

**NEOSHO CITY COUNCIL
January 2, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Jim Smallwood gave the opening prayer and Mayor Werneke led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Eric Haddock, City Clerk

APPROVAL OF MINUTES

Regular Session of December 19, 2006

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of December 19, 2006

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Abstain

Motion carried.

PROCLAMATIONS

Mayor Werneke issued the following proclamation:

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Community Bank and Trust began its operations in Neosho on June 25th, 1884 as Bank of Neosho and has been a part of Neosho since; and

Whereas, Community Bank and Trust began its operation in 1884 with seven original stock holders and five original directors. From 1884 to this present year of 2007, Community Bank and Trust has increased from one original banking facility to fifteen branches and employs over 170 employees;

Now, therefore, I, Jeff Werneke, Mayor of the City of Neosho, do hereby proclaim Community Bank and Trust as Neosho's January 2007 Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 2nd day of January, 2007.

/s/Jeff Werneke, Mayor

APPOINTMENTS/VACANCIES

Board of Adjustments

Mayor Werneke announced that one vacancy exists for a term of 5 years beginning Nov. 1, 2006.

Board of Appeals

Mayor Werneke announced that two vacancies exist for terms of 3 years beginning Nov. 1, 2006.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda)

There were none.

BIDS

Fire Department – Financing the Lease Purchase of a Fire Truck

The following bid recommendation was presented for consideration.

TO: Jan Blase, City Manager
FROM: Robert E. Blackwood, Finance Director
SUBJECT: Lease Purchase Debt Recommendation
DATE: December 28, 2006

On December 7, 2006, I mailed requests for proposals to eight banks soliciting their proposals for entering into a lease purchase agreement for funding the Fire Rescue Truck which council approved last August. By the requested date of December 20, 2006, four banks responded – US Bank, Arvest Bank, Community Bank and Trust, and Southwest Missouri Bank. With the original funding proposal from Hays Equipment Co., this gave the City five proposals from which to select the best funding source for the truck.

Both Greg Hickman and I recommend the City borrow from Southwest Missouri Bank.

While not the lowest bid (Arvest's proposal was lowest) it was the most suitable bid when compared to the current year's budget and our ability to program debt in future years. For example, both the US Bank and Arvest proposals have repayment schedules with monthly payments starting thirty days after the loan is signed. This would exceed our 2007 budget for payments on the truck (we have budgeted \$25,000 for 2007 which is being used as the down payment on the truck). Assuming we were to sign the loan in February, we would have seven payments of \$3,200 to \$3,500 or approximately \$24,000 more than budgeted for 2007.

The original Hays Equipment bid was slightly lower than the Southwest Missouri Bank bid but was not considered the best bid for two reasons. First, it was not a 'local' bid; the Southwest Missouri Bank bid was less than three percent higher than the Hays bid. Second, the Hays bid was 'dated'; it was only guaranteed at the rate offered until August 31, 2006. Given the interest rate trend over the past six months, asking Hays for a new bid was deemed to be unnecessary.

The remaining bid, Community Bank & Trust, was simply not as competitive as the Southwest Missouri Bank bid.

Discussion followed.

Councilman Smallwood informed the council that Arvest's bid does not include the final payment and that he would be abstaining on the roll call vote.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to award the bid as recommended.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Abstain,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2006-233...Declaring certain personal property as surplus and setting forth the method for disposing of same...2nd & 3rd Readings

Bill No. 2006-233 for Ordinance No. 273-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2006-233 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

CORRESPONDENCE

Suddenlink Communications

Mayor Werneke reported that a letter was received from Suddenlink Communications informing the council that as part of their effort to improve their product offerings that they are planning to make several changes to their channel lineup.

NEW BUSINESS

Bill No. 2007-234...Accepting the recommendations of the Tax Increment Financing Commission as to Amendment # 5 of the Redevelopment Plan for the Tax Increment Finance District designating an amended redevelopment area and making certain findings and determinations with respect to said amended plan...1st Reading

Bill No. 2007-234 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Bill No. 2007-234 on first reading.

Discussion followed with Mr. Darrell Gross giving the council an overview of the amendment.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-235...Authorizing the City of Neosho to enter into a Lease Purchase Agreement with Southwest Missouri Bank with respect to the acquisition of certain personal property (Fire Truck)...1st Reading

Bill No. 2007-235 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Carnes to pass Bill No. 2007-235 on first reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Abstain.

Motion carried.

Presentation of annexation petitions submitted by Warren M. & Elaine Lown and by the City of Neosho

The City Council was presented with petitions submitted by Warren M. & Elaine Lown and by the City of Neosho to annex properties into the corporate limits of the City of Neosho, under District R-1.

Discussion followed.

The petitions were accepted and public hearings were scheduled for the next council meeting.

Consideration of an application submitted by Crescent Oil Company, Inc. d/b/a Oak Tree Mart, located at 2211 Oak Ridge Dr., for a license to sell 5% beer in the original package

The council was presented with an application submitted by Crescent Oil Company, Inc. d/b/a Oak Tree Mart, located at 2211 Oak Ridge Dr., for a license to sell 5% beer in the original package.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve Crescent Oil Company, Inc.'s application for a license to sell 5% beer in the original package.

Discussion followed with Mr. Hays advising the council that a license was available. Two or three years ago the state stated they were no longer going to give 3.2 licenses and the city has quite a few 3.2 licenses. The state said that they were going to honor that with a 5 percent; so, we would have quite a few package liquor stores before they totally ran out. Additionally, the application met the distance requirement from churches and schools in that the distance from the building to the applicant's own property line was in excess of 150 feet.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - No, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Consideration of offer to purchase the house located at 913 N. College

Mr. Blase informed the council that the city has received an offer to purchase the house located on the property at 913 N. College. The house has been declared surplus and the owner will be moving the house from the property.

Mr. Blase requested permission of the council to give authorization to proceed with the necessary paperwork.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the accept the offer in the amount of \$5,000.00 and proceed with the paperwork.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Abstain,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

REPORT OF CITY OFFICER

City Manager Blase

Mr. Blase informed the council that, without objection, he would be taking a vacation from February 5 through February 9.

Councilman Birdsong

Councilman Birdsong requested that the Traffic Commission, at its next meeting, consider the placement of a yield or stop sign at the intersection of Main and Hamilton streets.

Discussion followed.

Mayor Werneke

Mayor Werneke informed the council that he would have a document prepared for consideration at the next council meeting which would address the comprehensive plan and present that document to the Planning and Zoning Commission.

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2203...1st Reading

Master Fund Appropriation Ordinance No. 2203 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2203 in the amount of \$268,595.28 on 1st Reading.

Discussion followed with Councilman Persinger noting that the total amount did not include \$307.89 and should be corrected to include that amount.

An amended motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2203 in the amount of \$268,903.17 on 1st Reading. Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Appropriation Ordinance No. 2203...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2203 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to pass Master Fund Appropriation Ordinance No. 2203 in the amount of \$268,903.17 on 2nd & 3rd Readings.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

CLOSED MEETING

There was none.

ADJOURN

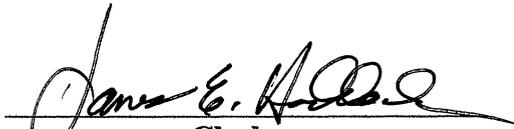
There being no further business to come before the council, Mayor Werneke adjourned the meeting at 7:50 p.m.

APPROVED:

NEOSHO CITY COUNCIL


A handwritten signature in black ink, appearing to be "James E. Werneke", is written over a horizontal line. Below the line, the word "Mayor" is printed in a bold, sans-serif font.

ATTEST:


A handwritten signature in black ink, appearing to be "James E. Werneke", is written over a horizontal line. Below the line, the word "Clerk" is printed in a bold, sans-serif font.

