

NOTICE: Agenda posted on the front door of City Hall and on the bulletin board in the lobby of City Hall at 4:59 P.M., Thursday, September 12, 2019.

MINUTES

BETHANY CITY COUNCIL

MONDAY, SEPTEMBER 16, 2019

7:30 P.M.

MEMBERS PRESENT:	KP Westmoreland	Mayor
	Steve Palmer	Council Member
	Matthew Goodwin	Council Member
	Jeff Knapp	Council Member
	S.R. Hunter	Council Member
	Kathy Larsen	Council Member
MEMBERS ABSENT:	John Herren	Council Member
	Amanda Sandoval	Council Member
OTHERS PRESENT:	Ken Smart	Interim City Manager
	Claudia Conner	City Attorney
	Hank Moore	Asst. City Manager
	Berkeley Penner	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	(See Roster)	

Mayor Westmoreland called the Bethany City Council meeting to order at 7:30 P.M.

The Invocation was given by Councilmember Knapp.

The Flag Salute was conducted by Councilmember Palmer.

ITEM NO. 1 on the agenda was **CONSENT DOCKET**:

- A. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 SPECIAL CALLED MEETING.**
- C. APPROVAL OF MINUTES FROM THE SEPTEMBER 5, 2019 SPECIAL CALLED MEETING.**

- D. APPROVAL OF MINUTES FROM THE SEPTEMBER 5, 2019 SPECIAL CALLED TOWN HALL MEETING.**
- E. APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS LIST IS INCLUDED IN THE AGENDA PACKET.**
- F. ACCEPTANCE OF PAYROLL REPORT.**

Motion was made by Councilmember Knapp, seconded by Councilmember Hunter to approve the Consent Docket. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1978, AN ORDINANCE AMENDING TITLE 3, SECTION 31.21 OF THE BETHANY CODE OF ORDINANCES PERTAINING TO CITY ATTORNEY DUTIES; PROVIDING FOR REPEALER AND SEVERABILITY; AND DECLARING AN EMERGENCY.**

- A. APPROVAL OF ORDINANCE NO. 1978 ON READING BY TITLE ONLY.**

Motion was made by Councilmember Palmer, seconded by Councilmember Goodwin to approve Ordinance No. 1978 on reading by title only. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

- B. APPROVAL OF SECTIONS 1-3 OF ORDINANCE NO. 1978.**

Motion was made by Councilmember Palmer, seconded by Councilmember Larsen to approve section 1-3 of Ordinance No. 1978. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

- C. APPROVAL OF SECTION 4 OF ORDINANCE NO. 1978, THE EMERGENCY SECTION.**

Motion was made by Councilmember Larsen, seconded by Councilmember Goodwin to approve section 4 of Ordinance No. 1978. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 3 on the agenda was **CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 1979, AN ORDINANCE AMENDING TITLE 3, SECTION 31.19 OF THE BETHANY CODE OF ORDINANCES PERTAINING TO CITY MANAGER DUTIES; PROVIDING FOR REPEALER AND SEVERABILITY; AND DECLARING AN EMERGENCY.**

A. APPROVAL OF ORDINANCE NO. 1979 ON READING BY TITLE ONLY.

Motion was made by Councilmember Palmer seconded by Councilmember Larsen to approve Ordinance No. 1979 on reading by title only. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

B. APPROVAL OF SECTIONS 1-3 OF ORDINANCE NO. 1979.

Motion was made by Councilmember Palmer seconded by Councilmember Goodwin to approve sections 1-3 of Ordinance No. 1979. Yes votes: Westmoreland, Palmer Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

C. APPROVAL OF SECTION 4 OF ORDINANCE NO. 1979, THE EMERGENCY SECTION.

Motion was made by Councilmember Goodwin seconded by Councilmember Palmer to approve section 4 of Ordinance No. 1979, the emergency section. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 4 on the CONSIDERATION AND POSSIBLE APPROVAL OF CERTIFICATE OF SUBSTANTIAL COMPLETION OF THE BETHANY LIBRARY AND PARTIAL RELEASE OF RETAINAGE TO SHILOH ENTERPRISES, INC.

Interim City Manager Ken Smart reported that David Davis approved the partial release of retainage and the certificate of substantial completion. Smart reported the final payment will not be made until all open matters are resolved. There is a two year warranty on the building after final acceptance of the building. If the contractor does not perform then there is an insurance company that guarantees the warranty.

Motion was made by Councilmember Knapp seconded by Councilmember Hunter to approve certificate of substantial completion of the Bethany Library and partial release of retainage to Shiloh Enterprises, Inc. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 5 on the agenda CONSIDERATION AND POSSIBLE APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH CLAUDIA CONNER, CITY ATTORNEY.

Mayor Westmoreland noted that David Davis recommends appointment of Councilmember's Westmoreland, Knapp, Palmer and Goodwin to finalize the agreement.

