

REGULAR COUNCIL MEETING

JUNE 6, 2016

The Board of Aldermen met in regular session with Mayor Joseph Johnson at City Hall, 206 North 16th Street, on Monday, June 6, 2016 at 5:30 p.m.

Present: Johnson, Ishmael, Brejnik, Williams, Miles

Absent: none

Others Present: Debbie Nalle, Cathy Johnson, Robert Gremminger, Don Craig, Rick Schroff, Shelly Smith, Keith Wade, George Hulet, Paula Denum, Jacob Denum, Lisa Miles, Brenda Adcock, Quinton Cox, Charles Crabtree, Tyson Martin, Kenny Robertson, Jerry Collins, Nathan Easton, Misty Oliver, Joe Easton, Teresa Brejnik, Gary Hatten, Suzanne Hatten, Steve Long, Lance Johns, Jan Johns, Marvin Casady, Betty Lindsey, Fred Lindsey, Randy Jennings, Cris Stallings, Paul Beck, Rick Smith, Cathy Smith, Patrick Miller, Elizabeth Easton, Jonne Slemons, Jeremy VanMeter, David Callaway, David Kinnison, Teri Kinnison, Barb Callaway, Susan Legaard, Charlie Trump, Cliff Addison, Zac Wilson, Richard Easton, Randall Mann, Rick Clark, Nita Schroff, Jonathan Meyer, Wray Kiralfy, and Becky Turley.

Meeting Called To Order Mayor Joseph Johnson called meeting to order at 5:30 p.m.

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

Approve Agenda Mayor Joseph Johnson called for a motion for approval or amending of the agenda.

Motion made by Alderman Gene Ishmael to approve the agenda as presented and seconded by Alderman Randy Brejnik.

Miles – Aye Williams – Aye
Brejnik – Aye Ishmael – Aye

Approve Bills Mayor Joseph Johnson 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 as presented and seconded by Alderman Todd Williams.

Miles - Aye Williams – Aye
Brejnik - Aye Ishmael – Aye

Central Bank of Midwest	10,146.71	Carter-Waters LLC	2,307.75
UMB HSA Account	991.60	Cintas Inc	431.58
Aflac	989.52	City of Bethany	12,755.69
Liberty National	648.48	Cole Hardware	211.88
Acco	2,143.01	Commerce Bank	288.87
Anderson, Charles Roy	575.00	Community Wholesale Tire	505.80
Bethany Building Center	361.24	DeRossett Co	1,299.07
Bethany Medical Clinic	205.00	Ed M. Feld Equipment Co	1,120.23
Bethany Printing Co	87.36	Elecsys International Corp	24.00
BSN Sports Collegiate Pac	45.09	Federated insurance	15,735.42

Fonseca, Brian	375.00	Missouri Sales Use Tax	14,753.75
Gaines, Casey Tanner	575.00	Norris Quarries LLC	857.42
Galls LLC	145.10	O'Reilly Automotive	40.84
Grainger	149.45	Pettijohn Auto Center	27.86
Grand River Mutual Tele	1,261.15	Petty Cash	157.88
Groebner & Associates	544.92	Prinsco	380.40
H*D Supply Waterworks	5,316.60	Quality Chemical Co Midwest	140.88
Harrison County Ad-Visor	65.45	Randy's Auto Service	59.95
Harrison County Ad-Visor	94.00	Remmers Design	2,032.45
Heiman Inc	295.00	Snyder & Associates	7,800.88
Hoover Fence Co	17,673.20	Stacy Multi-Purpose Center	100.00
Hoover, Brenda	405.00	Stallings Law Office	78.00
Information Technologies	1,404.00	Trenton Coca-Cola Bottling Co	3,201.36
Jeff Ellis & Associates	124.00	U.S. Foodservice Inc	1,768.89
Jennings, Charles L.	120.00	Verizon Wireless	201.18
John Deere Financial	677.58	Wahoo Concrete Products	615.63
K-5 Window Cleaning	45.00	Wal-Mart	2,383.95
Kriz Davis Company	60,003.82	Walden, Taylor	150.00
Lifeguard Store Inc, The	66.20	McLain, Renee	82.78
Mailfinance Inc	288.00	Kirk, Lisa	60.86
Michelle Thomas	523.18	Russell Stovers Candies Inc	113.38
Michelle Thomas	1,244.04	Weiss-Osborn, Jessica	309.18
Mirma	104,100.00	Scott, Joan K	247.19
Missouri Assoc of Nat Gas	180.00	Kerns, Rachelle	247.79
Missouri Dept of Revenue	964.00	Rumpf, Jacob	166.76
Missouri Dept of Revenue	1,210.00	Comer, Hailey	250.00
Missouri Lagers	8,140.24	Carpenter, Courtney	113.49
Missouri One Call System	93.60	Petty Cash – Gym	3,965.00

