

REGULAR COUNCIL MEETING

April 15<sup>th</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 15<sup>th</sup>, 2019 at 5:30 p.m.

Present: Williams, Crabtree, Johns, Brejnik, Mann

Absent: None

Others Present: Tara Walker, Jacob Taylor, Jan Johns, Truman Doolittle, Misty Oliver, Phil Conger, Jonne Slemmons, Caleb Slemmons, Sherece Eivins, Jerry Collins, Amber Hoyle, Zach Wilson, Jeremy Eivins, Lauren Eivins, Norman Newlin, Richard Graner, Ann Graner, Susy Long, Richard Slemmons, Shannon Howe, Diane Williams, Rachel Eivins, Marvin Casady, David Kinnison, Cheryl Hendren, and Andrew Alborn.

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 Lance Johns to approve the agenda and seconded by Alderman Randy Mann.

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

4-15-19

Agri Drain Corp.	265.26	Cintas Inc.	335.32
ANR Pipeline	23,780.95	COB (Uniform)	48.00
Baker & Taylor	397.48	Constellation	59,777.55
Barco Municipal	209.05	Demco	28.40
Bethany Building Center	305.83	Don's Jons LLC	150.00
Bethany Medical Clinic	150.00	Econo Signs	912.15
Bethany Tire	160.00	Fink, Richard V	75.00
Birds & Blooms	20.00	Fischer Concrete	3,541.70
Border States Ind.	32.98	Fleet Services	2,924.59
Carquest	836.80	Grundy Electric	853.75

Gumdrop Books	173.95	Petty Cash	111.00
Harrison Co. Sheriff	40.00	Quill Corp	259.85
Harrison Co Treasurer	3,178.09	Readers Digest	29.96
Hudlemeyer, Deana	80.00	Reminisce	10.00
Independent Salt Co.	1,642.87	Remmers Design	635.00
K-5 Window	50.00	Richo USA	176.22
Kansas City Life Ins.	142.00	Schroff, Michelle	156.37
Law Enforcement System	346.00	The Saturday Evening Post	15.00
MPR	22,484.14	Trenton Coca-Cola	423.60
MO Joint Mun Elect.	246,695.78	US Foodservice	709.56
Mother Earth News	17.00	Winwater	4,285.68
O'Reilly Auto	95.42	Witmer Public Safety	282.09

\$376,844.39

**4/26/19**

Jaunita E Schroff	1,224.59	Linda L Sanders	230.14
Leslie S Groom	885.96	Michael R Lykins	1,019.15
Amber M Hoyle	650.31	Michael S Addison	41.56
Jacob Hoyle	50.00	Michelle L Schroff	15.00
Amber Hoyle	400.00	Carter & Blake Thomas	20.00
Norman L Newlin	919.13	Michelle Schroff	1,034.06
Brian S Groom	1,294.83	Shiloh G Peters	640.24
Bryan E Holloway	1,182.60	Lindsey Renne	340.77
Andrew J Alborn	934.52	Coby J Israel	39.71
Trevor A Place	985.37	Gavin R Johns	159.80
Brandon T York	937.67	Griffin L Jennings	166.89
Jesse M Miller	934.52	Alondra Dianas	161.57
Jacob R Taylor	1,744.18	Cathy M Johnson	1,046.25
Kenneth D Robertson	729.32	Johnathan M Brown	833.99
Jesse M Sanders	704.96	Randy W Jennings	1,102.59
Rebecca Puffer	100.00	Robert W Russell	985.43
Brian J Willis	987.78	Charlie D Bennett	906.91
Toby J Puffer	942.02	Brian K Jennings	860.12
Derek S McClure	886.16	Paul L Gard	1,071.37
David Kinnison	625.64	Lela A Stottlemeyer	303.37
Curtis D Carlson	847.60	Maggie Jennings	350.19
Janee A Lehleitner	469.30		
Judith A Hinkle	132.41		

Total \$ 29,897.98

Approve Minutes Mayor Todd Williams called for a motion to approve the minutes of the April 1<sup>st</sup>, 2019 meeting.