MINUTES
NEOSHO CITY COUNCIL
January 16, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Werneke gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Eric Haddock, City Clerk

APPROVAL OF MINUTES

Regular Session of January 16, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of January 16, 2007

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

APPOINTMENTS/VACANCIES

Board of Appeals

Mayor Werneke announced that two vacancies exist for terms of 3 years beginning Nov. 1, 2006. Letters requesting appointment have been received from Gary Crane and Kevin Bartley.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the appointment of Gary Crane and Kevin Bartley for terms of 3 years beginning November 1, 2006.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

Police Department – Patrol Cars

The following bid recommendation was presented for consideration.

To: City Manager Jan Blase
From: Police Chief Dave McCracken
Date: January 10, 2007
Re: Police Package Purchases

In June of 2006 the council approved the purchase of one Police package vehicle based on the State bid. At that time we discussed the ordering of the remaining units after the new budget was in effect. The cost per unit for the state bid is \$21,611 including delivery to Neosho.

We need the approval of the additional five units and the disposal of the replaced units. The total cost for the five units is \$108,055. We have budgeted \$97,500 for this purchase. The remaining funds will be obtained from the proceeds of the sale of the units taken out of service.

We have five police package patrol units, which will be taken out of service. We budgeted for the replacement units based on revenue from these units, which would be declared surplus, by the Council. We normally trade the vehicles to the dealer where we purchase the new unit. In this case the units are such high mileage and the cost of shipping them to the Columbia area caused us to believe we would be better served with the local sale.

I propose we sell these units at the area auto auction in Granby. They have regular dealers looking for such vehicles who attend and other wholesalers who will attend if they are aware the units will be sold.

I believe this will meet the requirements of the City Code for disposal of surplus property and allow us to reach out to bidders from a great distance. They will advertise the units and contact know bidders as well as pick up the vehicles. If we wish we may set a minimum bid for each unit before the sale.

The fee for this service is base on the price paid for each vehicle and will average eighty-five dollars.

Discussion followed.

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to approve the purchase of five units under state bid for a total of \$108,055.00.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Water Filtration Department – Chemicals

The following bid recommendation was presented for consideration.

Memorandum

To: City Manager Jan Blase, Honorable Mayor Werneke, Councilpersons
From: Mike Hightower, Public Works Director
Date: January 10, 2007
Re: Annual Chemicals for the Water Filtration Plant

Bids were received for the annual chemicals for the Water Filtration plant. A bid tabulation is attached.

Brenntag Mid-South was the low bid on chlorine cylinders.

The only bid on bulk ground aluminum was from G.S. Robins.

The low bid on the P.A.C. was from Advance Chemical Solutions.

It is my recommendation to accept these low bids for our chemical needs at the Water Filtration Plant.

**WATER DEPARTMENT – CHEMICALS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for chemicals for the Water Department of the City of Neosho.

The bid opening was held at 10:00 a.m., January 10, 2007 in the Lobby of City Hall. Present for the opening were Keith Potts with G.S. Robbins, Stacey Barnes and Kim Messer. The following bids were received:

Brenntag Mid-South 2235 W. Battlefield Rd. Springfield, MO 65807	Bid:	1 ton chlorine:	\$550.00
		150 Lb Chlorine:	\$ 70.50
		Alum:	No Bid
		Lime:	No Bid
		PAC:	No Bid
DPC Enterprise 1785 Hwy. 61 South. Festus, MO 63028	Bid:	1 ton chlorine:	\$560.00
		150 Lb Chlorine:	\$ 75.00
		Alum:	No Bid
		Lime:	No Bid
		PAC:	No Bid
G.S. Robbins P.O. Box 10907 Springfield, MO 65808	Bid:	1 ton chlorine:	\$680.00
		150 Lb Chlorine:	\$ 75.00
		Alum:	\$340.00
		Lime:	No Bid
		PAC:	.335
Advance Chemical Solutions P.O. Box 702188 Tulsa, OK 74170-2188	Bid:	1 ton chlorine:	No Bid
		150 Lb Chlorine:	No Bid
		Alum:	No Bid
		Lime:	No Bid
		PAC:	.299
Sweetwater Technologies P.O. Box 602 Columbia, TN 38402-0602	Bid:	No bid, but wants a bid tabulation	

Discussion followed.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to award the bids as recommended.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Wastewater Department – Gear Boxes

The following bid recommendation was presented for consideration.

To: City Manager Jan Blase, Honorable Mayor Werneke, Councilpersons
From: Mike Hightower, Public Works Director
Date: January 10, 2007
Re: Gear boxes for the Wastewater Plant

Bids were received for two gear boxes and bushing kits for the Shoal Creek Wastewater Plant. A bid tabulation is attached.

Bearing Headquarters from Joplin, MO had a total bid of \$12,016.00. Motion Industries, also of Joplin, MO, had a total bid of \$12,895.12.

It is my recommendation to accept the low bid from Bearing Headquarters.

**WASTEWATER DEPARTMENT– GEARBOX
BID OPENING SUMMARY**

Attached is a compilation of the bids received for gearboxes for the Wastewater Department of the City of Neosho.

The bid opening was held at 10:00 a.m., January 10, 2007 in the Lobby of City Hall. Present for the opening were Stacey Barnes and Kim Messer.

The following bids were received:

Bearing Headquarters Co. 2400 W. 20 th Street Joplin, MO 64804 417-624-1400 Contact: Buck Edie	Bid: Gearbox per specs: \$5,610.25 each Bushing kit per specs: \$397.75 each Total: \$12,016.00
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Motion Industries 3730 E. 20 th Street Joplin, MO 64801	Bid: Gearbox per specs: \$6,020.73 each Bushing kit per specs: \$426.83 each Total: \$12,895.12
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Applied Industrial Technologies	No Response
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IBT	No Response
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Motion was made by Councilman Persinger and seconded by Councilman Smallwood to award the bid as recommended.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-234...Accepting the recommendations of the Tax Increment Financing Commission as to Amendment # 5 of the Redevelopment Plan for the Tax Increment Finance District designating an amended redevelopment area and making certain findings and determinations with respect to said amended plan...2nd & 3rd Readings

Bill No. 2007-234 for Ordinance 274-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve Bill No. 2007-234 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-235...Authorizing the City of Neosho to enter into a Lease Purchase Agreement with respect to the acquisition of certain personal property (Fire Truck)...2nd & 3rd Reading

Bill No. 2007-235 for Ordinance No. 275-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to approve Bill No. 2007-235 on second and third readings.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Abstain,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CORRESPONDENCE

DNR – National Registry of Historic Places

Mayor Werneke announced that the properties located at 114, 116, 118-120, 122, and 124-126 South Wood Street will be considered by the Missouri Advisory Council on Historic Preservation for nomination to the National Register of Historic Places.

NEW BUSINESS

Public Hearing concerning an application submitted by Warren M. & Elaine Lown located at 1848 Waldo Hatler Dr. into the city limits of the City of Neosho.

Mayor Werneke opened the floor for public comment. There being no comments from the public, Mayor Werneke closed the public hearing.

Public Hearing concerning an application submitted by the City of Neosho located at 1022 N. College St. into the city limits of the City of Neosho.

Mayor Werneke opened the floor for public comment. There being no comments from the public, Mayor Werneke closed the public hearing.

Bill No. 2007-236...Declaring certain personal property as surplus and setting forth the method for disposing of same...1st Reading

Bill No. 2007-236 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-236 on first reading.

Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Bill No. 2007-237...Revising Section 125.110 of the Code of Ordinances Providing for a Park and Recreation Board and Repealing Section 125.120 Providing for a Recreation Board...1st Reading

Bill No. 2007-237 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-237 on first reading. Discussion followed.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-238...Approving the Subdivision Plat of Lane Estates...1st Reading

Bill No. 2007-238 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to pass Bill No. 2007-238 on first reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Yes.

