

MINUTES OF THE REGULARLY SCHEDULED BENTON CITY COUNCIL MEETING HELD MONDAY SEPTEMBER 27, 2021 AT 6:00 P.M. THIS MEETING WAS HELD BY IN PERSON AND COMPUTER ATTENDANCE PURSUANT TO THE GOVERNOR'S EXECUTIVE ORDER IN RESPONSE TO COVID-19 ISSUED MARCH 16, 2020.

MAYOR KONDRITZ CALLED THE MEETING TO ORDER. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ WERE PRESENT FOR ROLL CALL. ALL COMMISSIONERS ATTENDED THE MEETING IN PERSON.

COMMISSIONER GARAVALIA MADE A MOTION TO APPROVE THE MINUTES OF THE PUBLIC HEARING HELD ON MONDAY, SEPTEMBER 13, 2021. SECOND BY COMMISSIONER COCKRUM. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER GARAVALIA MADE A MOTION TO APPROVE THE MINUTES OF THE REGULARLY SCHEDULED CITY COUNCIL MEETING HELD ON MONDAY, SEPTEMBER 13, 2021. SECOND BY COMMISSIONER MESSERSMITH. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

MAYOR KONDRITZ ASKED G. DAVID GREEN TO PRESENT THE AUCTION RESULTS FROM THE SURPLUS AUCTION HELD ON SEPTEMBER 18, 2021. MR. GREEN PRESENTED A FINAL SETTLEMENT FOR PERSONAL SURPLUS PROPERTY. TOTAL PROCEEDS OF THE SALE WERE \$19,040.00 AND TOTAL NET PROCEEDS TO THE SELLER WERE IN THE AMOUNT OF \$14,987.00. MAYOR KONDRITZ SIGNED THE SETTLEMENT FOR MR. GREEN.

COMMISSIONER COCKRUM STATED THAT HE HAD NO PURCHASE ORDERS.

COMMISSIONER COCKRUM MADE A MOTION TO APPROVE THE LAKE LOT LEASE TRANSFER FOR LOT #62 AND #63 FROM THE SIBYL ANN SWINNEY TRUST TO THE DUNN FAMILY TRUST. SECOND BY COMMISSIONER STOREY. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER COCKRUM STATED THAT THERE WILL BE A BID LETTING ON OCTOBER 5, 2021 AT 10 A.M. AT THE BENTON CITY HALL FOR THE INFRASTRUCTURE PROJECT WE WILL BE COMPLETING WITH ARPA FUNDS. COMMISSIONER COCKRUM ALSO STATED THAT A COMMITTEE IS LOOKING AT THE ELEVATOR ISSUES AND WILL UPDATE THE COUNCIL AS SOON AS HE HAS MORE INFORMATION. IT APPEARS THE WATER IN THE ELEVATOR SHAFT MAY BE COMING FROM BEFORE THE ROOF WAS FIXED OR SEEPAGE FROM THE GROUND. COMMISSIONER COCKRUM ALSO STATED THAT CAMERAS ARE BEING INSTALLED AT THE FORD CAR MUSEUM BY BOB REA WITH NO COST TO THE CITY.

COMMISSIONER MESSERSMITH STATED THAT HE HAD NO PURCHASE ORDERS.

COMMISSIONER MESSERSMITH MADE A MOTION TO APPROVE THE USE OF THE NORTH EAST MUNICIPAL PARKING LOT OFF THE SQUARE FOR A FALL FEST ON OCTOBER 23, 2021 FROM 9 A.M. TO 2 P.M. HOSTED BY THE FRANKLIN COUNTY EDGE PROGRAM. COMMISSIONER MESSERSMITH STATED THAT THE WEST HALF OF THE LOT IS ALL THAT WILL BE USED. SECOND BY COMMISSIONER STOREY. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER MESSERSMITH REMINDED THE COUNCIL THAT THE BACK TO BUSINESS GRANT WORKSHOP WILL BE HELD ON WEDNESDAY SEPTEMBER 29, 2021 AT 6 P.M. AT THE BUZZ.

COMMISSIONER STOREY STATED THAT HE HAD NO PURCHASE ORDERS.

COMMISSIONER STOREY MADE A MOTION TO APPROVE THE HIRING OF A 6TH FIREMAN. MOTION DIED FOR LACK OF SECOND.

COMMISSIONER STOREY STATED THAT ITEM (C) DISCUSSION AND/OR APPROVAL OF POLICE UNION CONTRACT NEGOTIATIONS, WOULD BE DISCUSSED IN EXECUTIVE SESSION.

COMMISSIONER STOREY MADE A MOTION TO TABLE ITEM (D) DISCUSSION AND/OR APPROVAL OF DISPATCH CONTRACT NEGOTIATIONS. SECOND BY COMMISSIONER MESSERSMITH. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER GARAVALIA STATED THAT SHE HAD NO PURCHASE ORDERS.

