

MINUTES
NEOSHO CITY COUNCIL
September 05, 2017 - 7:00 p.m.
City Hall – Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Al Gritten gave the opening prayer and Mayor Baker led the Pledge of Allegiance.

A quorum being present, Mayor Baker called the meeting to order at 7:02 p.m.

ROLL CALL

COUNCIL PRESENT:

Ben Baker, Richard Davidson, Jon Stephens, and Tom Workman

COUNCIL ABSENT:

William J.P. Doubek

CITY OFFICERS PRESENT:

Steven Hays, City Attorney; Dana Daniel, Interim City Manager; Rachel Holcomb, City Clerk

Mayor Baker asked for any objections to excusing Councilman Doubek from the September 05, 2017 Council meeting. There was none.

APPROVAL OF AGENDA

Councilman Stephens made a motion to approve the agenda; Councilman Workman seconded.

Roll call vote:

Ben Baker - Yes

Richard Davidson – Yes

Jon Stephens – Yes

Tom Workman – Yes

Motion carried.

CONSENT AGENDA:

Councilman Davidson made a motion to approve the consent agenda; seconded by Councilman Workman.

Roll call vote:

Council Minutes – September 05, 2017

Richard Davidson – Yes
Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes

Motion carried.

MINUTES:

The minutes of August 15, 2017-Financial Work Session Session-was approved as presented.
The minutes of August 15, 2017-Open Session-was approved as presented.
The minutes of August 15, 2017-Closed Session-was approved as presented.
The minutes of August 22, 2017-Financial Work Session Session-was approved as presented.
The minutes of August 29, 2017-Special Open Session –was approved as presented.
The minutes of August 29, 2017-Special Closed Session-was approved as presented.

Councilman Stephens made a motion to approve the minutes listed above; Councilman Workman seconded.

Roll call vote:

Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes

Motion carried.

PROCLAMATION

Life Saving Awards

Police Chief David Kennedy presented Life Saving Awards to Joshua Houghton, Keely Colburn, and Lisa Sedillos for saving Charles Elkins from drowning at the YMCA pool.

VISITOR BUSINESS

There was none.

UNFINISHED BUSINESS

Bill No. 2017-854 for Ordinance No. 28-2017: Personal Financial Disclosure

Bill No. 2017-854 for Ordinance No. 28-2017 was read by title only by Mr. Hays.

AN ORDINANCE OF THE CITY OF NEOSHO ESTABLISHING PROCEDURES TO REPORT PERSONAL

Council Minutes – September 05, 2017

FINANCIAL DISCLOSURE STATEMENTS AND CONFLICTS OF INTEREST FOR CERTAIN MUNICIPAL OFFICIALS2nd and 3rd Reading

Motion to pass Bill No. 2017-854 on second and third readings by Councilman Davidson; seconded by Councilman Workman.

Roll call vote:

Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes

Motion Carried

Bill No. 2017-858 for Ordinance No. 32-2017: Surplus Property at Big Springs Park

Bill No. 2017-858 for Ordinance No. 32-2017 was read by title only by Mr. Hays.

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, DECLARING A CERTAIN PARCEL OF PROPERTY AS SURPLUS AND SETTING FORTH THE METHOD FOR DISPOSING OF SAME2nd and 3rd Reading

Motion to pass Bill No. 2017-858 on second and third readings by Councilman Workman; seconded by Councilman Stephens.

Roll call vote:

Ben Baker - Yes
Richard Davidson – Abstain due to relationship to property
Jon Stephens – Yes
Tom Workman – Yes

Motion Carried

BID

There was none.

CORRESPONDENCE

There was none.

NEW BUSINESS

City Attorney Hays informed Mayor Baker that the agenda needed to be amended to add the following: Public Hearing for Bill 2017-855 and Public Hearing for Bill 2017-856. These were

Council Minutes – September 05, 2017

both published in the paper but were not added to the agenda.

Councilman Workman made a motion to amend the agenda by adding a Public Hearing for Bill 2017-855 and Public Hearing for Bill 2017-856; Councilman Stephens seconded.

Roll call vote:

Richard Davidson – Yes
Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes

Motion carried.

Public Hearing to Consider Rezoning 600 East McKinney

Mayor Baker opened the floor for public comment.

Donna Sanders spoke in regards to the rezoning of 600 East McKinney. She is in favor of it because the lot has been vacant a long time and she feels it would be a good thing to build apartments there.

There being no further comments from the public, Mayor Baker closed the public hearing.