Motion carried.

Bill No. 2007-239...Approving the Plat of Neosho Heights Subdivision...1st Reading

Bill No. 2007-239 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Bill No. 2007-239 on first reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Consideration of Fiscal Year 2006-2007 Budget Amendment

The proposed budget amendment for the recycling center was presented for consideration.

Discussion followed.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the budget amendment as presented.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - No,
Jeff Werneke – Yes, Howard Birdsong – Yes.

Motion carried.

REPORT OF CITY OFFICERS

City Manager Blase

Mr. Blase reported the water plant was back on line with the replacement generator being installed this morning. Mr. Blase also reported on the status of the Lampo Community Center and informed the council that the mural in the auditorium will be relocated to the Lampo Community Center. The auditorium will be closed as of the second weekend in March.

Councilman Birdsong

Councilman Birdsong recognized the city employees for the hard work and progress they have made since the ice storm. Discussion followed concerning storm damage and related activities including preliminary plans for cleanup.

City Clerk Haddock

Mr. Haddock informed the council, that at the school's request, Field School and Benton Elementary School will no longer be used as voting precincts. For the February election the Benton School precinct will be moved to the Lampo Community Center and the Field School precinct will be moved to the Calvary Baptist Church. Additionally, with the closing of the auditorium a location is needed for that precinct. Discussion followed.

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2204....1st Reading

Master Fund Appropriation Ordinance No. 2204 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2204 in the amount of \$312,090.24 on 1st Reading.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Appropriation Ordinance No. 2204...2nd & 3rd Reading

Master Fund Appropriation Ordinance No. 2204 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2204 in the amount of \$312,090.24 on 2nd & 3rd Reading.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Appropriation Ordinance No. 2205....1st Reading

Master Fund Appropriation Ordinance No. 2205 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2205 in the amount of \$6,129.63 on 1st Reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Yes.

Motion carried.

Master Fund Appropriation Ordinance No. 2205...2nd & 3rd Reading

Master Fund Appropriation Ordinance No. 2205 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2205 in the amount of \$6,129.63 on 2nd & 3rd Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

CLOSED MEETING

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to close the meeting pursuant to RSMo. Sec. 610.021(1) Legal actions, causes of action or litigation.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Mayor Werneke closed the meeting at 7:37 p.m.

RECONVENE

The meeting reconvened in open session at 8:55 p.m. and Mayor Werneke announced that no vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 8:55 p.m.

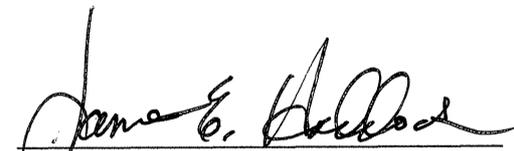
APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

**MINUTES
NEOSHO CITY COUNCIL
February 6, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mr. Buzz Ball gave the opening prayer and Mayor Werneke led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Dave McCracken, Acting City Manager; Steven Hays, City Attorney; and Eric Haddock, City Clerk

APPROVAL OF MINUTES

Regular Session of January 16, 2007

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the minutes of the Regular Session of January 16, 2007

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Closed Session of January 16, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Closed Session of January 16, 2007

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

PROCLAMATIONS

Mayor Werneke issued the following proclamation:

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Dwyer Enterprises, Inc. began its operations in Neosho in 1968, and has been a part of Neosho since; and

Whereas, Dwyer Enterprises, Inc. has continued since that time to provide services in fabrication and design of Tool & Dies, Molds, Stamping and C.N.C. Production Machining.

Whereas, Dwyer Enterprises, Inc. started out with one employee and increased the number to 11, and their facility from 2,000 sq. ft. to the present 35,000 sq. ft;

Now, therefore, I, Jeff Werneke, Mayor of the City of Neosho, do hereby proclaim Dwyer Enterprises, Inc. as Neosho's February 2007, Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 6th day of February, 2007.

/s/Jeff Werneke, Mayor

APPOINTMENTS/VACANCIES

Board of Adjustments

Mayor Werneke announced that one vacancy exists for a term of 5 years beginning November 1, 2006. One letter of interest was received from Mr. Bill Carlsten.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to appoint Mr. Carlsten to the Board of Adjustments for a term of 5 years beginning November 1, 2006.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Recreation Board

Mayor Werneke announced that a letter of resignation was submitted by Mr. Glen E. Welden.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to accept Mr. Welden's letter of resignation with thanks for his service.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS: There were none.

UNFINISHED BUSINESS

Bill No. 2007-236...Declaring certain personal property as surplus and setting forth the method for disposing of same...2nd & 3rd Readings

Bill No. 2007-236 for Ordinance No. 276-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-236 on second and third readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Bill No. 2007-237...Revising Section 125.110 of the Code of Ordinances Providing for a Park and Recreation Board and Repealing Section 125.120 Providing for a Recreation Board...2nd & 3rd Readings

Bill No. 2007-237 for Ordinance No. 277-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Bill No. 2007-237 on second and third readings. Discussion followed.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Bill No. 2007-238...Approving the Subdivision Plat of Lane Estates...2nd & 3rd Readings

Bill No. 2007-238 for Ordinance No. 278-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to pass Bill No. 2007-238 on second and third readings.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Bill No. 2007-239...Approving the Plat of Neosho Heights Subdivision...2nd & 3rd Readings

Bill No. 2007-239 for Ordinance No. 279-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-239 on second and third readings.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Bill No. 2007-240...Annexing the property located at 1848 Waldo Hatler Dr. into the city limits of the City of Neosho as petitioned by Warren M. & Elaine Lown...1st Reading

Bill No. 2007-240 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to pass Bill No. 2007-240 on first reading.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Bill No. 2007-241...Annexing the property located at 1022 N. College St. into the city limits of the City of Neosho as petitioned by the City of Neosho...1st Reading

Bill No. 2007-241 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-241 on first reading.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Bill No. 2007-242...Approving Fox Ridge Subdivision, Plat #2...1st Reading

Bill No. 2007-242 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-242 on first reading.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

REPORT OF CITY OFFICERS

Mr. Bobby Gregg

Mr. Gregg reported on the progress of the clean up of the storm damage. Clean up is expected to take at least 45 days. Discussion followed.

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2206....1st Reading

Master Fund Appropriation Ordinance No. 2206 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2206 in the amount of \$465,959.06 on 1st Reading

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Appropriation Ordinance No. 2206...2nd & 3rd Reading

Master Fund Appropriation Ordinance No. 2206 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to pass Master Fund Appropriation Ordinance No. 2206 in the amount of \$465,959.06 on 2nd & 3rd Readings

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

CLOSED MEETING

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to close the meeting pursuant to RSMo. Sec. 610.021(1) Legal actions, causes of action or litigation.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Mayor Werneke closed the meeting at 7:30 p.m.

RECONVENE

The meeting reconvened in open session at 8:05 p.m. and Mayor Werneke announced that no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 8:05 p.m.

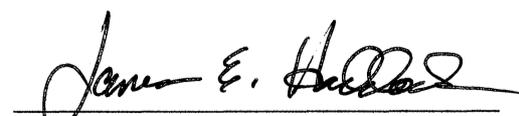
APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

**MINUTES – SPECIAL SESSION
NEOSHO CITY COUNCIL
February 9, 2007 – 8:30 a.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

A quorum being present, Mayor Werneke called the meeting to order at 8:35 a.m. and a five minute recess was called to await the presence of Councilman Smallwood.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Dave McCracken, Acting City Manager; Steven Hays, City Attorney; and Eric Haddock, City Clerk

NEW BUSINESS

Consider petitioning the Circuit Court to place a proposition on the April election ballot

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to petition the Newton County Circuit Court to place a 1/8 cent sales tax on the April election ballot.