Total \$297,264.58

Payroll
5-27-16

Johnson, Cathy	941.62	Alborn, Andrew	146.32
Jennings, Randy	838.44	Denum, Jacob	187.84
Russell, Melvin	693.11	Doll, Jacob	796.18
Russell, Robert	911.55	Lykins, Michael	775.16
Brown, Johnathan	805.40	Addison, Michael	307.73
Stottlemeyer, Lela	157.73	Lehleitner, Janee	575.79
Gard, Paul	981.99	Wooderson, Karen	105.05
Sunderland, Brady	208.34	Hinkle, Judith	131.31
VanHorne, Daniel	33.56	Sanders, Linda	220.19
Whitney, Elizabeth	65.34	Robertson, Kenneth	880.13
Jennings, Griffin	65.34	Willis, Brian	827.86
Kirk, Taya	65.34	Clemmons, Ted	974.15
Lisle, Madison	65.34	Puffer, Toby	768.19
Johnson, Amy	153.56	Doolittle, Jennifer	116.83
Clawson, Nicole	196.25	Thomas, Mattison	65.34
Davidson, Colton	33.56	Thomas, Wyatt	76.88
Doll, Mason	151.98	Gannan, Zachary	76.88
Hagler, Janelle	4,492.16	Carmichael, Ryan	33.56
Schroff, Jaunita	1,133.53	Peterson, Sydney	33.56
Turley, Rebekah	957.29	Peterson, Paige	33.56
Ellis, Joyce	761.23	Williams, Hannah	33.56
Groom, Brian	1,058.37	Doty, Emily	33.56
Holloway, Bryan	1,019.90	Billups, Ethan	65.34
Wills, Jesse	320.69	Thomas, Michelle	1,070.70
Parkhurst, Aaron	997.24	Willis, Jennie	719.29
Rimmer, Eric	1,044.01	Kohler, Ann	370.52

ING Life Insurance	960.00	BTC Bank	9,436.25
Total \$37,974.60			

Approve Minutes / Mayor Joseph Johnson called for approval or correction of the minutes of
May 16, 2016 May 16, 2016.

Motion made by Alderman Todd Williams to approve the May 16, 2016 council minutes and seconded by Alderman Steve Miles.

Miles – Aye	Williams – Aye
Brejnik – Aye	Ishmael – Aye

Constellation Presentation / Rob Gremminger from Constellation gave a presentation on the
Increase of Natural anticipated increase of natural gas prices. Mr. Gremminger said the gas
Gas Prices supplies are beginning to tighten and could cause prices to rise at a
moderate rate over the next several months. He further explained an
opportunity to contract at a locked in price up to five (5) years.

Bids Submitted / Kenny Robertson, Chief Electric Operator, submitted bids for a 1,000
1,000 KVA Pad KVA pad mount transformer for Prinsco. Kenny explained that Prinsco
Mount Transformer needs the transformer in 4-6 weeks and they are willing to pay half of the
for Prinsco cost. The bids submitted were Solomon for \$17,800.00 delivery in 4-6
weeks; Kriz Davis for \$14,310.00 delivery in 8-10 weeks; and Arkansas
Electric for \$13,424.00 delivery in 8-10 weeks.

Approved Solomon Motion made by Alderman Todd Williams to approve Solomon for
Bid \$17,800.00 and seconded by Alderman Steve Miles.

Miles – Aye	Williams – Aye
Brejnik – Aye	Ishmael – Aye

Replacement of 13 Kenny Robertson, Chief Electric Operator, asked for approval to replace
or 14 Electric 13 or 14 electric poles located behind Wal-Mart. Kenny explained that he
Poles Behind Wal- will be using the same contractor that is doing the light project this year.
Mart The cost will be approximate \$9,000.00 and is in the budget.

Motion made by Alderman Randy Brejnik to approve the electric poles replacement and seconded by Alderman Steve Miles.

Miles – Aye	Williams – Aye
Brejnik – Aye	Ishmael – Aye

PeopleService George Hulet, PeopleService, explained to the Council that they had
Submitted Bid/ planned for the SCADA system at the water treatment plant to be
SCADA system at completed in three phases. George told Council that after having
Water Treatment difficulties during the time the SCADA computer was off-line, proved it
Plant would be beneficial to complete the two phases. George presented
\$24,500.00 bid from System Manufacturing as a sole source provider.
The budget is \$25,000 and the cost to complete the last two phases
would be \$500.00 under budget.