Bill No. 2017-855: Rezoning 600 East McKinney

Read in title only by Mr. Hays

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, REZONING THE BELOW DESCRIBED PROPERTY LOCATED AT 600 EAST MCKINNEY STREET, NEOSHO, NEWTON COUNTY, MISSOURI, FROM DISTRICT R-1, FIRST DWELLING HOUSE DISTRICT, TO R-3, APARTMENT HOUSE DISTRICT, AS PETITIONED BY MCCLEARY TRUSTEES.....1st Reading

Councilman Workman made a motion to pass Bill No. 2017-855 on first reading; Councilman Davidson seconded.

Roll call vote:

Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes

Motion carried.

Public Hearing to Consider Alley Vacate at 400 Block of McCord and Brook Street

Council Minutes – September 05, 2017

Mayor Baker opened the floor for public comment.

There being no comments from the public, Mayor Baker closed the public hearing.

Bill No. 2017-856: Alley Vacate at 400 Block of McCord and Brook Street

Read in title only by Mr. Hays

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, VACATING AND ABANDONING ALL THAT PART OF ALLEY LYING EAST OF LOTS 1 & 6, BLOCK 9 OF CARPENTERS ADDITION, NEOSHO, NEWTON COUTY, MISSOURI....1st Reading

Councilman Workman wanted to make sure that this alleyway didn't include driveways of home owners that weren't being used simply because they were inaccessible due to the City not maintaining them. Interim City Manager Dana Daniel assured him that it did not.

It was also discussed that the alleyway would go half to the City and half to the property owners.

Councilman Stephens made a motion to pass Bill No. 2017-856 on first reading; Councilman Workman seconded.

Roll call vote:

Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes

Motion carried.

Bill No. 2017-857: Proposed FY 2018 Budget

Read in title only by Mr. Hays

THE SAME BEING AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI APPROVING AND ADOPTING THE 2017-2018 FISCAL YEAR BUDGET IN THE AMOUNT OF \$20,143,078 IN REVENUES AND OTHER SOURCES, \$21,508,000 IN EXPENDITURES AND OTHER USES IN ACCORDANCE WITH THE 2017-2018 FISCAL YEAR BUDGET; PROVIDING FOR ADJUSTMENTS THERETO; AND FIXING THE EFFECTIVE DATE THEREOF....1st Reading

Councilman Workman made a motion to pass Bill No. 2017-857 on first reading; Councilman Stephens seconded.

Roll call vote:

Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes

Council Minutes – September 05, 2017

Tom Workman – Yes

Motion carried.

Morse Park Helicopter

Interim City Manager Dana Daniel

Mayor Baker asked about our responsibility to take care of the helicopter.

Interim City Manager Dana Daniel said that we are to protect it and take care of it. We are to address issues with vandals, but not weather. We would need to clear with the Army before painting.

Councilman Stephens made a motion to authorize the Mayor to complete and sign the necessary documents for renewal of the annual certification with the army; Councilman Workman seconded.

Roll call vote:

Richard Davidson – Yes

Jon Stephens – Yes

Tom Workman – Yes

Ben Baker - Yes

Motion carried.

Census

Councilman Davidson made a motion to approve and authorize the Mayor to sign the registration form for the 2020 Census Local Update; Councilman Workman seconded.

Roll call vote:

Jon Stephens – Yes

Tom Workman – Yes

Ben Baker - Yes

Richard Davidson – Yes

Motion carried.

Police Grant – Grant Acceptance Missouri Dept. of Transportation

Lieutenant Mike Sharp presented the grant acceptance agreement.

Councilman Stephens made a motion to approve the police grant from the Missouri Department

Council Minutes – September 05, 2017

of Transportation and allow the Mayor to execute; Councilman Workman seconded.

Roll call vote:

Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes

Motion carried.

Transfer of Entitlements

Interim City Manager Dana Daniel informed Council that the City has informed MoDOT Aviation that they will be returning the \$55,242 in expiring funds.

Councilman Workman made a motion to approve and authorize the Mayor and City Attorney to complete and sign the Certification of Transferring Sponsor; Councilman Davidson seconded.

Roll call vote:

Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes
Tom Workman – Yes

Motion carried.

Fire Department – AMI Tower Agreement

Fire Chief Mike Eads explained to Council that this is a routine contract that is renewed every year.

Councilman Stephens made a motion to pay the annual invoice of \$1,980 to American Media Investments Inc. and authorize the Mayor to execute the annual agreement; Councilman Workman seconded.

Roll call vote:

Richard Davidson – Yes
Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes

Motion carried.

Council Minutes – September 05, 2017

Chamber of Commerce Contract

Interim City Manager Dana Daniel presented Council with the annual Chamber of Commerce Contract. This would provide a sponsorship of \$15,000. The money would be spent out of hotel/motel.

Councilman Workman made a motion to approve and authorize the Mayor to sign the contract with the Neosho Area Chamber of Commerce; Councilman Stephens seconded.