Discussion following concerning the requirements for passage of the tax; the projects to be funded by the tax; whether there would be one ballot proposal or separate ballot proposals for each project; funding of the projects by bonds or certificates of participation; and the necessity and scope of each of the projects.

Councilman Birdsong called for the question.

City Clerk Haddock informed the council that a motion was on the floor to petition the Newton County Circuit Court to place a 1/8 cent sales tax on the April election ballot.

Motion was amended by Councilman Birdsong and seconded by Councilman Smallwood to petition the Newton County Circuit Court to place a 1/8 cent sales tax on the April election ballot with the same wording as was on the ballot proposition at the February election.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - No, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-243...Providing for an additional sales tax in the amount of one eighth of one percent (1/8 of 1%) for transportation purposes and calling for an election on such tax to be held on Tuesday, April 3, 2007...1st Reading

Bill No. 2007-243 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-243 on first reading.

Roll call vote:

RoseMarie Carnes - No, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Council Minutes – February 9, 2007

Bill No. 2007-243...Providing for an additional sales tax in the amount of one eighth of one percent (1/8 of 1%) for transportation purposes and calling for an election on such tax to be held on Tuesday, April 3, 2007....2nd & 3rd Readings...under emergency measure

Bill No. 2007-243 for Ordinance No. 280-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-243 on second and third readings...under emergency measure

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes – No.

Motion carried.

ADJOURN

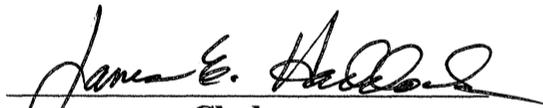
There being no further business on the agenda, Mayor Werneke adjourned the meeting at 9:25 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


Clerk

MINUTES
NEOSHO CITY COUNCIL
February 20, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Werneke gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Eric Haddock, City Clerk

APPROVAL OF MINUTES

Regular Session of February 6, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of February 6, 2007

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Closed Session of February 6, 2007

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to approve the minutes of the Closed Session of February 6, 2007

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Special Session of February 9, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Special Session of February 9, 2007

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

APPOINTMENTS/VACANCIES

Recreation Board

Mayor Werneke announced that a letter of resignation was submitted by Mr. Tony Woods.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to accept Mr. Woods' letter of resignation with thanks for his service.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Mr. Richard Reid was recognized and placed on the agenda and without objection, Visitors Business was forwarded on the agenda.

VISITORS BUSINESS

Mr. Richard Reid – Howard Bush Drive and Wal-Mart Liquor License

Mr. Reid was addressing the council on behalf of A. W. Lavender who could not attend the meeting due to illness. Mr. Reid questioned the council's decision to place the Howard Bush Drive extension on the April ballot, requiring for additional funds, if funds already existed for the project.

Discussion followed.

City Manager Blase explained that without the additional sales tax, funding the Howard Bush Drive extension would have to come out of the annual maintenance budget and payments would be made for as little as twenty years. Placing it on the April ballot prevents the project from deterring from the maintenance of the current city roads.

Mr. Reid also addressed the council asking if the members were going to approve the sale of 5% beer at Neosho's Wal-Mart and if the community's values in opposition of additional liquor sales had been considered.

Mayor Werneke stated he could not answer how the council was going to vote before the vote was actually taken.

BIDS

There were none.

UNFINISHED BUSINESS

Bill No. 2007-240...Annexing the property located at 1848 Waldo Hatler Dr. into the city limits of the City of Neosho as petitioned by Warren M. & Elaine Lown...2nd & 3rd Readings

Bill No. 2007-240 for Ordinance No. 281-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to pass Bill No. 2007-240 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Bill No. 2007-241...Annexing the property located at 1022 N. College St. into the city limits of the City of Neosho as petitioned by the City of Neosho...2nd & 3rd Readings

Bill No. 2007-241 for Ordinance No. 282-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to pass Bill No. 2007-241 on second and third readings.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Bill No. 2007-242...Approving Fox Ridge Subdivision, Plat #2... 2nd & 3rd Readings

Bill No. 2007-242 for Ordinance No. 283-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-242 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Consideration of an application submitted by Wal-Mart Stores East LP, d/b/a Wal-Mart Supercenter #17 for a license to sell 5% beer in the original package including Sunday Sales

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to approve the issuance of a liquor license as presented.

Discussion followed.

Councilman Persinger inquired if the license had to be granted since there was one available. Mr. Hays informed the council that since a license was available and the requesting application was filed properly, issuing the license would be the right thing to do.

Mayor Werneke explained the number of licenses allowed in the city is in relationship to its population.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Abstain, Matthew Persinger - No. Motion carried.

Public Hearing regarding an application submitted by Integrity Group, LLC to rezone Lots 1 through 6 and 24 through 34 of Neosho Heights Subdivision from District R-1, First Dwelling House District to District R-2, Second Dwelling House District

Mayor Werneke opened the floor for public comment. There being no comments from the public, Mayor Werneke closed the public hearing.

Bill No. 2007-244...Rezoning Lots 1 through 6 and 24 through 34 of Neosho Heights Subdivision from District R-1, First Dwelling House District to District R-2, Second Dwelling House District as petitioned by Integrity Group, LLC. . .1st Reading

Bill No. 2007-244 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-244 on first reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Public Hearing regarding an application submitted by W. P. Investments LLC to rezone the property located at 211 S. Hamilton from District R-3, Apartment House District to District C-3, Commercial Business District

Mayor Werneke opened the floor for public comment. There being no comments from the public, Mayor Werneke closed the public hearing.

Bill No. 2007-245...Rezoning the property located at 211 S. Hamilton from District R-3, Apartment House District to District C-3, Commercial Business District as petitioned by W. P. Investments LLC. . .1st Reading

Bill No. 2007-245 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to pass Bill No. 2007-245 on first reading.

Discussion followed.

Mayor Werneke informed the council that Planning and Zoning unanimously recommended the council rezone the property located at 211 S. Hamilton.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Abstain, Jeff Werneke - Yes. Motion carried.

Bill No. 2007-246...Canvassing the returns of the special election held on February 6, 2007 and declaring the results thereof...1st Reading

Bill No. 2007-246 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-246 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Bill No. 2007-247...Authorizing an agreement with Allgeier, Martin and Associates, Inc. for the purpose of providing engineering services for street improvements...1st Reading

Bill No. 2007-247 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-247 on first reading.

Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Bill No. 2007-247...Authorizing an agreement with Allgeier, Martin and Associates, Inc. for the purpose of providing engineering services for street improvements...2nd & 3rd Readings...under emergency measure

Bill No. 2007-247 for Ordinance 284-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-247 on second and third readings.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Change Order

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the change order for Branco Enterprises totaling \$1,497.68 and authorizing Mayor Werneke execute.

Discussion followed.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

REPORT OF CITY OFFICERS

Mr. Bobby Gregg

Mr. Gregg reported on the progress of the clean up of the storm damage. About sixty per cent of hauling has been completed and citizens will have until March 5th to get limbs to curbside for pick up. Ninety per cent of street right-of-ways have been cleared and floodways and city drainage areas will be picked up soon. He reminded the council that the contractors are not allowed on private property.

Mr. Bob Blackwood

Mr. Blackwood informed the council that stump grinding bids would be presented at the next council meeting. Also, all the limbs picked up thus far would stand forty feet high if placed on the downtown square.

Mayor Werneke

Mayor Werneke presented the council with the original matrix of the Comprehensive Plan that included preliminary comments regarding the community actions. Upon review of the council members, it would be reported to Planning and Zoning

APPROPRIATIONS

Appropriation Ordinance No. 2207...1st Reading

Master Fund Appropriation Ordinance No. 2207 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2207 in the amount of \$1,012,067.54 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Appropriation Ordinance No. 2207...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2207 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to pass Master Fund Appropriation Ordinance No. 2207 in the amount of \$1,012,067.54 on 2nd & 3rd Readings.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

CLOSED MEETING

There was none.