Motion made by Alderman Steve Miles to approve upgrade on the SCADA by System Manufacturing at \$24,500.00 for the water treatment plant and seconded by Alderman Todd Williams.

Miles – Aye	Williams – Aye
Brejnik – Aye	Ishmael – Aye

PeopleService
Submitted Bids for
Air
Conditioner/Furnace
For Water/Sewer
Bldg

George Hulet, PeopleService, submitted bids for an air conditioner/furnace for the water/sewer building. The bids submitted were Sanders Electric for \$4,595.00; Fritzel Heating and Cooling for \$4,300.00; and Al's Heating, Cooling, & Refrigeration, Inc for \$,636.43.

Motion made by Alderman Randy Brejnik to accept Sander's Electric bid for an air conditioner/furnace at \$4,595.00 and seconded by Alderman Steve Miles.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Storm Drain Ditch of
Lowell Foley

Randy Jennings, Street Superintendent, explained to the Council that Lowell Foley would like the city to fix the storm drain ditch behind his building. Randy expressed his concern that this is on private property and the estimated cost for tubes alone is \$7,000.00 not counting the renting of equipment. The Council asked Randy to present a design and cost analysis on this problem.

Request Easement to
be Signed by Mayor
for Jerry & Linda
Collins / Connect to
City Sewer

Nita Schroff, City Clerk, told Council that Jerry and Linda Collins purchased property north of the Bethany Country Club and have been approved by Council to connect to the city sewer system. They have an easement that had been approved by Cristine Stallings, Attorney and asked for the Mayor to sign.

Motion made by Alderman Todd Williams to approve the Mayor to sign the easement for Jerry and Linda Collins and seconded by Alderman Randy Brejnik.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Proposal to use City
Money as Loan for
Completion of 39th St

Becky Turley, City Treasurer, presented a possibility to use city money as a loan for the completion of 39th Street. Becky explained that the City is getting very little interest and received approval from the auditor about the idea of loaning money to North TIF. Becky expressed the loan would be set up similar to the loan the city made to the swimming pool at 1.8% interest. The current ordinance for loaning money to TIF, states the interest rate would be 3% above the prime rate, which is 3.5% at this time and would need to be changed. The TIF attorney needs to be contacted to verify the interest that can be charged.

Alderman Steve Miles expressed that he did not think the reserves should be used like this. Alderman Ishmael explained that he was hesitant because after eight years there had not been one new building on the existing 39th Street. This statement brought responses about the recession, the increase of employment due to business changes that need to be considered. Alderman Williams did not like the idea of borrowing the funds at a possible cost of \$100,000 in interest alone. Mayor Johnson asked for a motion to use city funds to finish 39th Street. Alderman Williams asked for actual numbers and interest rate before entertaining a motion.

Debbie Nalle stated that clearly the problem is that the people feel they were lied to. The advertising for the sales tax and bond issue designated that the money would be used for resurfacing existing streets not build new ones. She did not think anyone in town is against finishing 38th Street only how it would be paid for.

City Treasurer To Find Interest Rate From TIF Attorney Alderman Todd Williams would like Becky Turley, Treasurer, to call the TIF attorney to find out the interest rate that can be set on this type of loan.

Motion made by Alderman Randy Brejnik to approve for Becky Turley to call the TIF attorney on the interest rate and seconded by Alderman Todd Williams.

Miles – Aye Williams – Aye
Brejnik – Aye Ishmael – Aye

Department Reports Mayor Joseph Johnson asked for the Department Reports.

Summer Mowing Crew Nita Schroff, City Clerk informed the council that Brady Sunderland has resigned from the mowing crew and the new hires were Teresa Reinert and Jordan Ward.

Nuisance / Pigeon Droppings At Library Parking Garage Nita Schroff, City Clerk explained that several complaints had been received concerning the pigeon droppings and nuisance. Offers have been received to place plastic to catch the droppings to purchasing an electronic owl. Information had been placed in their packets received from the USDA on different eradication methods.

Pricing on Installation of Library Ceiling Discussion held on putting up a new ceiling planned for the next year's budget with the possible need to proceed now even though it is not in the budget. Council in agreement to get pricing on installation of a metal ceiling and approved the use of pellet guns by individuals which is approved by ordinance to discharge in the city limits.

Walk Bridge not to be put on insurance schedule Nita Schroff, City Clerk gave information about the walk bridge on Main Street that is not currently on the insurance schedule. The walk bridge has liability coverage only and the council was in agreement to not put this on the insurance schedule.