COMMISSIONER GARAVALIA MADE A MOTION TO APPROVE PAYROLL FOR THE POLICE AND FIRE DEPARTMENTS IN THE AMOUNT OF \$42,011.73 AND ALL OTHER DEPARTMENTS IN THE AMOUNT OF \$43,433.31 FOR A TOTAL PAYROLL OF \$85,445.04. SECOND BY COMMISSIONER STOREY. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

CITY ATTORNEY MALKOVICH STATED THAT HE HAD SOME ITEMS TO DISCUSS IN EXECUTIVE SESSION.

MAYOR KONDRITZ STATED THAT HE WANTED TO HAVE AN INVENTORY FROM EACH DEPARTMENT TURNED IN FROM THE COMMISSIONER OF THAT DEPARTMENT BY NOVEMBER 1, 2021. MAYOR KONDRITZ STATED THAT THIS WILL BE A RUNNING INVENTORY THAT NEEDS TO BE KEPT UP TO DATE.

MAYOR KONDRITZ STATED THAT HE HAD NO PURCHASE ORDERS.

MAYOR KONDRITZ STATED THAT HE WOULD LIKE TO DISCUSS ITEM (C) DISCUSSION AND/OR APPROVAL OF SALE OF SURPLUS REAL ESTATE IN EXECUTIVE SESSION.

NO MISCELLANEOUS BUSINESS

NO OLD BUSINESS.

NO NEW BUSINESS.

COMMISSIONER STOREY MADE A MOTION TO GO INTO EXECUTIVE SESSION FOR (B) DISCUSSION OF POSSIBLE AND/OR PENDING LITIGATIONS AND (C) DISCUSSION OF POSSIBLE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY, INCLUDING HEARING TESTIMONY ON A COMPLAINT LODGED AGAINST AN EMPLOYEE OF THE PUBLIC BODY OR AGAINST LEGAL COUNSEL FOR THE PUBLIC BODY TO DETERMINE ITS VALIDITY. SECOND BY COMMISSIONER MESSERSMITH. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

6:20 P.M.

COMMISSIONER MESSERSMITH MADE A MOTION TO RETURN TO REGULAR SESSION. SECOND BY COMMISSIONER COCKRUM. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

7:15 P.M.

COMMISSIONER COCKRUM MADE A MOTION TO APPROVE THE BID FOR SALE OF RIGHTS TO LEASE LAKE LOTS # 1, 2, 3, AND 4 TO RANDY AND CELIA KIRKPATRICK IN THE AMOUNT OF \$1,900.00 FOR LOT #1, \$500.00 FOR LOT #2, AND \$500.00 FOR LOTS #3 AND #4. SECOND BY COMMISSIONER STOREY. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER MESSERSMITH MADE A MOTION TO ACCEPT THE BID ON 1004 NORTH NINTH STREET FOR \$1,000.00 FROM ALAN NEWMAN. SECOND BY COMMISSIONER STOREY. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER GARAVALIA MADE A MOTION TO ACCEPT THE BID OF \$18,000.00 FROM KIRKPATRICK MOTORS LLC FOR 422 EAST MAIN STREET. SECOND BY COMMISSIONER MESSERSMITH. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

COMMISSIONER MESSERSMITH MADE A MOTION TO ACCEPT THE BID OF \$7,500.00 FROM POYNOR'S CORNER TRUST FOR LOT #102 IN THE LAKE HAMILTON SUBDIVISION. MOTION DIED FOR LACK OF SECOND.

COMMISSIONER MESSERSMITH MADE A MOTION TO ACCEPT THE BID OF \$4,000.00 FROM WILLIAM ALAN THOMAS FOR LOT #104 IN THE LAKE HAMILTON SUBDIVISION. MOTION DIED FOR LACK OF SECOND.

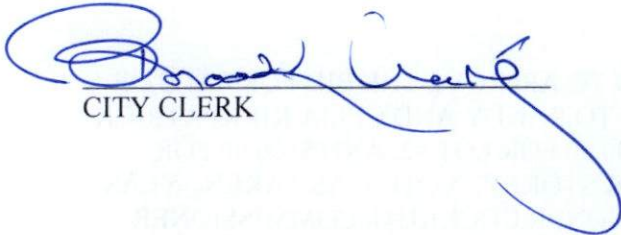
COMMISSIONER MESSERSMITH MADE A MOTION TO ACCEPT THE BID OF \$3,000.00 FROM ROBERT HARRIS FOR LOT #105 IN THE LAKE HAMILTON SUBDIVISION. MOTION DIED FOR LACK OF SECOND.

COMMISSIONER STOREY MADE A MOTION TO ADJOURN. SECOND BY COMMISSIONER COCKRUM. VOTE WAS TAKEN. YEAS: 5. COMMISSIONER MESSERSMITH, COMMISSIONER COCKRUM, COMMISSIONER STOREY, COMMISSIONER GARAVALIA, AND MAYOR KONDRITZ. NAYS: 0.

7:25 P.M.


MAYOR

ATTEST:


CITY CLERK