ADJOURN

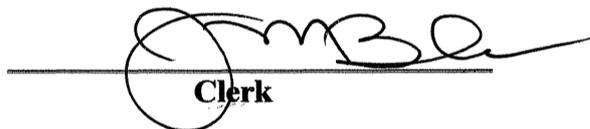
There being no further business to come before the council, Mayor Werneke adjourned the meeting at 7:56 p.m.

APPROVED:

NEOSHO CITY COUNCIL


A handwritten signature in black ink, appearing to be 'J. Werneke', is written over a horizontal line. Below the line, the word 'Mayor' is printed in a bold, sans-serif font.

ATTEST:


A handwritten signature in black ink, appearing to be 'M. B. ...', is written over a horizontal line. Below the line, the word 'Clerk' is printed in a bold, sans-serif font.

MINUTES
NEOSHO CITY COUNCIL
March 6, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Werneke gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of March 6, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of March 6, 2007

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

PROCLAMATIONS

Mayor Werneke issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Neosho Power Sports began its operations in Neosho in March of 1996. The original dealership was Don's Honda Shop which began in the 1960's and has been a part of Neosho since; and

Whereas, Neosho Power Sports has continued since that time to be an original Honda dealership with full service Motorcycle, ATV and Generator dealership and increasing their employees from 6 to 48, and their facility from 10,000 sq. ft. to the present 27,000 sq. ft.;

Now, therefore, I, Jeff Werneke, Mayor of the City of Neosho, do hereby proclaim Neosho Power Sports as Neosho's March 2007, Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 6th day of March, 2007.

/s/Jeff Werneke, Mayor

AWARDS

Mr. Chris Eads and Mr. Robert Crawford – Recognition by Neosho Police Department

Mr. Eads and Mr. Crawford were presented with plaques from the Neosho Police Department in recognition and appreciation of their efforts to aid Officer Patrick Thomason to take a mental subject into protective custody. He was in a dazed condition and endangered himself by walking in traffic. When approached by Officer Thomason the subject threw sand and road salt in his eyes rendering him temporarily blinded. Mr. Eads and Mr. Crawford were passing by and stopped to assist the officer. They aided Officer Thomason in preventing injury to the subject or further injury to himself and remained at the scene until other units arrived. The Neosho Police Department and the City of Neosho thanked them for their service the community.

APPOINTMENTS/VACANCIES: There were none.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Mr. John Wilson was recognized and placed on the agenda. Without objection, Visitors Business was forwarded on the agenda.

VISITORS BUSINESS

Mr. John Wilson

Mr. Wilson addressed the council and explained the need for the completion of the South Street Overpass over the Howard Bush Drive Extension. The people living on the east side of town need better emergency response access. He suggested the council place each project on a separate ballot to evaluate the community's position on each issue if they come up again. He also stated that the voters need complete understanding of each project. They should know the need, the cost, the location of the proposed takeover of South Highway 59 and the yearly cost of maintenance. Also, the community needs to know what the alternatives are to the proposed projects.

Mayor Werneke informed Mr. Wilson that the city already has an obligation to maintain Highway 59 which began about ten years ago. He also proposed a meeting on March 22 for the purpose of informing the citizens about each project they will be voting on. It was decided that the meeting will be at the Lampo Community Center from 6:30 p.m. to 8:00 p.m. Thursday, March 22, 2007.

Councilman Birdsong suggested the Daily News post on their website the coverage of each project they published prior to the February election.

BIDS

FEMA – Stump Grinding

The following bid recommendation was presented for consideration.

Memorandum

To: Honorable Mayor Werneke and Councilpersons
From: Jan Blase
Date: 3/6/2007
Re: Stump Grinding Recommendation

We recently went out for bids for grinding of stumps left by the ice storm in January. The bids are as follows:

Anthony's Tree Service	Bid: Stump grinding – 0-20"=\$75.00 21-30" = \$100.00 31-40" = \$125.00 41 & over = \$150.00
Wood Resource Recovery	Bid: Stump grinding – 0-20"=\$65.00 21-30" = \$125.00 31-40" = \$190.00 41 & over = \$325.00
Young's General Contracting	Bid: Stump grinding – 0-20"=\$70.00 21-30" = \$150.00 31-40" = \$250.00 41 & over = \$325.00
Turnship Recovery, LLC	Bid: Stump grinding – 0-20"=\$59.50 21-30" = \$89.50 31-40" = \$129.50 41 & over = \$149.50
T.F.R. Enterprises	Bid: Stump grinding – 0-20"=\$36.30 21-30" = \$46.20 31-40" = \$51.70 41 & over = \$74.80
Triple "D" Tree Service	Bid: Stump grinding – 0-20"=\$4.18/inch 21-30" = \$5.83/inch 31-40" = \$6.49/inch 40 & over = \$8.55/inch
Johnson Stump Removal	Bid: Stump grinding – 0-20"=\$81.00 21-30" = \$121.00 31-40" = \$162.00 41 & over = \$202.50
R&D Lawncare	Bid: Stump grinding – 0-20"=\$125.00 21-30" = \$175.00 31-40" = \$250.00 41 & over = \$300.00

I recommend hiring TFR Enterprises to perform the needed work for an estimated cost of \$25,467.20.

**FEMA – STUMP GRINDING
BID OPENING SUMMARY**

Attached is a compilation of the bids received for stump grinding for the debris clean-up of the City of Neosho.

The bid opening was held at 10:00 a.m., February 17, 2007 in the Council Chambers of City Hall. Present for the opening were Bob Blackwood, Bobby Gregg, Tom Workman, and Kim Messer.

The following bids were received:

Anthony's Tree Service 601 St. Bernard St. Providence, KY 42450	Bid: Stump grinding – 0-20"=\$75.00 21-30" = \$100.00 31-40" = \$125.00 41 & over = \$150.00
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Wood Resource Recovery
10606 State Road 121 N.
Gainesville, FL 32653

Bid: Stump grinding – 0-20”=\$65.00
21-30” = \$125.00
31-40” = \$190.00
41 & over = \$325.00

Young’s General Contracting
5100 Hwy. PP
Poplar Bluff, MO 63901

Bid: Stump grinding – 0-20”=\$70.00
21-30” = \$150.00
31-40” = \$250.00
41 & over = \$325.00

Turnship Recovery, LLC
510 S. High School Ave.
Columbia, MO 39429

Bid: Stump grinding – 0-20”=\$59.50
21-30” = \$89.50
31-40” = \$129.50
41 & over = \$149.50

T.F.R. Enterprises
10731 E. Crystal Falls Pkwy
Leander, TX 78641

Bid: Stump grinding – 0-20”=\$36.30
21-30” = \$46.20
31-40” = \$51.70
41 & over = \$74.80

Triple “D” Tree Service
1051 S. 190th
Pittsburgh, KS 66762

Bid: Stump grinding – 0-20”=\$4.18/inch
21-30” = \$5.83/inch
31-40” = \$6.49/inch
40 & over = \$8.55/inch

Johnson Stump Removal
2201 Varney Street
Neosho, MO 64850

Bid: Stump grinding – 0-20”=\$81.00
21-30” = \$121.00
31-40” = \$162.00
41 & over = \$202.50

R&D Lawncare
18839 Hottel Springs Rd.
Seneca, MO 64865

Bid: Stump grinding – 0-20”=\$125.00
21-30” = \$175.00
31-40” = \$250.00
41 & over = \$300.00

City Manager Blase informed the council the stumps the bid was referring to are ones that pose a danger to the public within the next few years, such as stumps in prominent areas of Big Spring Park and the Golf Course.

