

REGULAR COUNCIL MEETING

November 7, 2016

The Board of Aldermen met in regular session with Mayor R.E. Graner at City Hall, 206 North 16th Street, on Monday, November 7, 2016 at 5:30 p.m.

Present: Graner, Ishmael, Brejnik, Williams, Miles

Absent: none

Others Present: Jonne Slemmons, Nita Schroff, Tara Walker, Jerry Collins, Charles Crabtree, Stuart Johnson, Lance Johns, Jan Johns, George Hulet, Rick Smith, Ron Urton, Shannon Howe, and Phil Conger.

Meeting Called To Order Mayor R. E. Graner called meeting to order at 5:30 p.m.

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

Approve Agenda Mayor R.E. Graner called for a motion for approval or amending of the agenda.

Amend Agenda – closed session for legal not personnel Mayor R. E. Graner asked Administrator Jonne Slemmons if the closed session should be changed to legal and Administrator Jonne Slemmons replied yes.

Motion made by Alderman Todd Williams to approve the agenda with the closed session as legal instead of personnel and seconded by Alderman Steve Miles.

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

Approve Bills Mayor R. E. Graner asked if there were any questions on bills presented for payment and if not, a motion to approve the bills.

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

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

Advanced Tire	170.00	Cintas Inc	353.63
Andereck, Evans, Johnson	3,218.34	City of Bethany	11,555.21
Bethany Building Center	248.18	Cole Hardware	13.99
Bethany Medical Clinic	125.00	Commerce Bank	270.11
Bethany Printing Company	28.80	Constellation Newenergy	46,255.93
Blessing, Norman	1,800.00	Ed M. Feld Equipment	1,283.60
BOKF NA	28,936.25	Elecsys International Corp	24.00
BSN Sports Collegiate Pac	159.72	Fonseca, Brian	375.00
CarQuest Auto Parts	639.38	General Code	1,202.40
Carter-Waters LLC	2,123.13	Grand River Mutual Tele	1,217.44
Central Bank of the Midwest	9,982.21	Great Northwest Day	430.00
CES Industrial Piping Supply	1,265.00	Grundy Electric Coop Inc	434.00
Cevet Tree Care	12,480.00	H*D Supply Waterworks	280.52

Harrison Co Ad-Visor	46.20	Missouri Narcotic Officer's	175.00
Harrison Co Treasurer	3,427.80	Missouri One Call System	74.10
Hoover, Brenda	105.00	Missouri Sales Use Tax	18,219.28
Industrial Sales Co Inc	267.31	Nail Excavating	20,232.00
Irby Electrical	736.42	O'Reilly Automotive	228.47
Jennings, Charles L.	122.41	Olsson Associates	3,379.80
John Deere Financial	642.94	PeopleService Inc	53,870.00
KGM	10,466.21	POIYFL	217.50
Kriz-Davis	1,193.16	Porter Trash Service	13,613.35
Maryville Typewriter	66.15	R/S Electric Utility Services	10,150.07
Blessing, Dixie	169.32	Remmers Design	30.00
Jay Hemenway	150.00	Ricoh USA Program	128.20
Miller, Dorothy	104.70	Sanders Electric Heating & Ac	25.50
Ruch, Stephanie	242.79	Tekcollect Incorporated	255.75
Seeley, Jeff & Jenni	598.02	The Armory	107.90
Singleton, Adam	166.96	Tyler Technologies	5,348.23
Tovar, Alejandro	154.69	Utility Consultants	125.00
Updegraff, Charles	1.09	Verizon Wireless	259.38
Weller, Becky	69.65	Wahoo Concrete Products	697.88
Wells, Carol	176.09	Wal-Mart	822.98
Missouri Dept of Revenue	2,041.00	Winners Circle	41.00
Missouri Joint Mun Elect	249,269.54		

