

REGULAR COUNCIL MEETING

April 1<sup>st</sup>, 2019

The Board of Aldermen met in Regular Session with Mayor Todd Williams at City Hall, 206 North 16<sup>th</sup> Street, on Monday, April 1<sup>st</sup>, 2019 at 5:30 p.m.

Present: Williams, Crabtree, Johns, Brejnik, Mann

Absent: None

Others Present: Tara Walker, Jacob Taylor, Nita Schroff, Jan Johns, Truman Doolittle, Misty Oliver, Stuart Johnson, Phil Conger, Jonne Slemmons, Sherece Eivins, Chris Cowell, Carl Schmutte, Jerry Collins, Amber Hoyle, Zach Wilson, Jeremy Eivins, Lindsey Eivins, Larissa Eivins, Josh Sweeten, Candice Sweeten, Leon Sequeria, Drake Daniel, Deb Daniel and Norman Newlin.

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 Randy Mann.

Mann – Aye  
Brejnik - Aye  
Johns - Aye  
Crabtree – Aye

Approve Bills Mayor Todd Williams called for a motion to approve or amend the bills.

Motion made by Alderman Charles Crabtree to approve the bills and seconded by Alderman Randy Brejnik.

Mann – Aye  
Brejnik - Aye  
Johns - Aye  
Crabtree – Aye

3-26-19

|                         |           |                   |           |
|-------------------------|-----------|-------------------|-----------|
| US Postmaster           | 500.00    | Carter-Waters LLC | 4,540.50  |
| Rona Vandergriff        | 31.39     | Cintas Inc.       | 248.88    |
| Lea Norris              | 30.03     | COB (Uniform)     | 100.69    |
| Jacquelyn Lurten        | 180.48    | COB               | 16,927.92 |
| Jessie & Gary Elder     | 250.00    | COB               | 9,518.27  |
| Brandon Davis           | 198.03    | Commerce Bank     | 994.44    |
| Bethany Building Center | 106.76    | Core & Main LP    | 9,543.74  |
| Bethany Printing        | 292.00    | CRAFCO Inc.       | 360.00    |
| Bethany Tire            | 5,300.00  | DEMCO             | 99.16     |
| Border States           | 31,768.90 | Elecsys Int.      | 24.00     |

|                          |           |                       |           |
|--------------------------|-----------|-----------------------|-----------|
| Feld Equipment           | 64.00     | Norris Quarries LLC   | 3,192.86  |
| Fonseca, Brian           | 375.00    | Petty Cash            | 346.20    |
| Full Circle Padding Inc. | 134.47    | Porter Trash Service  | 12,490.95 |
| GRM Networks             | 1,451.99  | Postmaster            | 3,000.00  |
| Groebner & Assoc.        | 861.66    | Ram Supply            | 239.99    |
| HACH                     | 5,045.22  | Redline Trailers      | 10,899.00 |
| Harrison Co Ad-Visor     | 48.60     | Remmers Design        | 37.61     |
| Harrison Co Treasurer    | 3,125.00  | SYNCB/Amazon          | 214.72    |
| Harrison Co Treasurer    | 626.40    | TLWalker Law LLC      | 2,145.00  |
| Heiman Inc.              | 217.80    | Verizon               | 331.94    |
| Hudlemeyer, Deana        | 80.00     | Wal-Mart              | 927.15    |
| John Deere               | 122.93    | Winwater              | 17,603.03 |
| John Deere               | 349.79    | AFLAC                 | 954.39    |
| Lindsey Renne            | 27.76     | Liberty National      | 672.18    |
| Miracle Recreation       | 1,932.18  | MO Lagers             | 12,348.90 |
| MDR                      | 3,340.00  | USDA Loan (WWTP Pymt) | 14,051.00 |
| MO One Call              | 55.90     | USDA Loan (WWTO Pymt) | 3,816.00  |
| MO Sales Use Tax         | 19,589.12 | Cave Consulting       | 3,634.00  |

