

REGULAR COUNCIL MEETING

May 6th, 2019

The Board of Aldermen met in Regular Session with Mayor Jonne Slemons at City Hall, 206 North 16th Street, on Monday, May 6th, 2019 at 5:30 p.m.

Present: Slemons, Crabtree, Johns, Brejnik, Mann

Absent: None

Others Present: Tara Walker, Jacob Taylor, Jan Johns, Truman Doolittle, Phil Conger, Jerry Collins, Amber Hoyle, Leon Jincks, Javier Jincks, Juanita Jincks, David Kinnison, Norman Newlin, Kenny Robertson, Larry Hyre, Michael Lykins, Stuart Johnson, Joe Trainer, and Phil Conger.

Meeting Called To Order Mayor Jonne Slemons called the meeting to order at 5:30 p.m.

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

Approve Agenda Mayor Jonne Slemons called for a motion to approve or amend the agenda.

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

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

Approve Bills Mayor Jonne Slemons called for a motion to approve or amend the bills.

Alderman Charles Crabtree inquired about the bills for BOKF and Tyler.

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

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

4-24-19

Jesh Hummer 235.17

Total \$235.17

5-06-19

Bethany Building Center	2,729.95	Mailfinance Inc.	350.40
Bethany Printing	547.60	Mid – America Pump	7,940.58
Bethany Tire	5.00	Midland Gis Solutions	2,400.00
BOKF NA	251,018.75	MPR	22,484.14
Border States	2,011.47	MDR	1,984.00
BSN Sports	46.68	MO One Call System	65.00
Carquest Auto	1,488.88	Nita Schroff	434.10
Cintas Inc.	273.39	O'Reilly Auto	44.94
COB (Utility)	13,837.36	Peopleservice Inc.	57,504.00
Cole Hardware	26.22	Petty Cash	20.00
Don's Jons LLC	350.00	Petty Cash – Gym	85.00
Elecsys International	24.00	Porter Trash	1,157.17
ESO Firehouse Software	675.00	Quill Corporation	186.40
Richard V Fink	75.00	Remmers Design	70.00
Fischer Concrete	594.45	Sander's Electric	397.00
Brian Fonseca	375.00	Michelle Schroff	107.52
Game Time Athletics	790.00	Michael Spurling	18,000.00
Gamers Palace	694.92	The Armory	174.70
Greentouch	2,266.00	TL Walker Law	2,820.00
Harrison Co Advisor	56.70	Tyler Tech	3,745.64
Harrison Co Treasurer	3,125.00	Verizon Wirelss	527.21
Harrison Co Treasurer	2,962.80	Walmart	856.69
Harrison Co Treasurer	313.20	Liberty National	672.18
Howe Co LLC	10,038.88	MO Lagers	8,401.32
Deana Hudlemeyer	120.00	SYNCB/Amazon	442.61
J & G Metal Shop	130.00	AFLAC	954.39
Charles Jennings	60.00	Central Bank	7,617.78
John Deere Financial	80.13	USDA Loan (WWTP PYMT)	14,051.00
John Deere Financial	185.10		

Total \$ 469,011.23

5/13/19

Metal Culverts Inc.	10,290.00	Ellis Tire	17.99
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Total \$ 10,307.99

5/7/19

Debbie Duley	150.80	Carrie Moad	39.57
Lee Roy Hale	57.15	Thomas Verive	197.26
Maggie Jennings	90.03		

Total \$534.81

4/26/19

Jaunita E Schroff	1,224.59	Curtis D Carlson	847.60
Rebekah D Turley	416.37	Janee A Lehleitner	346.67
Leslie S Groom	885.96	Judith A Hinkle	128.14
Amber M Hoyle	1,127.85	Linda L Sanders	209.59
Norman L Newlin	919.13	Michael R Lykins	1,019.15
Brian S Groom	1,294.83	Michael S Addison	57.71
Bryan E Holloway	1,240.53	Michelle Schroff	1,069.06
Andrew J Alborn	962.50	Shiloh G Peters	640.24
Trevor A Place	985.37	Lindsey Renne	288.83
Brandon T York	977.50	Coby J Israel	39.71
Jesse M Miller	1,050.73	Gavin R Johns	77.43
Randall J Mann	138.52	Griffin L Jennings	113.17
Randall G Brejnik	138.52	Alondra Dianas	278.42
Lance Johns	138.52	Cathy M Johnson	1,046.24
Charles L Crabtree	138.52	Johnathan M Brown	833.99
Jonne D Slemons	269.36	Randy W Jennings	1,102.59
Jacob R Taylor	1,744.18	Robert W Russell	985.44
Kenneth D Robertson	746.91	Charlie D Bennett	906.91
Jesse M Sanders	822.05	Brian K Jennings	860.12
Brian J Willis	1,004.85	Paul L Gard	1,071.37
Toby J Puffer	942.02	Lela A Stottlemeyer	334.54
Derek S McClure	886.16	Maggie Jennings	263.72
David Kinnison	712.10		

Total \$ 31,287.71

Approve Minutes Mayor Jonne Slemons stated that Caleb Slemons should be added to the "others present" and called for a motion to amend and approve the minutes of the April 15th, 2019 meeting.

