

**REGULAR COUNCIL MEETING**

**March 2, 2015**

The Board of Aldermen met in regular session with Mayor Patrick Miller at City Hall, 206 North 16<sup>th</sup> Street, on Monday, March 2, 2015 at 5:30 p.m.

**Present:** Miller, Johns, Mann, Williams, Miles

**Absent:** None

**Others Present:** Janelle Hagler, Becky Turley, Cristine Stallings, Phil Conger, Stuart Johnson, George Hulet, Michelle Thomas, Jacob Denum, David Kinnison, Randy Brejnik, Rick Smith and Bart Downing.

**Meeting Called To Order** Mayor Patrick Miller called the meeting to order at 5:30 p.m.

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

**Approve/Amend the Agenda** Mayor Patrick Miller called for a motion for approval or amending of the agenda.

Motion by Alderman Lance Johns to approve the agenda with the addition of Resolution 2015-01; second by Alderman Steve Miles.

Miles - Aye                      Williams - Aye  
Mann - Aye                      Johns - Aye

**Approve Bills** Mayor Patrick Miller asked if there were any questions on bills presented for payment and if not, a motion to approve the bills.

Motion made by Alderman Steve Miles to approve the bills presented for payment; second by Alderman Randy Mann.

Miles - Aye                      Williams - Aye  
Mann - Aye                      Johns - Aye

Central Bank of Midwest	10,146.71	HD Supply Power Solutions	124.00
Aflac	1,157.10	Hoover, Brenda	240.00
Liberty National	716.43	John Deere Financial	401.18
Aqua-Pure Inc	239.00	K.C. MO Water Services Dept	132.00
Bethany Building Center	210.81	Kriz Davis Company	97.30
Bethany Chamber of Comm	275.00	Lacal Equipment Inc	284.05
Bethany Printing Co	52.20	Liberty National	105.00
City of Bethany	15,775.51	Mailfiance	288.00
Commerce Bank	1,567.21	Midwest Public Risk	26,775.41
Cross Printing	10.00	MIRMA	40.00
Danko Emergency Equip	1,135.10	Missouri Dept of Revenue	1,129.00
Data Comm Inc	414.00	Missouri Dept of Revenue	1,234.00
DeRossett	626.05	Missouri Lagers	11,046.36
East Coast Flag & Banner	413.09	Norris Quarries	982.23
Ed Roehr Safety Products	280.00	North Central Career Center	97.87
Grand River Mutual Tele	1,449.22	Northwest Missouri CCFOA	20.00
H*D Supply Waterworks	498.00	R/S Electric Utility Services	1,248.00
Harrison Co Treasurer	2,500.00	Ricoh USA Program	125.87
Harrison Co Health Dept	200.00	RLI Insurance Company	395.00

Shelby Printing	368.49	Olin Slaughter	3.10
Trenton Coca-Cola Bottling	453.03	Efren Avalos	197.15
USA Blue Book	504.24	Christie Contreras	86.70
Verizon Wireless	351.83	Eddie Eaton	148.95
Wal-Mart	912.61	Bernadene Calhoun	126.93
Winners Circle Awards	72.95		

**Total \$85,656.68**

**Void Check  
2-18-15**

**Payroll  
2-20-15**

Johnson, Cathy	916.92	Roberts, Bryan	814.48
Russell, Melvin	1,058.11	Parkhurst, Aaron	887.89
Russell, Robert	1,438.94	Denum, Jacob	325.42
Brown, Johnathan	1,022.23	Doll, Jacob	717.15
Stottlemyer, Lela	203.63	Lykins, Michael	732.69
Gard, Paul	991.01	Kinnison, Teresa	347.24
Groves, Kenneth	1,017.41	Wooderson, Karen	228.33
Cowell, Christopher	746.88	Sanders, Linda	91.98
Jennings, Randy	771.29	Robertson, Kenneth	1,155.08
Jones, Joshua	858.97	Willis, Brian	764.44
Johnson, Amy	134.84	Clemmons, Ted	1,174.68
Clawson, Nicole	217.25	Puffer, Toby	660.76
Nighthart, Mallorie	315.75	Hoover, Charles	669.49
		Hulet, George	1,046.91
		Allen, Jeremy	250.33
Hagler, Janelle	1,253.13	Thomas, Michelle	908.27
Schroff, Jaunita	1,116.14	Willis, Jennie	701.58
Turley, Rebekah	937.58	Kohler, Ann	359.09
Ellis, Joyce	857.48	Wright, Kalee	82.88
Groom, Brian	958.61	ING	540.00
Holloway, Bryan	1,134.60	BTC Bank	9,761.92
Wills, Jesse	766.35	Family Support Payment Center	305.99

**Total \$39,243.72**

**Approve  
Regular  
Session  
Minutes /  
February 17,  
2015**

**Mayor Patrick Miller called for approval or correction of the regular session minutes of February 17, 2015.**

**Motion made by Alderman Lance Johns to approve the regular session minutes of February 17, 2015; second by Alderman Randy Mann.**