Total \$523,090.68

Payroll
10-28-16

Johnson, Cathy	889.55	Wills, Jesse	166.23
Jennings, Randy	773.50	Parkhurst, Aaron	947.24
Russell, Melvin	593.50	Rimmer, Eric	970.55
Russell, Robert	857.67	Alborn, Andrew	1,040.87
Bennett, Charlie	282.68	Denum, Jacob	430.71
Brown, Johnathan	753.53	Gannan, John	638.38
Dryer, Gary	2,429.20	Lykins, Michael	950.96
Sowder, Fred	2,429.20	Lehleitner, Janee	514.97
Stottlemeyer, Lela	261.23	Hinkle, Judith	127.27
Gard, Paul	918.95	Sanders, Linda	194.86
Davidson, Colton	31.80	Robertson, Kenneth	816.38
Doll, Mason	30.02	Willis, Brian	785.03
Clawson, Nicole	117.74	Clemmons, Ted	977.71
Johns, Gavin	93.71	Puffer, Toby	707.68
Ellis, Cole	90.08	Thomas, Michelle	1,005.24
Slemons, Jonne	1,616.73	Willis, Jennie	661.68
Schroff, Jaunita	1,069.79	Kohler, Ann	356.71
Anderson, Trayce	1,096.51	Sweat, Morganne	93.61
Ellis, Joyce	726.70	Voya Financial	745.00
Groom, Brian	988.68	BTC Bank	9,415.85
Holloway, Bryan	1,125.61		

Total \$38,723.31

Approve Oct 17, 2016 Regular Minutes Mayor R. E. Graner called for approval or correction of the regular minutes of October 17, 2016.

Motion made by Alderman Steve Miles to approve the regular minutes of October 17, 2016 and seconded by Alderman Todd Williams.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Approve Oct 27, 2016 Special Minutes Mayor R. E. Graner called for approval or correction of the special council minutes of October 27, 2016.

Amend Oct 27 minutes Alderman Gene Ishmael replied that Lot 1 needs to be Lot 4 on the Theresa Henson property.

Motion made by Alderman Todd Williams to approve the special council minutes of October 27, 2016 with the change of Lot 1 to Lot 4 and seconded by Alderman Randy Brejnik.

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

Public Input Mayor R. E. Graner asked for Public Input.

Stuart Johnson asked Council what was discussed at the special council meeting on October 27, 2016. Mayor R. E. Graner replied to authorize Theresa Henson to pour a concrete slab and installation of heat pumps for her new house on Hub Club Drive.

Mayor R. E. Graner asked if there was any discussion on the jake brake ordinance.

Alderman Todd Williams would like Administrator Jonne Slemmons to deliver a copy of the ordinance to MFA Agri and Gages businesses.

Bill #1247 – Jake Brakes Prohibited Bill #1247, AN ORDINANCE ADDING A NEW SECTION 380.240 ENTITLED “USE OF ENGINE BRAKING DEVICES (JAKE BRAKES) PROHIBITED – WHEN” OF ARTICLE II ENTITLED, “OTHER VEHICLE EQUIPMENT” OF CHAPTER 380 ENTITLED “VEHICLE EQUIPMENT” OF TITLE III ENTITLED “TRAFFIC CODE” OF THE BETHANY CITY CODE, was introduced by title by Mayor R. E. Graner for its first reading.

Motion made by Alderman Todd Williams to approve the first reading of Bill #1247 and seconded by Alderman Gene Ishmael.

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

Mayor R. E. Graner read Bill #1247 by title for its second and final reading.

Adopt Ordinance #1247 – Jake Brakes Prohibited Motion made by Alderman Steve Miles to approve the second and final reading of Bill #1247 and to adopt as Ordinance #1247 and seconded by Alderman Todd Williams.

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

Mayor R. E. Graner asked for City Attorney Tara Walker’s presentation.