Motion made by Alderman Charles Crabtree to approve the corrected minutes of April 15th, 2019 and seconded by Alderman Lance Johns.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Bill #1318 Mayor Jonne Slemons asked Administrator Jake Taylor if the Bill had been posted for 24 hours. Administrator Jake Taylor responded yes.

AN ORDINANCE OF THE CITY OF BETHANY, MISSOURI REPEALING SECTION 222.030 ENTITLED "OPEN STORAGE OF INOPERABLE VEHICLES OR PUBLIC SAFETY HAZARDS PROHIBITED" AND ENACTING A NEW SECTION 222.030 ENTITLED "UNREGISTERED MOTOR VEHICLES" OF CHAPTER 222 ENTITLED "ABANDONED PROPERTY" OF TITLE II ENTITLED "PUBLIC SAFETY, HEALTH AND WELFARE" OF THE BETHANY CITY CODE, was read by title only by Mayor Jonne Slemons for the first reading.

Motion made by Alderman Lance Johns and seconded by Alderman Randy Mann to approve the first reading of Bill #1318.

Mann – Aye
Brejnik - Nay

Johns - Aye
Crabtree – Aye

Alderman Lance Johns asked Alderman Randy Brejnik why he voted no. Alderman Randy Brejnik replied that he just didn't like the bill.

Administrator Jake Taylor stated that a change was made that accomodated people doing mechanic work.

Alderman Lance Johns asked Truman Doolittle if he had read the bill. Mr. Doolittle stated that he thinks one car is fair.

Code Enforcer Norman Newlin stated that the vehicle must be road-worthy.

Alderman Randy Mann inquired about a time frame. Attorney Tara Walker specified that the vehicle should be free of weeds.

Mayor Jonne Slemons read Bill #1318 by title only for the second and final reading.

Motion made by Alderman Charles Crabtree to approve the second and final reading of Bill #1318 and seconded by Alderman Lance Johns.

Mann – Aye
Brejnik - Nay

Johns - Aye
Crabtree – Aye

Public Input

Jerry Collins informed the Council that the Minutes of the March 4th meeting have still not been posted and the Agenda for the current meeting was not posted either.

Larry Hyre stated that he lives at 1212 S 7th St and he has an issue with the culvert in his driveway. He would like the Street Department to put riprap all the way around.

Larry Hyre also noticed that the semi drivers delivering to Bethany Care Center are tearing up the street. He asked if it would be possible for Bethany Care Center to make an area for the trucks to turn around.

Administrator Jake Taylor will follow-up on the issues.

Admin Report

City Hall Repairs

Contractor Michael Spurling suggested that we put Smart Siding on the back wall for an additional \$1,166.

Mayor Jonne Slemons asked what the total budget was and Administrator Jake Taylor responded that it is budgeted at \$32,000.

Administrator Jake Taylor stated that we are currently over budget, at \$34,800 but the difference can be taken out of the interior repair budget.

Motion made by Alderman Charles Crabtree to put Smart Siding on the back wall and seconded by Alderman Randy Brejnik.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Close Street

Administrator Jake Taylor told the Council that we had a request to close 15th Street between Central and Main on Saturday, July 27th from 7am to 11pm for a 5k run, street dance, etc.

Alderman Randy Mann made a motion to close 15th Street between Central

and Main on Saturday, July 27th from 7am to 11pm and the motion was seconded by Alderman Lance Johns.