\$205,367.93

**3/26/19**

|                     |          |                     |          |
|---------------------|----------|---------------------|----------|
| Jaunita E Schroff   | 1,332.82 | Linda L Sanders     | 230.14   |
| Rebekah D Turley    | 13.09    | Michael R Lykins    | 1,120.28 |
| Leslie S Groom      | 888.19   | Michael S Addison   | 25.39    |
| Amber M Hoyle       | 1,170.40 | Michelle L Schroff  | 1,321.13 |
| Norman L Newlin     | 935.69   | Shiloh G Peters     | 656.80   |
| Brian S Groom       | 1,368.34 | Coby J Israel       | 81.40    |
| Bryan E Holloway    | 1,251.73 | Gavin R Johns       | 81.40    |
| Andrew J Alborn     | 900.39   | Paige L Peterson    | 156.27   |
| Trevor A Place      | 1,190.25 | Griffin L Jennings  | 65.52    |
| Brandon T York      | 926.08   | Alondra Dianas      | 204.06   |
| Jesse M Miller      | 926.08   | Cathy M Johnson     | 1,110.79 |
| Jacob R Taylor      | 1,878.52 | Johnathan M Brown   | 980.02   |
| Kenneth D Robertson | 769.77   | Randy W Jennings    | 1,181.75 |
| Jesse M Sanders     | 868.40   | Robert W Russell    | 1,236.88 |
| Brian J Willis      | 1,013.21 | Charlie D Bennett   | 999.32   |
| Toby J Puffer       | 1,221.19 | Brian K Jennings    | 870.23   |
| Derek S McClure     | 886.17   | Paul L Gard         | 1,216.89 |
| David Kinnison      | 558.58   | Lela A Stottlemeyer | 307.52   |
| Curtis D Carlson    | 863.56   | Maggie Jennings     | 302.84   |
| Janee A Lehleitner  | 441.20   | Cole J Ellis        | 31.77    |
| Judith A Hinkle     | 126.00   |                     |          |

Total \$ 31,810.06

**4-12-19**

|                    |          |                     |          |
|--------------------|----------|---------------------|----------|
| Cathy M Johnson    | 1,046.24 | Lance Johns         | 92.35    |
| Robert T Williams  | 269.36   | Charles L Crabtree  | 92.35    |
| Johnathan M Brown  | 833.99   | Jacob R Taylor      | 1,744.18 |
| Randy W Jennings   | 1,102.59 | Kenneth D Robertson | 710.74   |
| Robert W Russell   | 1,040.75 | Jesse M Sanders     | 804.96   |
| Charlie D Bennett  | 954.82   | Brian J Willis      | 987.78   |
| Brian K Jennings   | 860.12   | Toby J Puffer       | 942.02   |
| Paul L Gard        | 1,071.37 | Derek S McClure     | 886.16   |
| Lela A Stottlemyer | 313.73   | David Kinnison      | 580.34   |
| Maggie Jennings    | 350.19   | Curtis D Carlson    | 858.51   |
| Jaunita E Schroff  | 1,224.59 | Janee A Lehleitner  | 332.12   |
| Leslie S Groom     | 885.96   | Judith A Hinkle     | 170.85   |
| Amber M Hoyle      | 1,100.32 | Linda L Sanders     | 168.49   |
| Norman L Newlin    | 880.16   | Michael R Lykins    | 1,019.15 |
| Brian S Groom      | 1,294.83 | Michelle L Schroff  | 1,069.06 |
| Bryan E Holloway   | 1,250.78 | Shiloh G Peters     | 640.24   |
| Andrew J Alborn    | 974.34   | Lindsey N Renne     | 394.79   |
| Trevor A Place     | 1,004.85 | Coby J Israel       | 79.42    |
| Brandon T York     | 913.67   | Gavin R Johns       | 87.36    |
| Jesse M Miller     | 930.93   | Griffin L Jennings  | 65.52    |
| Randall J Mann     | 92.35    | Alondra Dianas      | 205.83   |
| Randall G Brejnik  | 92.35    |                     |          |