Mr. Bobby Gregg explained the categories of stump sizes and informed the council that the number of stumps in around 600.

Motion was made by Councilman Smallwood and seconded by Councilman Carnes to award the bid to TFR enterprises with the amount not to exceed \$26,000 and authorize the mayor to execute.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Airport – Taxiway Sealcoat

The following bid recommendation was presented for consideration.

Memorandum

To: Honorable Mayor Werneke and Councilpersons
From: Jan Blase
Date: 3/6/2007
Re: Taxiway Sealcoat Recommendation

We recently went out for bids for repair, sealcoat, and striping of the taxiways at the Hugh Robinson Memorial Airport. The bids are as follows:

Bishops Construction	\$214,079.39
McConnell and Associates	\$183,705.23
Maxwell Asphalt	\$216,288.73
Huff Sealing Corp.	\$234,353.09

I recommend hiring McConnell and Associates to perform the needed repairs at the airport for a total cost of \$183,705.23.

**AIRPORT – TAXIWAY SEALCOAT
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the repair and seal of taxiways for the Airport of the City of Neosho.

The bid opening was held at 4:00 p.m., February 28, 2007 in the Council Chambers of City Hall. Present for the opening were Bishops Construction, Vickie Dexter, and Kim Messer.

The following bids were received:

McConnell & Associates 1225 Iron North Kansas City, MO 64116-4008	Bid: Taxiways per specs: \$183,705.23
Bishops Construction 23499 Lawrence 1230 Aurora, MO 65605	Bid: Taxiways per specs: \$214,079.39
Maxwell Asphalt 6651 Yale Drive Littleton, CO 80130	Bid: Taxiways per specs: \$216,288.73
Huff Sealing Corporation Hwy. 15 East Albin, IL 62806	Bid: Taxiways per specs: \$234,353.09

Discussion followed.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to award the bid to McConnell & Associates in the amount of \$183,705.23 and authorized the mayor to execute.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-244...Rezoning Lots 1 through 6 and 24 through 34 of Neosho Heights Subdivision from District R-1, First Dwelling House District to District R-2, Second Dwelling House District as petitioned by Integrity Group, LLC. . . 2nd & 3rd Readings

Bill No. 2007-244 for Ordinance No. 285-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to pass Bill No. 2007-244 on second and third readings.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Bill No. 2007-245...Rezoning the property located at 211 S. Hamilton from District R-3, Apartment House District to District C-3, Commercial Business District as petitioned by W. P. Investments LLC. . . 2nd & 3rd Readings

Bill No. 2007-245 for Ordinance No. 286-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to pass Bill No. 2007-245 on second and third readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes, Matthew Persinger - Yes, Jim Smallwood - Abstain. Motion carried.

Bill No. 2007-246...Canvassing the returns of the special election held on February 6, 2007 and declaring the results thereof...2nd & 3rd Readings

Bill No. 2007-246 for Ordinance No. 287-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-246 on second and third readings.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Bill No. 2007-248... Revising Section 600.340 of the Code of Ordinances providing for revocation of intoxicating liquors or non-intoxicating beer license as defined by section 600.010 of said code...1st Reading

Bill No. 2007-248 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to pass Bill No. 2007-248 on first reading.

Mr. Hays explained to the council the 90-day provision in section A.2. and informed them that the council could revoke the license or grant the licensee an extension if more time was needed to initiate and continue sale of the merchandise.

Councilman Smallwood inquired that if a license was revoked, whether or not the holder would have to reapply or be moved to the bottom of the waiting list. Mr. Hays said the licensee would be moved to the bottom of the list and when they came up for the license again, the council would take into consideration their initial revocation.

Mayor Werneke inquired about the documentation of the liquor license waiting list and was informed by Mr. Hays the documents are maintained by the City Clerk.

Councilman Carnes addressed the wording "...willfully and persistently violate..." of section A.3. expressing her concern that the license holders must violate ordinances more than once before action could be taken against them. Mr. Hays noted the council must be fair to the owners of the companies who purchase the license and sell the alcohol and that some violations, such as an employee selling liquor to minors, is out of their control. If the company continued to have such problems the council would certainly take the proper action and investigate. It would be necessary to have at least two violations to prevent abuse. It is important to remember that if one offense is severe enough to warrant the removal of the license, that the state has the power to do so. Councilman Smallwood further explained section A.3. says "...violation of any ordinance..." The license holder is not limited to violating only ordinances related to liquor sales.

Mayor Werneke suggested changing the wording in question to “and/or.” The concern was brought up by Councilman Smallwood that the removal of the two offense check could lead to unreasonable revoking of a license. Mr. Hays confirmed it would be possible for a council who did not like a particular business owner to revoke the license for minor offense such as the running of a stop sign.

Councilman Birdsong suggested the city attorney review each claim to revoke a liquor license before it reaches the council for a hearing to determine whether or not revocation for the violation is warranted. With the checks and balances system, even if the city attorney finds the claim unworthy of a hearing, there is still an appeal that can be made directly to the city council.

Councilman Smallwood amended is previous motion and was seconded by Councilman Birdsong to approve Bill No. 2007-248 on first reading and moved to table.

REPORT OF CITY OFFICERS

City Manager Blase

Mr. Blase requested the council to vote authorize him to sign a contract allowing the city to use the Saddle Club as the chip and dump site of the debris removed from the city due to the ice storm. FEMA requires a written contract for be completed in order for the city’s costs to be reimbursed. It was noted that there is approximately 40,000 cubic yards of debris to date that has been collected.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to authorized the City Manager to sign the contract with the Saddle Club.

Roll call vote: RoseMarie Carnes – Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong – Yes. Motion carried.

Mr. Blase reported that the Historic Preservation Commission District is trying to establish relationships between staff, commission, and property owners. The city has three renovations currently going on and it became apparent the city can no longer wait for the DREAM application before action is required. He recommended the council approve the hiring of a design professional for a price not to exceed \$2,000. The designer would work with the commission and the property owners to work out what meets Historic Preservation Commission District’s qualifications and what does not.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to approve the city manager’s request to hire a design professional for a price not to exceed \$2,000.

Roll call vote: Matthew Persinger – Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes – Yes. Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2208....1st Reading

Master Fund Appropriation Ordinance No. 2208 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Master Fund Appropriation Ordinance No. 2208 in the amount of \$762,896.97 on 1st Reading.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Appropriation Ordinance No. 2208...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2208 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Master Fund Appropriation Ordinance No. 2208 in the amount of \$762,896.97 on 2nd & 3rd Readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

CLOSED MEETING:

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to close the meeting pursuant to Section 610.021(2) RSMo,...Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Mayor Werneke closed the meeting at 7:58 p.m.

RECONVENE

The meeting reconvened in open session at 8:35 p.m. and Mayor Werneke announced that the council conferred with the city attorney and no vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 8:35 p.m.

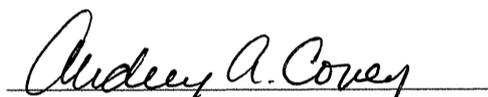
APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

MINUTES
NEOSHO CITY COUNCIL
March 20, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Councilman Persinger gave the opening prayer and Mayor Werneke led the Pledge of Allegiance.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of March 6, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of March 6, 2007

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Closed Session of March 6, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Closed Session of March 6, 2007

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

PROCLAMATIONS

APPOINTMENTS/VACANCIES

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Ms. Janet Weidman was recognized and placed on the agenda. Without objection, Visitors' Business was forwarded on the agenda.

VISITORS' BUSINESS

Ms. Weidman addressed the council requesting that the city clean up the tree damage that was left behind on her property. She also presented them with pictures to examine the area to which she was referring. She explained that the cutting crews cut down trees that fell on her property and were never picked up. She needed to know if the city was going to do it, or if she needed to make other arrangements.