**Miles - Aye  
Mann - Aye**

**Williams - Aye  
Johns - Aye**

**Approve Closed  
Session  
Minutes /  
February 17,  
2015**

**Mayor Patrick Miller called for approval or correction of the closed session minutes of February 17, 2015.**

**Motion by Alderman Randy Mann to approve closed session minutes of February 17, 2015: second by Alderman Lance Johns.**

**Miles - Aye  
Mann - Aye**

**Williams - Aye  
Johns - Aye**

**Public Input** Mayor Patrick Miller asked if there was any public input.

There was no public input at this time.

**Ordinance 1227 First Reading** Mayor Patrick Miller placed Ordinance 1227 on its first reading “AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF BETHANY AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION PROVIDING FOR THE TRANSPORTATION ALTERNATIVES FUNDS PROGRAM AGREEMENT”.

Motion by Alderman Todd Williams to approve the first reading of Ordinance 1227; second by Alderman Steve Miles

Miles - Aye Williams - Aye  
Mann - Aye Johns - Aye

**Ordinance 1227 Second Reading** Mayor Patrick Miller placed Ordinance 1227 on its second reading.

Motion by Alderman Lance Johns to approve the second reading of Ordinance 1227; second by Alderman Randy Mann.

Miles - Aye Williams - Aye  
Mann - Aye Johns - Aye

**Resolution 2015-01 First Reading** Mayor Patrick Miller placed Resolution 2015-01 “A RESOLUTION OF INTENT TO WITHDRAW FROM THE MIDWEST PUBLIC RISK (MPR) EFFECTIVE JUNE 30, 2015”, on its first reading.

Motion by Alderman Randy Mann to approve the first reading of Resolution 2015-01; second by Alderman Lance Johns.

Miles - Aye Williams - Aye  
Mann - Aye Johns - Aye

**Resolution 2015-01 Second Reading** Mayor Patrick Miller read Resolution 2015-01 for its second reading.

Motion by Alderman Steve Miles to approve the second reading of Resolution 2015-01; second by Alderman Todd Williams.

Miles - Aye Williams - Aye  
Mann - Aye Johns - Aye

**Park and Recreation Report/Tennis Courts** Michelle Thomas, Park and Recreation Director presented information regarding the report of removing the tennis courts. The tennis courts were not constructed properly which creates a problem of water retention. The Park and Recreation Board has no intention of touching the tennis courts in the upcoming fiscal year budget. This subject has been addressed only in discussion of future plans. Michelle Thomas, Park and Recreation Director has a letter from MO DNR stating that as long as the area is going to be used for recreation the removal of the tennis courts would not be an issue. Because the current ball fields are so heavily scheduled, T-ball games with 4 and 5 year old children are playing until 9 or 10 o'clock at night.

Alderman Todd Williams asked about a parking concern. The council was informed that the Park Board has considered that and are looking at ways to make improvements in the park.

**Fire Department Fees/Outside Of City Limits**

Jacob Denum, Fire Chief presented a list of fires outside of the city limits in 2014 that the City of Bethany Fire Department responded to. The report shows the cost of personnel and trucks totaling \$6,423.00. A recommendation of a minimum of \$1,000 per occurrence for fire responses outside of the City of Bethany fire district was presented.

Alderman Randy Mann commented that the city cannot continue to operate in this manner and lose money. Jacob Denum, Fire Chief informed the council that the city is supporting three pieces of apparatus that is never used inside the city limits. In addition, there is a cost for the provision of a special foam used as a fire retardant for outside of city limits only.

Discussion ensued on the amount the volunteer fireman are paid, how many fire billings are not paid and the cost of replacing fire equipment.

Motion by Alderman Todd Williams to approve the Outside of City Limits Response Rates as presented; second by Alderman Steve Miles.

Miles - Aye

Williams - Aye

Mann - Aye

Johns - Aye

Attorney Cristine Stallings recommended that the billing be presented to city hall staff and if there is no response within 30 days, to direct it to her law office for collection.

**Fire Department Mutual Aid**

A mutual aid agreement between all Harrison County Fire Departments was presented by Jacob Denum, Fire Chief. All districts are presenting this agreement to their respective boards who are liable for their fire fighters. To implement mutual aid, there would need to be some training with dispatch concerning what to ask and who to send. All mutual aid responses will not be billed with the exception of the use of any special extinguishing agents used.

Cristine Stallings, Attorney will review the agreement and will present at the next meeting.

**Creation of Harrison County Fire District**

Jacob Denum, Fire Chief presented the possibility of creating a Harrison County Fire District. In order to adequately fund a county fire district, it would need a tax base support. Some of the current City of Bethany trucks are 30 years old and the training for volunteer fireman is a concern.

