

**MINUTES  
NEOSHO CITY COUNCIL  
January 8, 2013 - 7:00 p.m.  
City Hall – Council Chambers  
203 E. Main St., Neosho, MO**

**OPENING PRAYER & PLEDGE OF ALLEGIANCE**

Danny Boggs gave the opening prayer and Mayor Davidson led the Pledge of Allegiance.

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

**ROLL CALL**

COUNCIL PRESENT: Charles Collinsworth, Richard Davidson, Steve Hart, Tom Workman.

CITY OFFICERS PRESENT: Troy Royer, City Manager; Steven Hays, City Attorney; and Nora Houdyshell, City Clerk.

CITY STAFF PRESENT: Mike Eads, Fire Chief; Pete Ramsour, Finance Director; David McCracken, Police Chief; Mike Hightower, Public Works; Pam Baker, Human Resources Director; Dana Daniel, Development Services Director.

**ABSENCE**

Mayor Davidson announced that Councilman Ruth had a conflict and would be unable to attend the council meeting.

**AMENDED AGENDA**

Mayor Davidson announced Item Number 11 under new business will be stricken from the agenda.

**APPROVAL OF AGENDA**

Motion was made by Councilman Collinsworth and seconded by Councilman Workman to approve the agenda as amended.

It was the consensus of the council to approve the agenda as amended.

**CONSENT AGENDA:**

Motion was made by Councilman Hart and seconded by Councilman Collinsworth to approve the consent agenda items as listed.

Roll call vote:

Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes.

Motion carried.

**MINUTES:**

The minutes of December 18, 2012 Regular Session and December 28, 2012 Special Session were approved as presented.

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**PROCLAMATION**

Mayor Davidson stated the following proclamation was issued on January 3, 2013.

Employer of the Month – Kelly & Compton, CPAs, P.C

**Whereas**, the Neosho City Council recognizes selected Employers of our Community for their contribution to the Growth of our Economic Development Base and overall support to the Neosho local Economy; and the selected organization for the month of January, 2013 is *Kelly & Compton, CPAs, P.C.*; and

**Whereas**, the *Kelly & Compton, CPAs P.C.* firm was organized in 2006 with Michael Kelly and Michael Compton as partners, however this was a continuation of a Professional Accounting firm that was originally purchased in 1987 by Mike Kelly and his brother Pat Kelly ; and

**Whereas**, the office building was expanded in 1991, allowing them to increase the office space from 1,650 square feet to 3,000 square feet, and from five employees to today's highly qualified team of fifteen members. The firm offers a complete line of tax services to care for each client's individual needs: and

**Whereas**, the partners do set good examples by participating in local Community Affairs, and do volunteer part of their personal time to several local causes; and

**Now Therefore**, I, Richard Davidson, Mayor of the City of Neosho, do hereby proclaim *Kelly & Compton, CPAs, P.C.* to be Neosho's Employer of the Month for January, 2013. We extend our Congratulations to their employees for their continuous dedication to providing excellence in the Accounting and Tax Service Industry.

**In Testimony Whereof**, I have hereunto set my hand and caused to be affixed the Official Seal of the City, in the City of Neosho, this 3<sup>rd</sup> day of January, 2013.

/s/ Steve P. Hart, Mayor Pro Tem

**VISITORS BUSINESS**

There were none.

**UNFINISHED BUSINESS**

**Bill No. 2012-512...Providing that the revenues and expenditures budget be amended for the fiscal year beginning October 1, 2012 and ending September 30, 2013 (Golf Course)...2<sup>nd</sup> and 3<sup>rd</sup> Reading**

Bill No. 2012-512 for Ordinance No. 523-2012 was read by title only by Mr. Hays.

Mayor Davidson reviewed purpose of budget adjustment.

Motion was made by Councilman Hart and seconded by Councilman Collinsworth to pass Bill No. 2012-512 on second and third readings.

Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes.

Motion carried.

**Bill No. 2012-513...Providing that the revenues and expenditures budget be amended for the fiscal year beginning October 1, 2012 and ending September 30, 2013 (IT Budget)...2<sup>nd</sup> and 3<sup>rd</sup> Reading**

Bill No. 2012-513 for Ordinance No. 524-2012 was read by title only by Mr. Hays.

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Mayor Davidson reviewed purpose of budget adjustment.

Motion was made by Councilman Workman and seconded by Councilman Collinsworth to pass Bill No. 2012-513 on second and third readings.

Roll call vote:

Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson – Yes.

Motion carried.

**BID**

The following bid recommendations were presented for consideration.

**Public Works Department – Water Line Repairs**

Mike Hightower, Public Works Director, informed the council there were three bidders for the water line repair parts and recommended the council accept the bid from HD Supply in the amount \$7,066.13.

**PUBLIC WORKS DEPARTMENT – WATER LINE REPAIR PARTS  
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., December 28, 2012.

The following bids were received by:

HD Supply, Harrisonville, MO	\$7,066.13
B&L Waterworks, Miami, OK	\$7,521.36
Schute Supply	\$7,336.83

Motion was made by Councilman Workman and seconded by Councilman Collinsworth to award bid to HD Supply in the amount of \$7,066.13.