Alderman Charles Crabtree asked Attorney Tara Walker to clarify her statement regarding the Administrative Officer.

Attorney Tara Walker stated that the phrase “needs to be removed” was incorrect. The Council should look into removing the ordinance.

Mayor Todd Williams called for a motion to approve the corrected minutes of April 1<sup>st</sup>, 2019.

Motion made by Alderman Randy Brejnik to approve the corrected minutes of April 1<sup>st</sup>, 2019 and seconded by Alderman Randy Mann.

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

Certification of Election The certification of election results of the April 2<sup>nd</sup>, 2019 Municipal Election were received from the County Clerk as follows:

City of Bethany	Absentee	Bethany					Total
<b>Mayor (Vote for 1)</b>							
<b>Two Year Term</b>							
Joe Johnson	23	97					120
Jonne Slemmons	45	309					354
<b>East Ward Alderman</b>							
Lance Johns	31	213					244
<b>West Ward Alderman</b>							
Randy Mann	27	141					168

Motion made by Alderman Charles Crabtree to accept the certification of election results of the April 2<sup>nd</sup>, 2019 municipal election as received from the County Clerk and seconded by Alderman Lance Johns.

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

Close Sine Die Mayor Todd Williams declared Close Sine Die at 5:40 pm.

Motion made by Alderman Randy Brejnik to Close Sine Die and seconded by Alderman Lance Johns.

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

Oath of Office Amber Hoyle, Deputy City Clerk, administered the Oath of Office to Mayor

Jonne Slemons, Westward Alderman Randy Mann, and Eastward Alderman Lance Johns.

Elect City Clerk Mayor Jonne Slemons asked for a motion to elect the City Clerk.

Motion made by Alderman Charles Crabtree to elect Jaunita Schroff to the position of City Clerk and seconded by Alderman Randy Brejnik.

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

Elect President of the Board of Aldermen Alderman Randy Brejnik nominated Alderman Charles Crabtree and Alderman Lance Johns nominated Alderman Randy Mann. Neither motion was seconded so Mayor Jonne Slemons asked Attorney Tara Walker for direction. Attorney Tara Walker told the council that the member being nominated could second their own nomination.

Alderman Charles Crabtree seconded the original motion.

Mann – Nay                      Johns - Nay  
Brejnik - Aye                      Crabtree – Aye  
Slemons - Nay

Alderman Charles Crabtree requested a point of order. Attorney Tara Walker researched the issue. Mayor Jonne Slemons suggested that we move on with the meeting and come back to this subject later.

Liquor License Mayor Jonne Slemons asked for a motion to approve a “letter of intent” for a liquor license for a bull riding event promoted by Bethany Fair Inc in July.

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

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

Public Input Mayor Jonne Slemons asked if there was any public input.

Truman Doolittle suggested the City should get online bill pay. City Treasurer Amber Hoyle responded that was in process and should be rolled out soon.

Truman Doolittle addressed the Code Enforcer Norman Newlin regarding a Nuisance Notice issued for toys in a front yard. Code Enforcer Norman Newlin stated that grass and weeds were growing up around the bikes so they had been there for a long time. Sean Gies stated that the toys had been in the yard for several years. Mayor Jonne Slemons said it is not unreasonable to ask this to be cleaned up.

Zack Wilson stated that this is not the only complaint regarding the Code Enforcer and Mayor Jonne Slemons responded that is the nature of the position. Zack Wilson replied that when he started on the First Call project, the City did not have a Code Enforcer so he googled it and proceeded to use NEC code. Mayor Jonne Slemons asked to put this conversation off to another meeting.

Jeremy Eivins addressed the council regarding his auction scheduled for April 18<sup>th</sup> at the First Call business location. The council briefly discussed the issue and reviewed photographs of the building.

Mayor Jonne Slemons called for a motion to allow the auction. The motion was made by Alderman Lance Johns and seconded by Alderman Randy

Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Truman Doolittle asked the Council why the city was dictating who can have an auction and where they could have it. Jeremy Eivins asked if there was a safety issue with the building.