Total \$30,420.54

**4-12-19**

|                    |        |                    |        |
|--------------------|--------|--------------------|--------|
| Andrew J Alborn    | 161.04 | Frankie O Lohnes   | 50.79  |
| Edward W Truitt    | 36.94  | Brenton T Wagner   | 252.11 |
| Zachery E Hamilton | 147.48 | Jordan S Wallace   | 64.64  |
| Tyson L Martin     | 427.86 | John Barclay       | 72.49  |
| Phillip Martz      | 152.38 | Brandon J Nielsen  | 80.80  |
| Richard Russell    | 217.30 | Elijah D Lamberson | 195.96 |
| Colter Y Loving    | 110.82 |                    |        |

Total \$ 1,970.61

Aprove Minutes Mayor Todd Williams asked for the reason for the corrected Minutes on March 4, 2019.

Nita Schroff, City Clerk, replied that the wrong bills were attached to the minutes presented at the last meeting.

Mayor Todd Williams called for a motion to approve the corrected Minutes of March 4, 2019.

Motion made by Alderman Lance Johns to approve the corrected Minutes of March 4, 2019 and seconded by Alderman Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Approve Minutes Mayor Todd Williams called for a motion to approve or amend the Minutes of March 18th, 2019.

Motion made by Alderman Randy Mann to approve the Minutes of March 18th, 2019 and seconded by Alderman Lance Johns.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Bill #1317

AN ORDINANCE OF THE CITY OF BETHANY, MISSOURI APPROVING AND ADOPTING THE LOSS PREVENTION MANUAL was read by title only by Mayor Todd Williams for the first reading.

Motion made by Alderman Lance Johns to approve the first reading of Bill #1317 and seconded by Alderman Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Mayor Todd Williams read Bill #1317 by title only for the second and final reading.

Motion made by Alderman Randy Brejnik to approve the second and final reading of Bill #1317 and adopt Ordinance #1317 and seconded by Alderman Charles Crabtree.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

First Call

Norman Newlin, Code Enforcement Officer, explained to Council his concerns of not issuing a building permit to First Call at 3903 Bulldog Avenue. Norman Newlin, Code Enforcement Officer, told Council he tried to get in contact with Jeremy Eivins several times in January 2019 and never received any response. The construction has been completed. Norman Newlin, Code Enforcement Officer then advised Council, Jeremy Eivins came in City Hall wanting to get a building permit in the month of March 2019. Norman Newlin, Code Enforcement Officer, refused to sign the permit since he did not have any paperwork, or plans on the construction being done at the First Call location. After meeting Mr. and Mrs. Eivins at the First Call location Code Enforcement Officer, Norman Newlin, entered the building for an inspection at the request of the owner Jeremy Eivins. Norman Newlin, Code Enforcement Officer, sighted several violations that he observed during his walk through of the First Call facility. Some of the violations included but not limited to; no firestop, wiring was not in conduit, as per zoning requirements on Industrial locations. He also noted ductwork penetrates between the areas where the firestop walls should be, ground fault at vanity area and could not rule on the plumbing, since it was all covered up. Code Enforcement Officer, Norman Newlin, recommendation is to post a stop order and have a violation issued if not corrected in a timely matter. Josh Sweeten asked what code the City went by. Josh Sweeten stated they went by the National Code. Norman Newlin, Code Enforcement Officer, replied that the City has adopted the International Code. Alderman Lance Johns asked if the zoning was approved. Administrator Jacob Taylor replied that it is not official. Administrator Jake Taylor stated he had talked to Gary Hatten, Planning & Zoning Chairman and Gary talked to the people on board. Administrator Jacob Taylor stated he can get a meeting together with Planning & Zoning. Alderman Charles Crabtree asked Jeremy Eivins why he did not get back with Code Enforcement Officer. Jeremy Eivins only response was "NO

COMMENT.” Mayor Todd Williams asked what would be a reasonable amount of time to fix the problem. Norman Newlin, Code Enforcement Officer believes that a reasonable time would be no longer than 30 days. Alderman Lance Johns added with the approval from the Planning & Zoning.

Administrator Jacob Taylor asked the Council to appoint an Administrative Officer for the zoning. Attorney Tara Walker explained that it is in our code book and it does say that one will be appointed; if the City doesn't want to appoint someone the Council should look into removing it.. Administrator Jacob Taylor believes it needs to be someone in the office. Administrator Jacob Taylor recommendation would be himself and Deputy Administrative Officer be Nita Schroff, City Clerk.