Mann - Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

- Electric Truck Administrator Jake Taylor told the Council that Altec is suggesting a backup camera for the new bucket truck at an additional cost of \$950. No objections were made.
- Fire Truck Administrator Jake Taylor and Attorney Tara Walker both stated there is no update on the purchase of the fire truck. Mayor Jonne Slemons asked them to follow up.
- Health & Wellness Administrator Jake Taylor reported that he attended the monthly meeting for the Health and Wellness Coalition.
- Emergency Services Drill Administrator Jake Taylor reported that the City's Police and Fire Departments participated in the emergency services drill on April 17th. Detailed notes were included in the packet.
- Nuisance Procedures Administrator Jake Taylor reported that roughly 1/5 of the recipients of the Nuisance letters have not complied with the request. Administrator Jake Taylor suggests that Code Enforcer Norman Newman fill out tickets for the police to sign and deliver when a person has not complied with the initial request.
- Attorney Tara Walker explained a process alternative to the police issuing tickets. Code Inspector Norman Newlin will fill out a form to give to Attorney Tara Walker and she will issue the tickets.
- Mayor Jonne Slemons asked Attorney Tara Walker how much additional time this would take her. Attorney Tara Walker stated that it would take some additional time for the staff in her office but most of the work will be done by Code Enforcer Norman Newlin.
- Code Enforcer Norman Newlin recapped the current case that is in court. Then stated that he is on board with whatever the Council decides.
- Mayor Jonne Slemons stated that she is in favor of the procedures outlined by Attorney Tara Walker because involving the police tends to escalate the issue.
- Alderman Randy Brejnik expressed concern about the cost associated with Attorney Tara Walker's time.
- Attorney Tara Walker told the Council that in the near future all charges will be required to be filed by the Prosecutor instead of court clerks.
- Alderman Randy Brejnik asked what happens if the offender doesn't comply. Attorney Tara Walker stated that they would be fined.
- Larry Hyre asked if the right-of-way is the city's property.
- Juanita Jincks asked if the City had the right to mow an individual's property and bill the owner.
- Alderman Randy Brejnik stated that everyone is responsible for their own property.
- Alderman Charles Crabtree asked what can be done about the issues that are on the list and have been since January.

Michael Lykins stated that his neighbor's house burnt four or five years ago and nothing has been done about it. The property is located at 707 S 18th Street.

Mayor Jonne Slemons called for a motion regarding the nuisance procedures.

Alderman Lance Johns made a motion to go with Attorney Tara Walker's procedures for issuing/enforcing the nuisance process and the motion was seconded by Alderman Randy Mann.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Administrator Jake Taylor to follow-up with Attorney Tara Walker to get the forms set up.

Merry-Go-Round Administrator Jake Taylor recapped the steps that were taken regarding the removal of the Merry-Go-Round at the park. The Merry-Go-Round has since been purchased and will be located at the NTA ambulance barn.

TAP Grant Administrator Jake Taylor reported that the TAP Grant funding will be spread out over two years. He also stated that the design and bidding fee is capped at \$31,800 and the construction, observation and admin fee is capped at \$21,320.

Alderman Randy Brejnik made a motion to enter into an engineering contract with Howe Company for the 2019 TAP Project and the motion was seconded by Alderman Randy Mann.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Abstain

Mayor Jonne Slemons asked Alderman Charles Crabtree why he abstained and he responded that as he has stated before, he believes sidewalks are needed worse in other parts of town.

Economic Development Administrator Jake Taylor reported to the Council that Troy Smith with Century 21 has purchased the Taco Bell/KFC building. He also stated that he has sent over our Retail Market Study as well as our Hotel Feasibility Study to assist him in finding a suitable business to occupy that space.

Water Main Engineering Administrator Jake Taylor reported that Howe Company is in the final review process of the engineering for the 2019 Water Main Project.

Street Paving Project Administrator Jake Taylor reported that the 2019 Street Paving Project is scheduled to begin the week of May 26th.

Roof Repairs Administrator Jake Taylor reported that Building Inspector Norman Newlin has made repairs to the Street Department building after strong winds had damaged part of the roof over the office.

Building Inspector Norman Newlin stated that there was no water in the office during the last rain.

Building Inspector Norman Newlin also stated that he will be sealing the roof on the library in the near future as weather permits.

Gas/Electric Department Building Administrator Jake Taylor stated that Alderman Charles Crabtree had suggested that after the Street Department moves to the current Gas/Electric building, we should move the compost pile to the Street

Department's current location.

Administrator Jake Taylor told the Council that Building Inspector Norman Newlin and Electric Superintendent Kenny Robertson reviewed the bids for the new Gas/Electric building and the low bid for the construction was received from Spurling Construction in the amount of \$339,510.68. Their recommendation is to go with Spurling Construction. Other bids were received by Joe Trainer in the amount of \$345,667.25 and Bradley Morgan in the amount of \$348,067.25.

Administrator Jake Taylor also reported that only one bid was received for the excavation work and that was from Rick Findley in the amount of \$43,957.10.

Alderman Lance Johns made a motion to accept the bids from Spurling Construction and Rick Findley and the motion was seconded by Alderman Randy Mann.