Truman Doolittle asked the Council why they adopted the international code versus the national code.

Truman Doolittle asked if the Council could set priorities for the Code Enforcer and address that to the community.

#### Administrator & Department Reports

#### WWTP

Emily Wicoff of Snyder & Associates addressed the Council regarding the \$600,000 of remaining grant money from the USDA. Mayor Jonne Slemons expressed concern regarding the one year expiration of funds and the additional expense incurred by the City with Snyder & Associates. Mayor Jonne Slemons will contact Shawna Barnes with the USDA for further discussion regarding the grant money.

#### New Business

Sweet Baby B's has opened in the former Payday Loan location at the corner of Hwy 69 and Main Street.

#### Summer Mowing and Scanning

We have placed ads for Summer Mowing (2 positions), Summer Mowing (full bid) and Summer Scanning. All applications and bids are due by April 26<sup>th</sup> for presentation at the May 6<sup>th</sup> meeting.

#### Census

Mayor Jonne Slemons and Administrator Jake Taylor met with a Census Bureau rep on Wednesday at City Hall. Planning is forthcoming and more details will be given at a later date.

#### City Hall Exterior Repairs

The contractor is looking to start very soon and updates will be given at the next meeting.

#### Fire Truck

A contract has been sent to Roland, IA after being reviewed by our City Attorney. We hope to have a copy for approval and execution at the May 6<sup>th</sup> meeting.

#### Emergency Services Drill

There will be an emergency services drill on April 17<sup>th</sup>. This will involve our City Police as well as the City Fire Department. A report will be provided when one becomes available.

#### Nuisance Notices

Code Enforcer Norman Newlin is starting to utilize the Nuisance Notice for yards that have trash and junk. Several notices have been issued this week. We are still waiting on a decision with regards to vehicles. The Council discussed allowing one unregistered but movable vehicle on a property. Administrator Jake Taylor will prepare the ordinance for the May 6<sup>th</sup> meeting.

#### Community Wellness

The Harrison County Health Department is partnering with organizations in Bethany to improve the overall wellness of our city. More information will be provided at future meetings. Administrator Jake Taylor asked the council to approve a one hour exercise break for each City employee. This hour can be used as one continuous hour, as two thirty minute sessions, or four

fifteen minutes as coordinated with their supervisor. Alderman Randy Mann made a motion to allow City employees one exercise hour per week for a one month trial and seconded by Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Body Camera Policy

A Policy and Procedure for the requirement of body cameras when officers are on patrol was included in the Council packets. Administrator Jake Taylor requested the Council review Order #100.013 and proceed with a move, second, and vote.

Alderman Lance Johns made a motion to adopt Order #100.013 and seconded by Alderman Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Crestview Road

Randy Jennings has secured the Bethany Township's assistance in fixing Crestview Road at no charge. An attempt was made to fix some ruts last week but the ground is still too soft. They will attempt again this week or next depending on weather.

TAP Grant RFQ

An RFQ packet was included in the Council packet. Administrator Jake Taylor explained to the council that per MoDot guidelines, we are unable to compare pricing.

Each consultant was rated from the Consultant Selection Rating which includes experience and technical competence, capacity and capability and past record of performance. Anderson Engineering scored 95 out of 100 points; Howe Company scored 100 out of 100 points; Snyder and Associates scored 85 out of 100 points.

Alderman Lance Johns made a motion to go with Howe Co and it was seconded by Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Body Cameras

Alderman Lance Johns expressed concern about Chief Brian Groom not attending the meeting. He thinks it is important to the Council for Chief Groom to be present when requesting funds so he can explain why he chose the product, especially if it is not the lowest bid. Officer Andrew Alborn addressed the Council and explained that WatchGuard has the best quality. He also gave a brief demonstration to the Council to help them understand the need for a better quality product than is currently being used.

