems for \$49,140.00. George Hulet, People Service had a sewer televising project in the budget for \$50,000.00 that can be omitted this year for the purchase of these pumps.

Motion made by Alderman Lance Johns to approve George Hulet, People Service recommendation to go with Allied Systems for \$49,140.00 and seconded by Alderman Randy Mann.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

Beekman Lift Station Pumps George Hulet, People Service submitted bids for the emergency repair of Beekman Lift Station and Vaughan Chopper Pump at the Wastewater Treatment Plant. The bids submitted are Allied Systems for \$5,105.38 for the Crane Deming Pump at the Beekman Lift Station and \$5,164.92 for the Vaughan Chopper Pump at the Wastewater Treatment Plant.

George Hulet, People Service is requesting approval of both pump repairs.

Motion made by Alderman Gene Ishmael to approve the emergency request of both pump repairs and seconded by Alderman Randy Brejnik.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

R/S Electric Administrator Jonne Slemons told Council that Kenny Robertson, Electric Superintendent, submitted a break down on the prices for the Immanuel Baptist Church project. The total cost is \$42,400.00.

Motion made by Alderman Randy Mann to approve the R/S bid of \$42,400.00 and seconded by Alderman Lance Johns.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Abstain

Weed Notice	<p>Administrator Jonne Slemons told Council that Jacob Denum, Code Enforcement Officer, gave a resident a citation for weeds. The resident told him he was not going to mow the weeds.</p>				
Council Reports and Comments	<p>Alderman Randy Mann said there was no “action taken” on the Police Reports again.</p> <p>Alderman Lance Johns stated there are pot holes on 17th Street & Miller Street. Also, the street behind the Christian Church is bad and will not make it through the winter.</p> <p>Alderman Randy Brejnik would like to thank the merchant’s downtown on the improvements they have done with their buildings.</p> <p>Alderman Randy Brejnik said the weeds South of Bethany Building Center needs to be cut down.</p> <p>Alderman Gene Ishmael asked about the status of the new police vehicle. Administrator Jonne Slemons will ask Chief Brian Groom.</p> <p>Alderman Gene Ishmael asked when the State Auditor arrived on scene and any date when they are going to be done. Administrator Jonne Slemons stated to Council they will be finished in October or November 2017.</p> <p>The recycling center does not have any signs on the containers to show the size of the limbs that will be accepted or on the yard waste side that where they need to dump the bags.</p> <p>Miller Street & Beekman and 17th Street & Beekman have weeds.</p> <p>Alderman Gene Ishmael has been looking at the Ordinance about funeral processions. The Ordinance on funeral processions does not tell who the last person in the funeral procession is.</p>				
Mayor’s Correspondence & Appointments	<p>Mayor Todd Williams has no appointments at this time.</p> <p>Mayor Todd Williams would like the new construction being done in Daily Addition and Countryside East to be made aware they have to put in sidewalks.</p> <p>Mayor Todd Williams has not heard back on tearing down the bowling alley.</p> <p>Mayor Todd Williams asked Attorney Tara Walker if there is anything the City of Bethany needs to do to protect our statues, monuments and memorials. Attorney Tara Walker replied that there is nothing the City needs to do.</p>				
Closed Session	<p>Motion made by Alderman Randy Brejnik to go into closed session for personnel at 7:05 p.m. and seconded by Alderman Randy Mann.</p> <table border="0" style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 40px;">Mann – Aye</td> <td>Johns – Aye</td> </tr> <tr> <td>Brejnik – Aye</td> <td>Ishmael – Aye</td> </tr> </table>	Mann – Aye	Johns – Aye	Brejnik – Aye	Ishmael – Aye
Mann – Aye	Johns – Aye				
Brejnik – Aye	Ishmael – Aye				
Open Session	<p>Motion made by Alderman Randy Mann to go back into open session at 7:55 p.m. and seconded by Alderman Lance Johns.</p> <table border="0" style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 40px;">Mann – Aye</td> <td>Johns – Aye</td> </tr> </table>	Mann – Aye	Johns – Aye		
Mann – Aye	Johns – Aye				

Brejnik – Aye

Ishmael – Aye

Adjourn

Motion made by Alderman Randy Mann to adjourn the meeting at 7:55 p.m. and seconded by Alderman Lance Johns.

Mann – Aye
Brejnik – Aye

Johns – Aye
Ishmael – Aye

ATTEST:

Todd Williams, Mayor

Nita Schroff, City Clerk