Alderman Charles Crabtree expressed concern regarding the proposed sight. He thinks the issue should be tabled.

Mayor Jonne Slemons asked Administrator Jake Taylor how long the bids are good. She then said we have been looking at this for some time so we should go ahead and vote.

Joe Trainer asked about the bids including the guttering. Administrator Jake Taylor stated that the amount that was included in Spurling's bid for the guttering was not considered because it was not listed in the bid packet or included by the other bidders.

Joe Trainer then asked about the drains. Mike Spurling stated that he called the company to confirm trench drains were required, even though it was not in the bid.

Joe Trainer expressed concern about the work done by the person that got the concrete bid. Mayor Jonne Slemons expressed her gratitude to Mr. Trainer for bringing this to the City's attention.

Alderman Randy Brejnik asked about whether or not the concrete man would be available for the project. He then asked if anyone was concerned about the amount of fill needed for the project.

Building Inspector Norman Newlin assured the Council that he would stay on top of it.

Electric Superintendent Kenny Robertson said that Rick Findley knows what he is doing.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Nay

Mowing

Administrator Jake Taylor stated that we received three applications for the mowing crew and one bid from Robert Huffman in the amount of \$30,625. Administrator Jake Taylor stated that it is his recommendation to hire the three applicants at 30 hours per week, \$10 per hour, for 12 weeks for a total of \$10,800. He also recommended that we purchase a lawn mower from Ag Power in the amount of \$3650 (after trade-in), as they are the low bidder. Other bids were received from Ellis Tire in the amount of \$10,175 and Orscheln's in the amount of \$6,499.

Mayor Jonne Slemons asked if the budget included a mower and Electric Superintendent Kenny Robertson said yes.

Alderman Randy Brejnik made a motion to hire the three applicants and purchase the lawn mower from Ag-Power and the motion was seconded by Alderman Charles Crabtree.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Summer
Scanning

Administrator Jake Taylor informed the Council that we had one application for Office Scanning. The position is part time for a total of 200 hours at \$10 per hour. Ally Hoyle will be starting sometime next week.

Mayor Jonne Slemons asked Administrator Taylor if the \$2,000 budgeted amount is reached, would the job be done and he replied yes.

Department
Reports

Alderman Lance Johns asked which mower would be traded in. Administrator Jake Taylor stated that it would be the John Deere 1025R.

Alderman Randy Brejnik inquired about the change order for Rodriguez. Administrator Jake Taylor stated that it was flowable fill concrete to prepare 14th Street for the Street Project.

Alderman Charles Crabtree asked about the Eivins family's living arrangements. Code Enforcer Norman Newlin stated that several people have told him that they are living there and their checks show that as their address.

Council Reports

Alderman Charles Crabtree inquired about the court hearing on April 17th. He asked Attorney Tara Walker why she asked for a continuance. Attorney Walker stated that Mr. Perkins had not yet complied so she wanted to give him the opportunity to do so.

Alderman Charles Crabtree asked about The Gym roof.

Building Inspector Norman Newlin stated that it is salvageable. Alderman Randy Brejnik asked how long it had been leaking. Building Inspector Newlin stated that it was his understanding that it has been leaking since the City acquired the building. He estimates that it would take around 40 hours to repair.

Alderman Randy Mann asked about Drake Daniel's building, specifically if there had been a building permit issued. Administrator Jake Taylor stated yes, there is a building permit.

Alderman Charles Crabtree pointed out that the City did not have a building permit until today.

Mayor
Proclamation

Mayor Jonne Slemons declared May 2019 as Mental Health Month.

Alderman Randy Mann made a motion to approve the Mayor's declaration and the motion was seconded by Alderman Lance Johns.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Mayor Office
Hours

Mayor Jonne Slemons stated that she will have weekly office hours beginning this week. She will be in the office on Wednesdays from 11 a.m. to 1 p.m. and Thursdays 2 p.m. to 4 p.m.

Mayor
Appointments

Mayor Jonne Slemons informed the Council that Bill Slaughter has resigned from the Industrial Development Board, Lori Luellen will replace

Mindy Wilhite on the Library Board, and Casey Joyce will fill the vacancy on the Park Board.

Alderman Randy Mann made a motion to accept the Mayor's appointments and the motion was seconded by Alderman Lance Johns.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Adjourn

Alderman Randy Mann made a motion to adjourn the meeting at 6:46pm and the motion was seconded by Alderman Randy Brejnik.

Mann – Aye
Brejnik - Aye

Johns - Aye
Crabtree – Aye

Jonne Slemons, Mayor

ATTEST:

Amber Hoyle, Deputy City Clerk