

MINUTES
NEOSHO CITY COUNCIL
January 22, 2013 - 7:00 p.m.
City Hall – Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Jim Hardwicke gave the opening prayer and Mayor Davidson led the Pledge of Allegiance.

A quorum being present, Mayor Davidson called the meeting to order at 7:00 p.m.

ROLL CALL

COUNCIL PRESENT: Charles Collinsworth, Richard Davidson, Steve Hart, David Ruth, 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.

APPROVAL OF AGENDA

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

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

CONSENT AGENDA:

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

Roll call vote:

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

Motion carried.

MINUTES:

The minutes of January 8, 2013 Regular Session and January 18, 2013 Special Session were approved as presented.

PROCLAMATION

Mayor Davidson stated the following proclamation was issued on January 22, 2013:

City of Neosho - Employee of the Quarter – Daphne Pevahouse

Whereas, Mrs. Daphne Pevahouse has been an outstanding asset to our team; and

Whereas, Daphne conveys leadership skills during difficult circumstances in the City's finance department; and

Whereas, Mrs. Pevahouse cares about the employees and provides encouragement and stability; and

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Whereas, Her work ethic is to be admired as she comes in early, stays late and often works through lunch to maintain productivity without complaint; and

Whereas, She shows integrity in every aspect of her job and character and asks for no recognition; and

Whereas, During the term of her employment she has served as interim finance director three times. She has been supportive and instrumental in assisting the city manager in the rehire process.

Whereas, Her professionalism and dependability brings a level of pride to the City and pursues every responsibility with diligence.

Now, therefore, the City Council of the City of Neosho hereby recognizes, honor and extend our congratulations to:

Mrs. Daphne Pevahouse
Employee of the Quarter for the 4th Quarter of 2012

In Witness Whereof, I, Richard Davidson, Mayor of the City of Neosho have hereunto set my hand and caused to be affixed the Official Seal of the City, in the City of Neosho, this 22nd day of January, 2013.

/s/ Richard Davidson, Mayor

VISITORS BUSINESS

Chamber of Commerce – City Wide Garage Sale

Gib Garrow and Shana Griffith informed council this year marked the 25th anniversary for the city-wide garage sale and would like to make it a two day even. They further explained to council that the schools were closed that Friday, April 5th.

UNFINISHED BUSINESS

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)...2nd and 3rd Reading

Bill No. 2013-514 for Ordinance No. 01-2013 was read by title only by Mr. Hays.

Mayor Davidson reviewed.

Motion was made by Councilman Workman and seconded by Councilman Collinsworth to pass Bill No. 2013-514 on second and third readings.

Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, David Ruth – 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) ...2nd and 3rd Reading

Bill No. 2013-515 for Ordinance No. 02-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Workman and seconded by Councilman Hart to pass Bill No. 2013-515 on second and third readings.

Roll call vote:

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

Motion carried.

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Bill No. 2013-516...Providing for the Amendment of Code Chapter 505, Electrical Code of the City Code of Ordinances (2008 National Electric Code) ...2nd and 3rd Reading

Bill No. 2013-516 for Ordinance No. 03-2013 was read by title only by Mr. Hays.

Mr. John Harrington stated after review of the code as it relates to naming Empire Electric, the decision was made to remove Section 505.105 from the bill.

Motion was made by Councilman Hart and seconded by Councilman Workman to pass Bill No. 2013-516 on second and third readings.

Roll call vote:

David Ruth – Yes, Tom Workman - Yes, Charles Collinworth - 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) ...2nd and 3rd Reading

Bill No. 2013-517 for Ordinance No. 04-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Hart and seconded by Councilman Ruth to pass Bill No. 2013-517 on second and third readings.

Roll call vote:

Tom Workman - Yes, Charles Collinworth - Yes, Richard Davidson - Yes,
Steve Hart – Yes, David Ruth – 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) ...2nd and 3rd Reading

Bill No. 2013-518 for Ordinance No. 05-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Hart and seconded by Councilman Collinworth to pass Bill No. 2013-518 on second and third readings.

Roll call vote:

Charles Collinworth - Yes, Richard Davidson - Yes, Steve Hart – Yes,
David Ruth – Yes, Tom Workman - 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) ...2nd and 3rd Reading

Bill No. 2013-519 for Ordinance No. 06-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Ruth and seconded by Councilman Collinworth to pass Bill No. 2013-519 on second and third readings.

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Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, David Ruth – Yes,
Tom Workman - Yes, Charles Collinsworth - 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) ...2nd and 3rd Reading

Bill No. 2013-520 for Ordinance No. 07-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Hart and seconded by Councilman Ruth to pass Bill No. 2013-520 on second and third readings.

Roll call vote:

Steve Hart – Yes, David Ruth – Yes, Tom Workman - Abstain,
Charles Collinsworth - Yes, Richard Davidson – 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) ...2nd and 3rd Reading

Bill No. 2013-521 for Ordinance No. 08-2013 was read by title only by Mr. Hays.

Motion was made by Councilman Collinsworth and seconded by Councilman Hart to pass Bill No. 2013-521 on second and third readings.

Councilman Collinsworth thanked Mr. Harrington for his hard work.

Roll call vote:

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

Motion carried.

BID

Public Works – Pump at Buffalo Creek Lift Station

The following bid recommendations were presented for consideration.

Mike Hightower, Public Works Director, informed the council there were two bidders for the 28 hp wastewater pump used for the Buffalo Creek Lift Station and recommended the council accept the bid from Enviro-Line in the amount \$10,300.