Attorney Stallings to be hired for WWTP project Stan Wolfe, USDA was contacted by Nita Schroff, City Clerk. In order to proceed with the WWTP project, Cristine Stallings, Attorney for the project needed to be engaged. Ms. Schroff informed them that she had talked with Attorney Stallings and she would be willing to be the project attorney at \$175 an hour. Council agreed to provide documentation to Stan Wolfe, USDA on this arrangement.

Advertise for Job Openings Council discussed advertising for a city attorney and city administrator to be placed as soon as possible.

Hay Bid Received Nita Schroff, City Clerk, told Council that the City received one hay bid from Bradley Morgan at \$6.00 a bale.

Approved Brad Morgan Hay Bid Motion made by Alderman Randy Brejnik to approve the hay bid to Bradley Morgan at \$6.00 a bale and seconded by Alderman Steve Miles.

Miles – Aye Williams – Aye
Brejnik – Aye Ishmael – Aye

Council Reports & Comments Mayor Joe Johnson asked for the Council Reports and Comments.

Alderman Ishmael presented two ordinances for council to review Alderman Gene Ishmael presented the Council with two ordinances for consideration that he believes would be beneficial to the City. Gene told Council that the first ordinance authorizes the City to employ special counsel in case of a vacancy or assist city attorney. The

second ordinance is to employ Attorney Cristine Stallings for the wastewater treatment plant project. Nita Schroff, City Clerk, explained that the ordinances need to be posted for 24 hours and will be submitted at the next meeting.

Mayor
Correspondence &
Appointments

Mayor Joseph Johnson correspondence and appointments.

Appoint Jacob
Denum as Fire Chief

Mayor Joseph Johnson would like to appoint Jacob Denum for the Fire Chief.

Approve Appointment
of Jacob Denum as
Fire Chief

Motion made by Alderman Gene Ishmael to accept Mayor Johnson appointment for Fire Chief to Jacob Denum and seconded by Alderman Todd Williams.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Public Input

Mayor Joseph Johnson asked if there was any Public Input.

Steve Long asked if the City had enough reserve money in case of a tornado or natural disaster before making another loan.

Brenda Adcock addressed the Mayor and Council that the City of Bethany cannot grow without 39th Street being completed.

Discussion of State
Audit

Cristine Stallings asked Mayor Johnson why he would be in favor of a state audit. Mayor Johnson explained that a state audit would look at procedures and policies and would lay out a perfect planning guide which is explained on their website. Cristine believed that a state audit would cost the City of Bethany \$100,000.00 plus good and hotel. Charles Crabtree clarified that the cost would be \$35,000.00 to \$50,000.00. Mrs. Stallings asked where Mr. Crabtree came up with those numbers with Mr. Crabtree responding that he received those numbers from the State Auditor's office.

Question Raised –
What Streets to be
completed If bond
Money is not used for
39th St

Jeremy VanMeter asked Mayor Joseph Johnson what additional streets the street department would improve this year if the bond money is not going toward 39th Street. Mayor Joseph Johnson replied that the decision had not been determined at this time.

Paul Beck asked Mayor Joseph Johnson why he lied to his wife. Mayor Johnson replied that he never lied to Cristine Stallings. In an outburst, Cristine Stallings expressed discontent with Mayor Johnson explaining that he had asked her to write a resignation letter for him because of his health and now he was not going to resign. Mayor Joseph Johnson replied that because his health was better since he had asked for that request, he had changed his mind. Ms. Stallings aggressively called Mayor Joseph Johnson a liar and addressed the room full of people of the same.

Alderman Williams
asked for Mayor
Johnson Resignation

Motion made by Alderman Todd Williams to ask Mayor Joseph Johnson for his resignation and seconded by Alderman Steve Miles. Alderman Randy Brejnik responded that the reaction of the people was shameful and to give the new Mayor and Councilmen a chance.

Miles – Aye
Brejnik – Nay

Williams – Aye
Ishmael – Nay

Alderman Steve Miles said that Callaway Farms has invested a lot of money into 39th Street and feels bad this has happened. Alderman Miles further explained that the city had an agreement with Mr. Callaway for two years and thought that the arrangement should be upheld.

Don Craig countered that the agreement was to use bond money to repair existing streets not build new ones.

Mayor Johnson
Resigns

Mayor Joseph Johnson read and signed his resignation effective after the executive session.

Closed Session

Motion made by Alderman Todd Williams to go into closed session for personnel at 7:40 p.m. and seconded by Alderman Steve Miles.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

OPEN SESSION

Adjournment

Motion made by Alderman Randy Brejnik to adjourn meeting at 8:11 p.m. and seconded by Alderman Steve Miles.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Joseph S. Johnson, Mayor

ATTEST:

Nita Schroff, City Clerk