Discussion followed.

Roll call vote:

Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson – Yes, Steve Hart – Yes.

Motion carried.

**Police Dept – Safety Equipment LLEBG Block Grant**

David McCracken, Police Chief, informed the council there was one bid received for the safety equipment and recommended the council accept the bid from Ed Roehr in the amount of \$9,997.00 for the purchase of six (6) vehicle light bars at \$1175 per unit and four (4) siren switch box systems at \$718 per unit.

Motion was made by Councilman Workman and seconded by Councilman Hart to award bid to Ed Roehr in the amount of \$9,997.00.

Roll call vote:

Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes.

Motion carried.

**CORRESPONDENCE**

**Joplin Area Chamber of Commerce – Quarterly Meeting**

Mayor Davidson announced correspondence had been received from the Joplin Area Chamber of Commerce Environmental Task Force of Jasper and Newton Counties announcing their quarterly meeting to be held on January 15, 2013 starting at 2:00 p.m.

**NEW BUSINESS**

**John Harrington – Code Enforcement**

Mr. Harrington announced the following eight agenda items are due to an ISO review conducted in the summer of 2012. He further stated during the review, the City of Neosho has fallen behind in its adoptions of the building code.

**Bill No. 2013-514...Providing for the amendment of Code Chapter 500, Buildings and Building Regulations of the City Code of Ordinances (2009 International Building & Fire Code). 1<sup>st</sup> Reading**

Bill No. 2013-514 was read by title only by Mr. Hays.

Mr. Harrington stated this is to update Section Chapter 500 which reflects a change to the 2009 International Building Code and the removal of the Board of Appeals which will be merged into the Board of Adjustments.

Motion was made by Councilman Workman and seconded by Councilman Collinsworth to pass Bill No. 2013-514 on first reading.

Discussion followed.

Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes.

Motion carried.

**Bill no. 2013-515...Providing for the amendment of Code Chapter 515, Mechanical Code of the City Code of Ordinances (2009 International Mechanical Code)...1<sup>st</sup> Reading**

Bill No. 2013-515 was read by title only by Mr. Hays.

Mr. Harrington stated this will reflect a change to the 2009 International Building and the removal of the re-inspection fee of two dollars.

Motion was made by Councilman Collinsworth and seconded by Councilman Workman to pass Bill No. 2013-515 on first reading.

Discussion follows.

Roll call vote:

Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson – Yes.

Motion carried.

**Bill No. 2013-516...Providing for the Amendment of Code Chapter 505, Electrical Code of the City Code of Ordinances (2008 National Electric Code)...1<sup>st</sup> Reading**

Bill No. 2013-516 was read by title only by Mr. Hays.

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Mr. Harrington stated this will reflect a change to the 2008 National Electric Code and an addition of enforcement of Empire Electric District service installation manual.

Motion was made by Councilman Hart and seconded by Councilman Workman to pass Bill No. 2013-516 on first reading.

Mayor Davidson stated concerns with properties in Newton County that annex into the city limits that use New Mac for electric services.

City Attorney Hays stated that Empire Electric is the official franchise for the City of Neosho.

Mayor Davidson directed Mr. Harrington to investigate this concern before the next regular scheduled council meeting.

Roll call vote:

Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes.

Motion carried.

**Bill No. 2013-517...Providing for the Amendment of Code Chapter 522, International Residential Code, of the City Code of Ordinances (2009 International Residential Building Code)...1<sup>st</sup> Reading**

Bill No. 2013-517 was read by title only by Mr. Hays.

Mr. Harrington stated this will reflect a change to the 2009 International Building Code and remove the requirement for single and two family dwellings to have sprinkler systems installed.

Motion was made by Councilman Workman and seconded by Councilman Hart to pass Bill No. 2013-517 on first reading.

Roll call vote:

Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes.

Motion carried.

**Bill No. 2013-518...Providing for the amendment of Code Chapter 520, International Property Maintenance Code, of the City Code of Ordinances (2009 International Property Maintenance Code)...1<sup>st</sup> Reading**

Bill No. 2013-518 was read by title only by Mr. Hays.

Mr. Harrington stated this will reflect a change to the 2009 International Building Code.

Motion was made by Councilman Workman and seconded by Councilman Hart to pass Bill No. 2013-518 on first reading.

Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes.

Motion carried.

**Bill No. 2013-519...Providing for the amendment of Code Chapter 523, International Energy Conservation Code, of the City Code of Ordinances (2009 International Energy Conservation Code)...1<sup>st</sup> Reading**

Bill No. 2013-519 was read by title only by Mr. Hays.

Mr. Harrington stated this will reflect a change to the 2009 International Building Code.

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Motion was made by Councilman Collinsworth and seconded by Councilman Hart to pass Bill No. 2013-519 on first reading.

Roll call vote:

Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson – Yes.

Motion carried.