Solid Waste Director Bobby Gregg informed her and the council the trees would be removed within the next two weeks.

Mayor Werneke requested Ms. Weidman contact him directly if the problem was not taken care of in the next two weeks as promised.

BIDS

Distribution & Maintenance Department – Leak Repairs

The following bid recommendations were presented for consideration.

Memorandum

To: City Manager Jan Blase, Honorable Mayor Werneke, Councilpersons
From: Mike Hightower, Public Works Director
Date: March 14, 2007
Re: Water leak repairs

We recently went out for bid on the repair of water leaks within the City. They are as follows:

1. Goins Enterprises \$197,275
2. Haggard's Excavating \$47,850
Rock Clause 1: Any large non-removable rock which must be hammered, drilled, or blasted will be billed at cost plus 10%
Rock Clause 11: If it becomes a digging hazard because of excessive rock, all bids are null and void
3. Cannon Excavating \$71,973
4. Rubottom Plumbing \$96,998
5. Brodie's Excavating \$22,000 plus other various non specified charges.

I recommend going with Haggard's Excavating in the amount of \$47,850.

Mike Hightower
Public Works Director

**DRAINAGE & MAINTENANCE – LEAK REPAIRS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the repair of leaks for the Distribution of Maintenance Department of the City of Neosho.

The bid opening was held at 2:00 p.m., March 13, 2007 in the Council Chambers of City Hall. Present for the opening were Ryan Haggard with Haggard's Excavating, David Cannon with Cannon's Excavating, Eric Brodie with Brodie's Excavating, Vickie Heles with Goins Enterprises, Mark Rubottom with Rubottom Plumbing, Mike Hightower, Stacey Barnes, and Kim Messer.

The following bids were received:

- | | |
|--|--|
| Goins Enterprises
3255 N. County Lane 252
Joplin, MO 64801 | Bid: Leak repairs per specs: \$197,275 |
| Haggard's Excavating L.L.C.
212 N. College
rock Neosho, MO 64850 | Bid: Leak repairs: \$47,850
Rock Clause I: Any large non-removable which must be hammered, drilled, or blasted will, be billed at cost plus 10%
Rock Clause II: If it becomes a digging hazard because of excessive rock, all Bids a are null & void |

Cannon Excavating 14685 Iola Lane Neosho, MO 64850	Bid: Leak repairs per specs: \$71,973
Rubottom Plumbing 20189 Jaguar Rd Neosho, MO 64850	Bid: Leak repairs per specs: \$96,998
Brodie's Excavating non-11511 Gateway Drive Neosho, MO 64850	Bid: Leak repairs: \$22,000 plus other various specified charges. (Did not bid per specs)
Bowler's Plumbing	No Response
Richland Mechanical	No Response
Otten Plumbing	No Response
Robert Rodriguez	No Response
Branco	No Response

Mr. Mike Hightower informed the council a leak survey was completed in November 2006, and 30 leaks were found. The goal is to repair the leaks before summer. He requested the council approve the recommendation for Haggard's Excavating. He also reported his crews have replaced approximately 1100 worn out meters of the 1500 the city has.

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to award the bid to Haggard's Excavating for an amount not to exceed \$47,850. Councilman Smallwood added that the Rock Clause charges are not to exceed \$20,000 to keep Haggard's Excavating under the price of the next lowest bidder.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Water Filtration Plant – Filter Controls

Memorandum

To: City Manager Jan Blase, Honorable Mayor Werneke, Councilpersons
From: Mike Hightower, Public Works Director
Date: March 14, 2007
Re: Proposals for Water Plant Filter Controls

Proposals were received for the filter controls at the water filtration plant. A tabulation is attached. This will be Phase 1 of replacing two out of the four controls on the filters.

R.E. Pedrotti Co. Inc., of Kansas, had the low bid of \$19,545.00. We have used this company in the past, and they have a very good reputation for quality products. It is my recommendation to go with this company for the filter controls.

FILTER CONTROLS - PROFESSIONAL SERVICES RFP OPENING SUMMARY

Attached is a compilation of the RFP's received for the controlling of filters for the Water Department of the City of Neosho.

The bid opening was held at 10:00 a.m., March 13, 2007 in the Lobby of City Hall. Present for the opening were Stacey Barnes and Kim Messer.

The following RFP's were received:

R.E. Pedrotti Co., Inc.

Mr. Hightower informed the council the filters were 30 years old and in need of renovation. He is requesting R.E. Pedrotti because they were the lowest bidder and they use equipment similar to that of the city.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the recommendation for the amount of \$19,545.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

UNFINISHED BUSINESS

There was none.

CORRESPONDENCE

Casey's General Stores

Mayor Werneke announced a letter received from Casey's General Stores, Inc. inquiring if our city will consent to begin selling alcohol on Sundays at 9:00 a.m.

Councilman Persinger informed the council that many local vendors in town had asked if the city was going to allow this since the state now gives cities this option.

Mayor Werneke said more people would need to contact the council with this same request to show there was further support for the change in hours in the community.

Eileen Wilson

Mrs. Wilson send the City of Neosho a "Thank You" card for its help and hard work during the ice storm. She was very thankful for such a caring community to live in.

NEW BUSINESS

Bill No. 2007-248...Revising Section 600.340 of the Code of Ordinances providing for revocation of intoxicating liquors or non-intoxicating beer license as defined by section 600.010 of said code...1st Reading

Bill No. 2007-248 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-248 on first reading.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Public Hearing regarding an application submitted by Mark Schade to rezone the property located at 1227 Reid Road from District R-1, First Dwelling House District to District R-3, Apartment House District

Mayor Werneke opened the floor for public comment.

Mr. Schade informed the council that he buys old property and builds duplexes and apartments. He was requesting District R-3 because he felt there was enough room to build apartments.

Mayor Werneke informed him that the Planning and Zoning Commission recommended the land be zoned District R-2 instead of District R-3.

Acting City Clerk Audrey Covey informed the council that Planning and Zoning made the recommendation to a lower district because the application filed stated the intended use for the property was for rental duplexes. Duplexes fall under R-2. Furthermore, the land is less than an acre in total and the commission felt there was simply not enough room to build apartments and accommodate parking.

Mr. Schade accepted Planning and Zoning's recommendation to amend his application and request District R-2.

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

Bill No. 2007-249...Rezoning the property located at 1227 Reid Road from District R-1, First Dwelling House District to District R-3, Apartment House District, as petitioned by Mark Schade...1st Reading

Bill No. 2007-249 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-249 on first reading.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Professional Services Agreement between eGov Strategies, LLC and the City of Neosho for the implementation of the city's new website

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the Services Agreement between eGov Strategies, LLC and the City of Neosho.

Chief McCracken informed the council a list of vendors was compiled and were invited to make proposals before the department heads. The decision was made to go with the presentation that provided the city with the greatest opportunity to "market" Neosho. eGov can give the city the ability for its citizens to sign their children up for sports programs up through paying their water bill online.

Mayor Werneke asked if there were modules to step the city into the website. He was informed by Chief McCracken there were modules eGov provides the city the ability to develop as the process continues.

City Manager Blase informed the council eGov developed the websites for Six Flags, all the large amusement parks, except for the Disney Company and will work with the city to develop the site and make it look the desired way. The website will be the one economic development efforts to present the city to others.

Councilman Carnes informed the council the contract is based on time and materials. The \$25,000 is just an estimate. Councilman Smallwood stated eGov is not bound by that amount and the design estimate appears to be underestimated.

City Attorney Hays advised the council they could pass the contract with the stipulation they are not to exceed a set amount. He also stated 84 other cities use this

A lengthy discussion followed concerning ownership of the code, the End User Agreement, the newest software available, and the consideration of a local software company called Kel-Dev.