Changes in Municipal Court System Tara Walker, City Attorney, told Council that there have been new changes in the Municipal Court System because of the Ferguson ordeal. The courts cannot put people in jail for not paying fines and cannot charge them more than \$225.00 in fines. Tara Walker replied that she had spent all day on Friday in meetings and that they are making everyone put their cases on the internet. The court clerk needs to be an independent entity and be located in a different building. Tara Walker said that no discussions need to be made at this time but wanted the Council to be aware of some of the changes.

Admn & Dept Reports Mayor R. E. Graner asked for the Administrator and Department Reports.

Check Valve in main lift station needs replaced George Hulet, PeopleServices, told Council that the check valve in the main lift station at the plant is in need of replacement or possible rebuild. The cost to replace and troubleshooting will be \$6,700.00.

Approve repair of check valve Motion made by Alderman Steve Miles to approve the expenditure for the repair of the valve and seconded by Alderman Todd Williams.

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

PeopleService ask for approval on next year's engineering for water line replacement for Highland St George Hulet, PeopleServices, would like approval from the Council to go forward with next year's engineering on replacing the water line on Highland Street in the Broyles Addition. George would like this engineering completed and so the project can start in the Spring so the road can be done with this year's street project. The budget amount for engineering is \$5,000.00. George talked with Doug Shultz and he estimated the cost between \$1,500.00 and \$3,750.00.

Motion made by Alderman Randy Brejnik to authorize engineering to be done on Highland Street for next year's project and seconded by Alderman Todd Williams.

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

Snyder & Assoc. engineer est. around \$15,000 to complete 39th St Administrator Jonne Slemmons told Council she received an e-mail from Andy Macias, Snyder & Associates that the engineering will be estimated around \$15,000.00 to complete 39th Street. Administrator Jonne Slemmons told Council that the engineering is currently over budget and needs approval for this expenditure.

Motion made by Alderman Todd Williams to approve the inspection services for North TIF and seconded by Alderman Randy Brejnik.

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

Administrator Jonne Slemmons told Council that the FEMA project on Bartlett Street was originally approved for \$16,861.00. The revised project request was submitted and after several delays and extensions, was denied. Administrator Jonne Slemmons will not be appealing the denial since we can only meet one of the five criteria.

Planning & Zoning recommend approval of Dustman Subdivision Administrator Jonne Slemmons told Council that the Planning and Zoning Commission met on Tuesday, November 1, 2016 and voted to recommend approval of both the Preliminary and final plats on the Dustman Subdivision.

Access for Dustman Subdivision will be on 23rd St Alderman Gene Ishmael and Alderman Steve Miles asked Ron Urton questions on the access to the Dustman Subdivision and the zoning of the property. Ron Urton, Howe's Engineering, replied that the access will be on 23rd Street, Highway 136 and by Crestview. The zoning was highway business and R-2.

Approve prelim & final plats for Dustman Subdivision Motion made by Alderman Gene Ishmael to approve the Preliminary and Final plats for the Dustman Subdivision and seconded by Alderman Randy Brejnik.

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

Discussion held on South TIF Administrator Jonne Slemmons would like to discuss the South TIF. The TIF Board met on Thursday, November 3, 2016 to review the current project. The two property owners, Bob Butler and Mike and Sherri Bain, have signed the easements. The project schedule indicates completion can be done by the end of October 2017, if the project is allowed to move ahead immediately. The South TIF will have extra funds that might cover including sidewalks along 30th Street. Alderman Todd Williams asked if moving the road closer to the bank was considered. Administrator Jonne Slemmons said that the only option was to go straight with the road because there was not time to amend the plans. Mayor R. E. Graner mentioned that Attorney Robert Cowherd said that the bills could be prepaid to use the funds before expired deadline. Alderman Steve Miles said that it was just like 39th Street, the Council spent the money they had then completed it when the funds were available.

Approve Design & proceed forward with South TIF project Motion made by Alderman Randy Brejnik to approve the design and to proceed forward with the project and seconded by Alderman Todd Williams.