The current fire district is only within the city limits and is clearly a burden to provide coverage for the outlying area. One hundred signatures are needed on a petition to call for an election to be held to establish a Harrison County Fire Protection District. According to Missouri Statutes, the Fire District would levy a 30 cent per \$100.00 of assessed valuation on real and personal taxable property inside the boundaries and after the first year the Fire District would have the ability to change to 1/2 cent sales tax with the property tax to be rolled back.

Council in agreement that education to the public would be of utmost importance. Alderman Todd Williams remarked that the City of Bethany Fire Department is adequate for the city fire district, but not for Northwest Missouri. The fire department is only responsible for fires within the city limits.

**Contract with EMS Legal Services Consultant**  
Janelle Hagler, City Administrator presented a contract from EMS Legal Services Consultant, Franklin E. Foster. Mr. Foster is a duly licensed attorney of the State of Missouri with an emphasis in emergency management laws.

Motion by Alderman Steve Miles to approve the one year contract with EMS Legal Services Consultant upon review by City Attorney Cristine Stallings; second by Alderman Randy Mann.

Miles - Aye  
Mann - Aye

Williams - Nay  
Johns - Aye

**Administrator and Department Reports**

Mayor Patrick Miller asked for Administrator and Department Reports.

**Bids Submitted/ 2015-16 Street Light Project/ Boring**

Administrator Janelle Hagler, presented bids received from Kenny Robertson, Electric Superintendent for the boring of the 2015-16 street light project: Anderson Underground \$168,000, Brian Nail Underground \$76,732.

Motion by Alderman Randy Mann to accept Kenny Robertson's recommendation of Brian Nail Underground bid of \$76,732.00 for the boring of the 2015-16 street light project; second by Alderman Lance Johns.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

**Police Car Engine**

Janelle Hagler, City Administrator informed the council that one police car needs the engine replaced, and is still under warranty.

Ray Blakely had informed Administrator Janelle Hagler that a bid was received for the east power plant cat engine for \$65,000.

**Cat Engine Bid Received**

Janelle Hagler, City Administrator reported that the city wide clean-up has been set for April 27<sup>th</sup> and 28<sup>th</sup>.

**City Wide Clean-Up**

George Hulet, Water/Sewer Superintendent updated the council about pump motor issues at the wastewater treatment plant. The blower and blower motor and the main chopper pump and motor have went out. The cost of replacing these pumps and motors is \$31,000. The break down is untimely as the city proceeds forward with a new wastewater treatment plant, but the repairs are necessary to stay in compliance. The repair time is four weeks out.

**WWTP Pump & Motor Repairs**

A report was presented from City Clerk Nita Schroff on 2014-2015 unpaid utility bills to be charged off.

**2014-2015 Utility Bill Charge Off**

Alderman Randy Mann made a motion to approve the 2014-2015 unpaid utility bills presented of \$31,463.56 to be moved to bad debt; second by Alderman Lance Johns.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

Mayor Patrick Milled called for council reports or comments.

**Council  
Report/Comment**

There were no comments or reports at this time.

**Closed Session**

Motion by Alderman Todd Williams to go into closed session for personnel at 6:50 p.m.; second by Alderman Lance Johns.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

**Open Session**

Motion by Alderman Lance Johns to go into open session at 7:13 p.m.; second by Alderman Todd Williams.

**OPEN SESSION**

**Community  
Development  
Bids**

Casey Guernsey, Associate of Axiom Strategies presented a bid for the Community Development position. He explained that Economic Development is not a forte of Axiom Strategies but because he holds an interest in the community, lives here and works from his home that Axiom would be uniquely suited to work in this capacity.

Discussion was held on the two bids received for the Community Development position.

Motion by Alderman Todd Williams to hire Axiom Strategies as a consulting firm for the Community Development position after review of the contract by Cristine Stallings, City Attorney; second by Alderman Randy Mann.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

**Closed Session**

Motion by Alderman Randy Mann to go into closed session at 7:45 p.m. for real estate; second by Alderman Lance Johns.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

**CLOSED SESSION**

**Open Session**

Motion by Alderman Randy Mann and seconded by Alderman Lance Johns to go into open session at 7:58 p.m.

Miles - Aye  
Mann - Aye

Williams - Aye  
Johns - Aye

**OPEN SESSION**

**Budget Session**

Mayor Patrick Miller called for budget session to begin.

Mayor Patrick Miller read a list of changes that had been made since the last council meeting. Discussion held on entire budget.

Alderman Lance Johns left the meeting at 8:25 p.m.

**Adjourn**

**Motion by Alderman Randy Mann and seconded by Alderman Steve Miles to adjourn at 9:50 p.m.**

**Miles – Aye  
Mann – Aye**

**Williams – Aye  
Johns – Absent**

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**Patrick Miller, Mayor**

**ATTEST:**

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**Nita Schroff, City Clerk**