Motion was made by Councilmember Palmer seconded by Councilmember Larsen to table approval of professional services agreement with Claudia Conner, City Attorney, until the October 1, 2019 city council meeting. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 6 on the agenda was **CITIZENS' OPPORTUNITY TO ADDRESS THE COUNCIL ON GENERAL TOPICS RELATED TO CITY BUSINESS OR SERVICES (NO ACTION MAY BE TAKEN ON MATTERS UNDER THIS ITEM).**

ITEM NO. 7 on the agenda **CITY ATTORNEY'S REPORT.**

ITEM NO. 8 on the agenda **CITY MANAGER'S REPORT.**

ITEM NO. 9 on the agenda **COUNCIL MEMBERS ANNOUNCEMENTS, COMMENTS, AND PROPOSALS.**

ITEM NO. 10 on the agenda was **NEW BUSINESS.**

ITEM NO. 11 on the agenda was **ADJOURN UNTIL OCTOBER 1, 2019.**

Mayor Westmoreland adjourned the Bethany City Council meeting at 7:43 P.M. until October 1, 2019.

MAYOR

CITY CLERK

MINUTES**BETHANY PUBLIC WORKS AUTHORITY****MONDAY, SEPTEMBER 16, 2019****7:30 P.M.**

MEMBERS PRESENT:	KP Westmoreland	Mayor
	Steve Palmer	Trustee
	Matthew Goodwin	Trustee
	Jeff Knapp	Trustee
	S.R. Hunter	Trustee
	Kathy Larsen	Trustee
MEMBERS ABSENT:	John Herren	Trustee
	Amanda Sandoval	Trustee
OTHERS PRESENT:	Ken Smart	Interim City Manager
	Berkeley Penner	City Clerk/Treasurer
	Lesa LaMar	Deputy City Clerk
	Claudia Conner	City Attorney
	Hank Moore	Asst. City Manager
	(See Roster)	

Chairman Westmoreland called the Bethany Public Works Authority meeting to order at 7:43 P.M.

ITEM NO. 1 on the agenda was **CONSENT DOCKET:**

- A. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 SPECIAL CALLED MEETING.**
- C. APPROVAL OF CLAIMS: THESE CLAIMS HAVE BEEN FOUND TO BE IN ORDER BY STAFF AND PROPER AS TO FORM AND PROCEDURE AND ARE RECOMMENDED FOR PAYMENT. A COPY OF THE CLAIMS LIST IS INCLUDED IN THE AGENDA PACKET.**

Motion was made by Trustee Palmer and seconded by Trustee Larsen to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **NEW BUSINESS.**

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BPWA
SEPTEMBER 16, 2019

ITEM NO. 3 on the agenda was **ADJOURN UNTIL OCTOBER 1, 2019.**

Chairman Westmoreland adjourned the Bethany Public Works Authority meeting at 7:44 P.M. until October 1, 2019.

CHAIRMAN

SECRETARY

MINUTES

BETHANY HOSPITAL TRUST

MONDAY, SEPTEMBER 16, 2019

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer Trustee
Matthew Goodwin Trustee
Jeff Knapp Trustee
S.R. Hunter Trustee
Kathy Larsen Trustee

MEMBERS ABSENT: John Herren Trustee
Amanda Sandoval Trustee

OTHERS PRESENT: Ken Smart Interim City Manager
Berkeley Penner City Clerk/Treasurer
Lesa LaMar Deputy City Clerk
Claudia Conner City Attorney
Hank Moore Asst. City Manager
(See Roster)

Chairman Westmoreland called the Bethany Hospital Trust meeting to order at 7:44 P.M.

ITEM NO. 1 on the agenda was **CONSENT DOCKET:**

- A. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 REGULAR MEETING.**
- B. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 SPECIAL CALLED MEETING.**
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Motion was made by Trustee Larsen, seconded by Trustee Goodwin to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **ADJOURN UNTIL OCTOBER 1, 2019.**

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BHT
SEPTEMBER 16, 2019

Chairman Westmoreland adjourned the Bethany Hospital Trust meeting at 7:44 P.M. until October 1, 2019.

CHAIRMAN

SECRETARY

MINUTES

BETHANY DEVELOPMENT AUTHORITY

MONDAY, SEPTEMBER 16, 2019

7:30 P.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Steve Palmer Trustee
Matthew Goodwin Trustee
Jeff Knapp Trustee
S.R. Hunter Trustee
Kathy Larsen Trustee

MEMBERS ABSENT: John Herren Trustee
Amanda Sandoval Trustee

OTHERS PRESENT: Ken Smart Interim City Manager
Berkeley Penner City Clerk/Treasurer
Lesa LaMar Deputy City Clerk
Claudia Conner City Attorney
Hank Moore Asst. City Manager
(See Roster)

Chairman Westmoreland called the Bethany Development Authority meeting to order at 7:44 P.M.

ITEM NO. 1 on the agenda was **CONSENT DOCKET:**

- A. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 REGUALR MEETING.**
- B. APPROVAL OF MINUTES FROM THE SEPTEMBER 3, 2019 SPECIAL CALLED MEETING.**
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Motion was made by Trustee Larsen, seconded by Trustee Goodwin to approve the Consent Docket as submitted. Yes votes: Westmoreland, Palmer, Goodwin, Knapp, Hunter, Larsen. No votes: None. Motion passed.

ITEM NO. 2 on the agenda was **ADJOURN UNTIL OCTOBER 1, 2019.**

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BDA
SEPTEMBER 16, 2019

Chairman Westmoreland adjourned the Bethany Development Authority meeting at 7:45 P.M. until October 1, 2019.

CHAIRMAN

SECRETARY