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

Lake Improvement Project – DNR expects approval by end of November Administrator Jonne Slemmons told Council that the Lake Improvement project was submittal from the engineer to DNR. DNR expects approval of the project and grant by the end of November. The City will start work that qualifies as “In Kind” work can be credited to our share of the project costs. Most of the City work will consist of grading and placing gravel. The engineer will meet on site with our Street Department to coordinate this work ahead of the contractor.

TAP project progress Administrator Jonne Slemmons told Council that one of the two people has agreed to sign the TAP project. The other person would like proof of signature of Matt Maize before signing.

Street striping complete The street stripers have completed the project and payment has been made. The total cost of labor and paint is \$7,000.00 compared to the \$21,000.00 bid that was received.

Great Northwest Days in Jefferson City January 2017 Administrator Jonne Slemmons has registered to attend the Great Northwest Days in Jefferson City on January 2017. The County and City will split the \$600.00 contribution for participating fee. If anyone is interest in attending and has any ideas for the booth theme please let Administrator Jonne Slemmons know.

MO Photoshop coming to Bethany Missouri Photoshop will be making trips to visit Bethany on November 17, 2016. Administrator Jonne Slemmons said that the event will bring significant business to Bethany.

Brendan Hemenway to repair all picnic tables at new City Lake	Brendan Hemenway has offered to repair all picnic tables at the New City lake. The City will cover the cost of materials at \$348.80. Brendan will be taking photos of his project at various stages of completion and will make a presentation to the Council when it is completed.
Country Club Golf Course lease expired	The Country Club Golf Course lease expired on November 2014. Administrator Jonne Slemons said the cost is \$1.00 and she will be working on renewing the lease. Administrator Jonne Slemons told Council that Christmas and New Year's fall on Sunday and they are paid holidays for the City employees. If approved, the City will add to our traditional Christmas advertisements that City Hall Office will be closed on those days.
Jacob Denum asked to hold second job with NTA to keep cert current	Administrator Jonne Slemons would like the Council to approve Jacob Denum to hold a second job at NTA to keep his certification current, if it does not interfere with the City regular work hours. Alderman Todd Williams asked how many hours that requires. Administrator Jonne Slemons replied she did not know but she would find out. The Council made no decision at this time.
Holiday Shopping event to be held at Gym	The Park and Recreation has been busy with the Memorial Ballfield. Michelle Schroff is planning a holiday shopping event on Saturday, November 26, 2016 at the gym from 10:00 a.m. to Noon. Alderman Randy Brejnik asked if the school donated any money for any expenses on the field. Administrator Jonne Slemons told Council that she could ask Michelle to attend a meeting to answer any questions.
Fire Truck that is out of service	Alderman Gene Ishmael asked about the fire truck that is out of service. Alderman Todd Williams replied that the part they are looking for needs to be rebuilt because of the age of the truck.
Estimates on door at Fire Station that was hit by a fire truck	Administrator Jonne Slemons reported that a volunteer fireman accidentally hit the door with the top of the fire truck while they were leaving for a fire. The door was damaged and the City is getting estimates to repair.
Sales Tax down \$6,400 from a yr ago	Mayor R. E. Graner commented that the sales tax was down about \$6,400.00 from a year ago.
Council Reports & Comments	Mayor R. E. Graner asked for Council Reports and Comments. No Council Reports and Comments at this time.
Mayor Correspondence & Appointments	Mayor R. E. Graner correspondence and appointments. Mayor R. E. Graner has no correspondence and appointments at this time.
Closed Session	Motion made by Alderman Gene Ishmael to go into closed session for legal at 6:40 p.m. and seconded by Alderman Todd Williams.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

Open Session

Adjournment Motion made by Alderman Todd Williams to adjourn at 6:55 p.m. and seconded by Alderman Randy Brejnik.

Miles – Aye
Brejnik – Aye

Williams – Aye
Ishmael – Aye

R.E. Graner, Mayor

ATTEST:

Nita Schroff, City Clerk