Mayor Todd Williams asked for a motion to go with Code Enforcement Officer, Norman Newlin, recommendations.

Motion made by Alderman Lance Johns to go with Norman Newlin, Code Enforcement Officer, recommendation to issue a stop order and give up to 30 days to complete issues, if not done the property will be condemned and no occupancy allowed and seconded by Alderman Randy Brejnik.

Mann – Nay  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Administrative  
Officer

Mayor Todd Williams asked for a motion to appoint administrative officer and deputy.

Motion made by Alderman Lance Johns to appoint Administrator Jacob Taylor for the Administrative Officer seconded by Alderman Randy Mann.

Brejnik –Nay  
Johns – Aye

Crabtree – Nay  
Mann – Aye

Norman Newlin, Code Enforcement Officer responded that he did not want the responsibility of the Administrative Officer.

Mayor Todd Williams broke the tie with the Aye Vote.

Williams – Aye

Mayor Todd Williams asked for a motion to appoint Nita Schroff, City Clerk, as Deputy Administrative Officer.

Motion made by Alderman Randy Mann to appoint Nita Schroff, City Clerk, as Deputy Administrative Officer and seconded by Alderman Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Public Input

Mayor Todd Williams asked if there was any public input.

Leon Sequeria inquired to the Council that they hired a Code Enforcement Officer why the vote wasn't unanimous.

Mayor Todd Williams explained that the Council does not need to explain their answers on a vote.

Alderman Randy Mann said that he backed the Code Enforcement Officer

but he believed it needed to better clarify.

## Administrator & Department Reports

### WWTP

Administrator Jacob Taylor talked to Emily with Snyder & Associate's on purchasing lab equipment for approximate \$37,350.00. The equipment request would modify the sludge 'buggy' such that it injects the WWTP's digester bio solids into the soil. The money will come from the remainder of the grant money.

Motion made by Alderman Lance Johns to purchase the lab equipment from the grant money and seconded by Alderman Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

### Economic Development

Jackie Spainhower of the MU Extension provided Administrator Jacob Taylor some information from other towns on the specs of an Economic Developer.

### Summer Mowing

Administrator Jacob Taylor told Council he has had several inquiries on summer mowers. In the past the City has hired two mowers. They usually work from late May to mid-August. Last year bids that were submitted from contractors were rejected. Administrator Jacob Taylor said that he recommends going out for bids again because one of the mowers will need to be replaced. After further discussion the Council would like to advertise for contractors, summer mowers and bids on new mower.

### Scanning

Administrator Jacob Taylor would like to advertise for summer help to scan all the city documents into our new Cloud Based G Suite Account. The budget amount was \$2,000.00. Administrator Jacob Taylor would like to start person out at \$10.00 an hour and when the \$2,000.00 is met or the job is completed the position will no longer be needed.

### City Hall Exterior

Spurling Construction is planning on starting the exterior of the building in early April. Supplies have been ordered.

### TAP

Administrator Jacob Taylor told Council the engineering RFQ is out and waiting for the qualification of engineers to come back in. The scheduled date of April 5, 2019.

### MPR Group Insurance

Administrator Jacob Taylor told Council there has been an increase in the health insurance this year. Administrator Jacob Taylor has spoken to MIRMA and wanted to get a quote but the VP of MIRMA is currently heading the health insurance department alone and suggested that we wait until next year to get a quote. Currently MIRMA is not in a pool and in October 2019 they will create an insurance pool which will lower the costs.

### Fire Truck

Attorney Tara Walker has looked over the contract and in the process of returning it to Roland, Iowa.

### Nita Surgery

Administrator Jacob Taylor told Council, Nita Schroff City Clerk, will be having knee surgery on April 10, 2019 and has requested Becky Turley to help Amber as needed during the six weeks Nita Schroff, City Clerk is out of the office.