**PUBLIC WORKS DEPARTMENT – WW PUMP
BID OPENING SUMMARY**

The bid opening was held at 10:25 a.m., January 15, 2013 at the Public Works Building. Present for the opening were Jim Wood with JCI and Mike Hightower.

The following bids were received by:

Enviro-Line Co, Inc.	\$10,300
JCI/Electric Motor Supply	\$12,890

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Motion was made by Councilman Workman and seconded by Councilman Ruth to award bid to Enviro-Line Co in the amount of \$10,300.

Discussion followed.

Roll call vote:

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

Motion carried.

CORRESPONDENCE

Public Relations/Events Coordinator – Blessing of the Bikes

Mr. Wes Franklin informed council of a Mason-Dixon Blessing of the Bikes event scheduled for May 12, 2013 on the north side of the square.

Mr. Paul Richardson introduced himself as the organizer of the event. He stated this is the first year in Neosho so not sure how many bikes to expect. He further explained he has invited vendors at no charge to them and there will be no admission fee.

NEW BUSINESS

Consider approval of event on the square.

Mr. Blake Altman with Sam's Cellar stated the desire to have a beer garden within a fenced-in, controlled environment in front of their establishment on North Wood Street during the Blessing of the Bike event.

Motion was made by Councilman Workman and seconded by Councilman Ruth to authorize Sam's Cellar to operate a beer garden on the North side of the square in front of their business.

City Attorney Hays stated the council has authority to temporarily authorize for an event.

Discussion followed.

Roll call vote:

Charles Collinsworth - No, Richard Davidson - Yes, Steve Hart – Yes,
David Ruth – Yes, Tom Workman - Yes.

Motion carried.

Consider approval of the Firehouse Software maintenance agreement.

Fire Chief Eads stated this is for the yearly updates and maintenance services for the firehouse reporting software.

Motion was made by Councilman Collinsworth and seconded by Councilman Workman to approve the Firehouse Software maintenance agreement and authorize Mayor to execute.

Discussion followed.

Roll call vote:

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

Motion carried.

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Consider approval of the Copy Products agreement (Fire Dept).

Fire Chief Eads stated this is an annual service agreement renewal for the Fire Department copier which the City Attorney has approved.

Motion was made by Councilman Workman and seconded by Councilman Collinsworth to approve the Copy Products agreement with the Fire Department.

Roll call vote:

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

Motion carried.

Consider approval of the Ozark Business System agreement (Police Dept b/w and color copies).

Mayor Davidson stated to present the agreements for color and black and white copies together.

Police Chief McCracken stated this is for renewal of their copier maintenance agreement. He further noted the copier is five years old and Ozark Business has never raised their price.

Motion was made by Councilman Workman and seconded by Councilman Hart to approve the Ozark Business System agreements for color copies and black and white copies.

Roll call vote:

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

Motion carried.

Consider approval to install one new light pole and streetlight on Fairway Circle.

City Manager Royer stated he has been asked to add a street light on fairway circle. He further stated the existing lights are underground and asked for council direction.

Discussion followed between council and staff including the layout and number of lights necessary for safety of the subdivision.

Mayor Davidson with the consensus of the council directed city staff to bring back Empire Electric agreement for review.

REPORT OF CITY OFFICERS

Troy Royer, City Manager – MHDC Letter

Mr. Royer stated a request has been made for a letter stating adequate sewer and water services are available for the housing development known as Prairie View Estates.

Mr. Harrington stated there is currently one house located in the subdivision.

Public Works Director gave an overview of current water and sewer services provided in the area.

Discussion followed.

Mayor Davidson stated with the consensus of the council to withhold a decision until more information is provided.

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Dana Daniel, Development Services Director – Sidewalk Project

Mr. Daniel gave an update regarding the approved grant for the sidewalk project.

Pete Ramsour, Finance Director – Financials, Auditor and Springbrook

Mr. Ramsour congratulated Daphne for the employee of the quarter and reviewed financials. He further stated the city now has a 156 day cash reserve.

Mr. Ramsour stated the Finance Department visited with representatives of Springbrook who will be back in April, with an installation date planned in August and should be fully functional in December.

Mr. Ramsour notified council that the auditors were at City Hall this week.

Police Chief McCracken – Annual Report

Mr. McCracken gave an overview of the Police Department's annual report.

City Council

Mayor Davidson directed city staff to review the city code regarding sub division developers to put in street lights.

Mayor Davidson encouraged the general public to review housing projects procedures that are subsidized by the government.

Councilman Hart stated safety concerns regarding a building located on Wood Street and directed Mr. Royer to address with the property owner.

Councilman Collinworth stated appreciation for matters brought before city staff and was confident each matter would be addressed without partiality.

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, 2013.

Board of Adjustments (Zoning): One vacancy currently exists for a term of five years due to the expiring term of Bill Carlisten, 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, 2013, two beginning November 1, 2014, and two beginning November 1, 2015.

Economic Development Sales Tax Committee: One vacancy currently exists beginning October 4, 2013 for an Ex-officio non-voting member of a Neosho financial institution.

Historic District Commission: One vacancy will exist beginning December 1, 2013 for the expiring term of Don McBride.

Planning and Zoning Commission: One vacancy exists beginning August 30, 2013 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 22, 2013 Regular Session City Council meeting.

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

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Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 8:34 p.m.

APPROVED:

NEOSHO CITY COUNCIL

Mayor

ATTEST:

City Clerk