**Bill No. 2013-520...Providing for the amendment of Code Chapter 524, International fuel gas Code, of the City Code of Ordinances (2009 International Fuel Gas Code)...1<sup>st</sup> Reading**

Bill No. 2013-520 was read by title only by Mr. Hays.

Mr. Harrington stated this is to reflect a change to the 2009 International Building Code and removal of the re-inspection fee of two dollars and increase the inspection fee from \$10 to \$25.

Motion was made by Councilman Hart and seconded by Councilman Collinsworth to pass Bill No. 2013-520 on first reading.

Roll call vote:

Tom Workman - Abstain, Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes.

Motion carried.

**Bill No. 2013-521...Providing for the amendment of Code Chapter 510, Plumbing, of the City Code of Ordinances (2009 International Plumbing Code)...1<sup>st</sup> Reading**

Bill No. 2013-521 was read by title only by Mr. Hays.

Mr. Harrington stated this is to reflect a change to the 2009 International Building Code and increase the cost of sewer saddles.

Motion was made by Councilman Collinsworth and seconded by Councilman Hart to pass Bill No. 2013-521 on first reading.

Discussion followed.

Roll call vote:

Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes.

Motion carried.

Mayor Davidson thanked Mr. Harrington for the thorough job of presenting the code changes.

**Consider approval of Aviation Project Consultant Agreement.**

Dana Daniel, Development Services Director stated in August 2011, former employee Craig Jones conducted an evaluation wherein H.W. Lochner was awarded an RFQ for updating the airport's property map. Mr. Daniel stated he recommends authorizing the City Manager to execute the cover letter to MoDOT and authorize the Mayor to execute the Aviation Project Consultant Agreement.

Motion was made by Councilman Workman and seconded by Councilman Hart to approve and authorize the Mayor to execute the Aviation Project Consultant Agreement with H.W. Lochner and authorize City Manager to execute the MoDOT letter.

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Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes.

Motion carried.

**Consider approval of Hotel/Motel Tax Expenditure.**

Mr. Troy Royer recommended approving the disbursement of \$660 from the Hotel/Motel Tax Fund to assist in supporting the distribution of the 2013 Neosho/Newton County walking and driving tour of the murals brochures.

Motion was made by Councilman Workman and seconded by Councilman Hart to authorize the City to disburse \$660.00 from the Hotel/Motel Tax Fund.

Roll call vote:

Steve Hart – Yes, Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson – Yes.

Motion carried.

**Consider amendment to Electric Service Agreement with Empire District Electric to replace one streetlight at the intersection of Hickory and Lafayette.**

Motion was made by Councilman Hart and seconded by Councilman Workman to amend the Electric Service Agreement with Empire District Electric to replace one street light at the intersection of Hickory and Lafayette and authorize the mayor to execute.

Roll call vote:

Tom Workman - Yes, Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart – Yes.

Motion carried.

**REPORT OF CITY OFFICERS**

**Troy Royer, City Manager – Davis, Lynn & Moots**

Mr. Royer announced Davis, Lynn & Moots will be conducting the yearly audit in two weeks.

**Troy Royer, City Manager – Sales Tax**

Mr. Royer reviewed the sales tax numbers.

**Pete Ramsour, Finance Director – Springbrook Hardware bids**

Mr. Ramsour produced supporting documents as requested by city council at the special session council meeting confirming ProCT's lowest bid.

**Richard Davidson, Mayor – Hale McGinty Building**

Mayor Davidson stated concerns regarding the disrepair and safety issues of the Hale McGinty building.

Mr. John Harrington stated the owner has been notified.

Discussion followed.

**Richard Davidson, Mayor – Restaurant Chain**

Mayor Davidson stated a financial institution has notified him of a potential restaurant chain looking into Neosho.

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**APPOINTMENTS & VACANCIES**

Mayor Davidson announced that the following vacancies were open:

**Airport Industrial Development Board:** One vacancy currently exists for a three year term due to the expiring term of Mark Knight beginning October 1, 2012.

Mayor Davidson announced one letter of interest has been received from Larry Newton however the position to be filled is for an affiliate with an industrial commercial aviation business.

**Board of Adjustments (Zoning):** One vacancy currently exists for a term of five years due to the expiring term of Bill Carlsten, beginning November 1, 2011 and expiring October 31, 2016.

**Board of Appeals:** Seven vacancies currently exist for terms of three years, three beginning November 1, 2008, two beginning November 1, 2009, and two beginning November 1, 2010.

**Economic Development Sales Tax Committee:** One vacancy currently exists beginning October 4, 2011 for an Ex-officio non-voting member of a Neosho financial institution.

**Historic District Commission:** One vacancy will exist beginning December 1, 2012 for the expiring term of Don McBride.

**Planning and Zoning Commission:** One vacancy exists beginning August 30, 2102 for the expiring term of Louise Estes.

**ADJOURN**

Mayor Davison asked if there was any further business to come before Council, with no response he asked for a motion to adjourn the January 8, 2013 Regular Session City Council meeting.

Motion to adjourn by Councilman Hart.  
Seconded by Councilman Collinsworth.

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 8:20 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

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**Mayor**

**ATTEST:**

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**City Clerk**