### Nuisance Procedures

Administrator Jacob Taylor told Council that Norman Newlin, Code Enforcement Officer, is starting to utilize the Nuisance Notice for yards that has trash and junk. We are still waiting on decision from the Council in regards to the vehicles.

Safest City Administrator Jacob Taylor told Council that Bethany was currently ranked 8<sup>th</sup> in the state in the safest city category for the Missouri. Bethany was ranked 20<sup>th</sup> last year.

MoPep Administrator Jacob Taylor told Council that MoPep requested a support letter but the request arrived after the expiration date. Council advises not to send.

Sewer Replacement Carl Schmutte, PeopleService, told Council there was a problem with the sewer line that crosses 14<sup>th</sup> Street at Buck's Branch. The Sewer Department was flushing the line as regular maintenance when they encountered a problem due to a blow out since the line there is old and brittle. Administrator Jacob Taylor presented bids for the Sanitary Sewer Replacement at 14<sup>th</sup> Street and Buck's Branch. The bids submitted was Rodriquez Mechanical for \$52,058.00, Nail's Excavating and Poe Construction refused to bid on project. Chris Cowell, PeopleService, told Council that they could not install the line due to the depth the line needed to be installed. They wanted to get it installed before Herzog installed the new street on 14<sup>th</sup> Street. Administrator Jacob Taylor replied that the cost could possibly be lower because they bid on 310 feet deep and didn't think it would be that many feet.

Motion made by Alderman Lance Johns to approve Rodriquez Mechanical for no more than \$52,058.00 for the sanitary sewer replacement on 14<sup>th</sup> Street and Buck's Branch and seconded by Alderman Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Concrete for Manholes Administrator Jacob Taylor told Council that concrete for manholes was budgeted for \$68,000.00 and would like the Council to approve concrete for the project up to \$68,000.00; since they do several manholes a week and it may exceed Administrator spending authority.

Motion made by Alderman Randy Brejnik to approve the concrete for the manholes up to \$68,000.00 and seconded by Alderman Charles Crabtree.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Gas/Electric Department Building Administrator Jacob Taylor told Council the ad for the new Electric/Gas building has been running in the paper since March 27, 2019. The bid package will be ready to present at the April 15, 2019 council meeting.

Council Reports & Comments Alderman Charles Crabtree inquired about the Crestview Road and requested an update from Administrator Jacob Taylor. Administrator Jacob Taylor told Council the property owner of the brush is Tom Pettijohn and Street Department Superintendent Randy Jennings advised that the brush does not interfere with the Street Department ditching the road. The Council would like it to be cut because it keeps the road from drying. Administrator Jacob Taylor told Council that he drove on Taylor Street and he feels it is a lot better, however, Bartlett Street is rough and he has not heard from Jefferson Township on the Lake Road to date.

Alderman Charles Crabtree asked if he had talked with Beverly Cochrane about her mailbox. Administrator Jacob Taylor responded that he had talked to her.

Alderman Charles Crabtree reported that 23<sup>rd</sup> and Vandivert street sign is missing.

Alderman Charles Crabtree asked about the Park & Recreation report. Specifically the part about the Council stating they would loan Parks & Recreation money for an engineer on the gym building. Administrator Jacob Taylor replied he felt that was a misunderstanding. Administrator Jake Taylor informed Council that there was a discussion about it last Council meeting.

Alderman Lance Johns added that the Eivins issue is a bad deal and doesn't know why the electrical needs to be ran in conduit, but the City needs to follow the guidelines that they approved.

Alderman Randy Mann commented that there was no information concerning late fees in the packet that the Council requested. Administrator Jacob Taylor responded he has the information and failed to put it in packet. Administrator Jake Taylor will print off the requested information after the meeting if the Council would like him to.

Mayor  
Correspondence  
& Appointments

Mayor Todd Williams has no appointments at this time.

Mayor Todd Williams committed that PeopleService needs to make sure that door hangers are put on doors when boil orders are necessary.

Adjourn

Mayor Todd Williams asked for a motion to adjourn.

Motion made by Alderman Randy Mann to adjourn at 6:35 p.m. and seconded by Alderman Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

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Todd Williams, Mayor

ATTEST:

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Nita Schroff, City Clerk