Body Camera Bid

Bids submitted were WatchGuard for \$5,439.00; Axon for \$17,914.25; and Pro-Vision for \$1,475.00. Chief Brian Groom's written recommendation on bids is to go with WatchGuard for price and quality.

Alderman Charles Crabtree made a motion to go with WatchGuard for \$5,439.00 and it was seconded by Randy Brejnik.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Gas/Electric Building

Administrator Jake Taylor informed the Council that the bid packets for the Gas/Electric Building will be reviewed at the May 6<sup>th</sup> meeting.

Electric Lighting

Mayor Jonne Slemons called for a motion regarding boring for the Electric

Project	<p>Lighting Project.</p> <p>Electric Department only received one bid from Nail Excavating for \$54,300.00.</p> <p>Alderman Lance Johns made a motion to go with Nail Excavating in the amount of \$54,300 motion was seconded by Alderman Randy Mann.</p> <p style="text-align: center;">Mann – Aye                      Johns - Aye Brejnik - Aye                      Crabtree – Aye</p>
Department Reports & Council Reports	<p>Mayor Jonne Slemons noted that there was nothing remarkable in the department reports.</p>
Late Fees	<p>Alderman Randy Mann stated that based on the information given regarding the late fees, he believes they are being charged fairly.</p>
Chromebooks	<p>Alderman Randy Mann then inquired about when the Chromebooks were being ordered. Administrator Jake Taylor stated that the Chromebooks are in and he will have them setup later on in the week.</p>
Elect President of the Board of Aldermen	<p>Alderman Randy Brejnik made a motion to appoint Alderman Lance Johns as the President of the Board of Aldermen. The motion was seconded by Alderman Randy Mann.</p> <p style="text-align: center;">Mann – Aye                      Johns - Aye Brejnik - Aye                      Crabtree – Aye</p>
Administrative Officer	<p>Alderman Randy Brejnik made a motion to reconsider the prior decision of appointing an Administrative Officer. The motion was seconded by Alderman Charles Crabtree.</p> <p style="text-align: center;">Mann – Aye                      Johns - Aye Brejnik - Aye                      Crabtree – Aye</p> <p>Administrator Jake Taylor will prepare an ordinance to remove the office of Administrative Officer for the next meeting.</p>
Closed Session	<p>Alderman Randy Mann made a motion to go to Closed Session at 6:43pm. The motion was seconded by Alderman Lance Johns.</p> <p style="text-align: center;">Mann – Aye                      Johns - Aye Brejnik - Aye                      Crabtree – Aye</p> <p>Alderman Lance Johns made a motion to go to Open Session at 8:07pm and it was seconded by Alderman Randy Brejnik.</p> <p style="text-align: center;">Mann – Aye                      Johns - Aye Brejnik - Aye                      Crabtree – Aye</p>
Library & Gym Roofs	<p>Code Enforcer Norman Newlin addressed the council regarding the condition of the roofs at the Gym and the library buildings. The library needs patched very soon. He estimates that it will take around fifteen hours and \$350 in materials. This process will be good for three years.</p> <p>Code Enforcer Norman Newlin stated that the Gym roof needs repaired. It would take him around forty hours and \$1500 in materials. Administrator Jake Taylor will talk to Michelle Schroff, Parks and Recreation Director regarding the Gym roof and to Janee Lehleitner, Library Department Head regarding the library roof.</p>

Close Street

Administrator Jake Taylor told the council it has been requested that we close the street in front of Long Creek Saloon for a benefit for Pam Williams on April 27<sup>th</sup>, 2019.

Alderman Lance Johns made a motion to close 16<sup>th</sup> Street from Main to Fuller on April 27<sup>th</sup>, 2019 from 10am to midnight. The motion was seconded by Alderman Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

Adjourn

Alderman Randy Brejnik made a motion to adjourn the meeting at 8:14pm. The motion was seconded by Alderman Randy Mann.

Mann – Aye  
Brejnik - Aye

Johns - Aye  
Crabtree – Aye

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Jonne Slemons, Mayor

ATTEST:

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Amber Hoyle, Deputy City Clerk