Roll call vote:

Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes

Motion carried.

Big Spring Plaza CID Board Member

City Clerk Rachel Holcomb informed Council that she needs them to approve The Big Spring Plaza CID Board's nominee for a new board member. They chose Richard Davidson to serve. He will be serving as a private citizen, not as a councilman.

Councilman Workman made a motion to approve Richard Davidson to serve on the Big Spring Plaza CID Board as a private citizen; Councilman Stephens seconded.

Roll call vote:

Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes
Jon Stephens – Yes

Motion carried.

Big Spring Plaza CID Budget

Finance Director Daphne Pevahouse presented the Big Spring Plaza CID Budget to the Neosho City Council.

Councilman Davidson made a motion approve the FY2018 budget from the Big Spring Plaza CID Budget; Councilman Workman seconded.

Roll call vote:

Council Minutes – September 05, 2017

Ben Baker - Yes
Richard Davidson –Abstain
Jon Stephens – Yes
Tom Workman – Yes

Motion carried.

Contract with Darnell Racing

Communications and Events Director Paul Richardson asked Council to approve the contract with Darnell Racing and allow the mayor to execute.

Councilman Davidson made a motion to approve the contract with Darnell Racing and allow the Mayor to execute; Councilman Stephens seconded.

Roll call vote:

Richard Davidson – Yes
Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes

Motion carried.

Contract with Emory Sapp and Sons for Overlay Project A&B

Interim City Manager Dana Daniel informed Council that if this contract is approved this project should be done before winter. They will have to coordinate with Missouri Gas as well.

Councilman Davidson made a motion to approve the contract with Emory Sapp and Sons for the Overlay Project A&B; Councilman Workman seconded.

Roll call vote:

Jon Stephens – Yes
Tom Workman – Yes
Ben Baker - Yes
Richard Davidson – Yes

Motion carried.

First Community Bank Agreement

Finance Director Daphne Pevahouse asked Council to approve the 3 year agreement with First Community Bank and allow the mayor to execute.

Council Minutes – September 05, 2017

Councilman Stephens made a motion to approve the agreement with First Community Bank and authorize the Mayor to execute; Councilman Workman seconded.

Roll call vote:

Tom Workman – Yes

Ben Baker - Yes

Richard Davidson – Abstain due to his involvement on the First Community Bank Board

Jon Stephens – Yes

Motion carried.

SaveOurHeritage Foundation Agreement

Interim City Manager Dana Daniel asked Council to approve the Conservation Agreement with SaveOurHeritage Foundation.

Councilman Workman made a motion to approve the Conservation Agreement with Save Our Heritage Foundation and allow the Mayor to execute; Councilman Stephens seconded.

Roll call vote:

Ben Baker - Yes

Richard Davidson – Abstain due to his relationship with SaveOurHeritage Foundation

Jon Stephens – Yes

Tom Workman – Yes

Motion carried.

REPORT OF CITY OFFICERS

Bill Mulkey – Golf Course Superintendent: ATMs at Golf Course

Mr. Mulkey explained to Council that there is a lot of credit card usage at the golf course. People are using their credit cards at the register to get cash and in return it costs us quite a bit of money. He would like to install an ATM to take care of this problem. It would cost the City nothing and every bank will do it.

Paul Collinsworth spoke to Council on behalf of his company. He said the fee for this area is \$2.50/transaction.

Councilman Davidson thanked him for his presentation but said if the City chooses to move forward with this we will need to bid it.

Councilman Davidson:

Councilman Davidson commended Officer Houghton and the YMCA lifeguards on saving the life of a fellow citizen. He explained that this situation is a perfect example of why AA Hwy

Council Minutes – September 05, 2017

was de-annexed. He explained that it is important for help to arrive as soon as possible.

CLOSED MEETING

Motion was made by Councilman Workman and seconded by Councilman Stephens to close the meeting pursuant to

Section 610.021(1) RSMo...Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys.

Roll call vote:

- Richard Davidson – Yes
- Jon Stephens – Yes
- Tom Workman – Yes
- Ben Baker - Yes

Motion carried.

Mayor Baker closed the meeting at 7:26 p.m.

The meeting reconvened in open session at 8:32 p.m. and Mayor Baker announced there was no vote taken.

ADJOURN

Mayor Baker asked if there was any further business to come before Council, with no response he asked for a motion to adjourn the September 05, 2017, Regular Session City Council meeting.

Motion to adjourn by Councilman Workman and seconded by Councilman Davidson. Unanimous vote to adjourn.

Mayor Baker adjourned the regular session meeting at 8:33 p.m.

APPROVED:

NEOSHO CITY COUNCIL

Mayor

ATTEST:

City Clerk