Mayor Werneke stated he felt that the council did not have enough information and requested to view other eGov products and references.

Councilman Birdsong also requested more information along with a comparison sheet between the possible providers.

Councilman Smallwood amended his previous motion to approve the agreement and moved to table with a second from Councilman Persinger.

Architectural Services Agreement with Pellham-Phillips Architects & Engineers, Inc., for the renovation of City Hall

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to approve the city manager's request to enter into a preliminary service agreement Pellham-Phillips for an amount not to exceed \$2500.

Mr. Blase informed the council that the city would hire professionals to come in and advise the city on which direction to go. He estimates the cost should not exceed \$2500.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Architectural Services Agreement with Pellham-Phillips Architects & Engineers, Inc., for the construction of the New Police Department, Fire Station Renovation, and Streetscape Design

Mr. Blase informed the council that a professional needs to be hired to aid in preliminary planning of a sketch that includes all the things needed in the new police department building. He also noted the approval of this preliminary stage does not commit the company to the construction of the final product, but they would be first in line given their assistance thus far.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the city manager's request to enter into a preliminary agreement with Pellham-Phillips with the limitation the amount will not exceed \$2500.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Wastewater Collection System and Treatment Plant Master Plan and the Water System Master Plan for the City of Neosho from Archer Engineers for Wastewater Collection System Treatment

Mr. Blase informed the council that there waste water problems in the downtown area and in order to be eligible for funding, the city needs to adopt a master plan.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the city manager's recommendation of the city's Master Plan.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Contract between the City of Neosho and T.F.R. Enterprises for Stump Grinding

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the contract and authorized the city manager to sign said contract upon signature by T.F.R Enterprises.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Resolution Bill No. 2007-01...Setting certain rental fees for the Neosho Municipal Auditorium, the Lampo Community Center, and the Recreation Center

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to approve Resolution Bill No. 2007-01.

Councilman Birdsong wanted to know what the civic organizations who currently use the auditorium at a reduced rate would pay upon passage of this resolution. Discussion followed concerning the price civic organizations would be charged to reserve rooms for luncheons.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Project Application to be prepared and submitted by Solid Waste Director, Bobby Gregg, to Region M Solid Waste Management District requesting a district grant for a Vacuum Leaf Loader

Motion was made by Councilman Birdsong and seconded by Councilman Carnes to authorize the preparation and submission of the grant application.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

REPORT OF CITY OFFICERS

Golf Course

Finance Director Bob Blackwood reported that the golf course revenues through December 2006 were within \$200 of the previous year. The ice storm damage and poor weather in January and February of 2007 has put the course \$32,000 year over year. Overall, the golf course is more than paying its bills and being budgeted as well as it could be.

Golf Course Pro Justin Beck informed the council that the course lost around 420 trees due to the ice storm. In the long run, the loss will benefit the course's play. Grass will be planted this spring and more in the fall, hopefully, with the help of FEMA funding. Landscaping will begin next week at the entrance to improve the appearance.

The golf course has 85 carts that cost approximately \$40,000 a year to maintain. The warranty runs out for the carts this year. A list is being composed of which of the 85 carts the course would want to keep due to their condition. The course plans to own part of the carts they have now and lease new ones for a cost less than the \$40,000 a year they are paying now. The final decision needs to be made before January 1, 2008 to avoid the per cart price increase.

Mr. Blase suggested at the end of this year the golf course be changed from an enterprise fund to a special revenue fund. The course is capable of paying for itself. Discussion followed.

Community Development Block Grant

Mr. Blase informed the council that the grant money would be put toward resurfacing and adding parking and lighting to Spring Street. There would be a public hearing regarding the grant March 29th at 6:00 p.m. He informed the council the following resolutions would need to be passed before the application process could get underway.

Resolution Bill No. 2007-02...Stating intent to seek funding through the Community Development Block Grant Program and authorizing the mayor to pursue activities in an attempt to secure funding

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the filing of the CDBG application.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Resolution Bill No. 2007-03...Declaring the area within the DREAM boundaries to be blighted

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2209...1st Reading

Master Fund Appropriation Ordinance No. 2209 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2209 in the amount of \$977,819.36 on 1st Reading.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Appropriation Ordinance No. 2209...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2209 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2209 in the amount of \$977,819.36 on 2nd & 3rd Readings.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

NOTICE TO CLOSE PART OF MEETING

There was none.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 9:21 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

**MINUTES-SPECIAL SESSION
NEOSHO CITY COUNCIL
March 22, 2007 – 6:30 p.m. – 8:00 p.m.
Lampo Community Center
500 E. Spring, Neosho, MO**

Mayor Werneke called the meeting to order at 6:39 p.m.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

INFORMAL WORK SESSION

Information regarding the Transportation Sales Tax Projects on the April 3rd ballot were displayed for the public to examine. The councilmen as well as project engineers were present to answer any questions or concerns citizens had. The projects displayed were plans for the South Street Overpass, La-Z-Boy Drive, Howard Bush Drive Extension, and Highway 59 Improvements.

ADJOURN

Mayor Werneke adjourned the meeting at 8:01 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

MINUTES
NEOSHO CITY COUNCIL
April 3, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

A quorum being present, Mayor Werneke called the meeting to order at 7:05 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mr. Buzz Ball gave the opening prayer and Mayor Werneke led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of March 20, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Regular Session of March 20, 2007.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Special Session of March 22, 2007

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve the minutes of the Special Session of March 22, 2007.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

PROCLAMATIONS: Mayor Werneke issued the following proclamation

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Ragland Mills, Inc. began its operations in Neosho in 1969 and has been a part of Neosho since; and

Whereas, Ragland Mills, Inc. has continued since that time to be a leading producer and distributor of livestock specialty and medicated supplements, proteins and minerals. They began their business with 8 employees and increased the number of employees to 23 locally, and their facility from 15,500 sq. ft. to the present 55,000 sq. ft.;

Now, therefore, I, Jeff Werneke, Mayor of the City of Neosho, do hereby proclaim Ragland Mills, Inc. as Neosho's April 2007, Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 3rd day of April, 2007.

/s/Jeff Werneke, Mayor

AWARDS

The Neosho Police Department would like to present the Police Medal of Honor to Sergeant Dan Cook and Patrolman Mike Sharp at the next Council Meeting. Should the council have anything additional it would be welcome.

Police Medal of Honor – Sergeant Dan Cook and Patrolman Mike Sharp

Mayor Werneke read a letter of appreciation recognizing Neosho Police Sergeant Dan Cook and Neosho Police Patrolman Mike Sharp.

Officer Dan Cook while involved in a car stop was wounded by a suspect driver. Dan returned fire and took cover using his patrol vehicle. He then called for back up and a medical unit. However he elected to pursue the suspect vehicle despite his injuries.

Officer Mike Sharp arrived and with out hesitation pursued the vehicle near Mallard Road and Highway 86 where Mike was shot through the windshield of his patrol unit. Sergeant Cook arrived just as the shots were fired and most likely prevented additional gunfire from the suspect.

Both Officers put their own safety aside to protect their fellow Officer and the citizens of our community from certain danger.

Chief McCracken presented Patrolman Sharp and Sergeant Cook each with a Police Medal of Honor and a plaque expressing the Neosho Police Department's gratitude for their heroic actions and professionalism.

APPOINTMENTS/VACANCIES

Neosho-Newton County Library Board

Mayor Werneke announced that one vacancy exists for an unexpired term of 3 years which began July 1, 2006.

Deputy City Clerk, Acting City Clerk, and City Treasurer

Mayor Werneke would entertain a motion to appoint Audrey Covey to the offices of Deputy City Clerk, Acting City Clerk, and City Treasurer.

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to appoint Audrey Covey to the above listed offices.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

City Clerk Haddock administered the oaths of office to Audrey Covey.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

The following bid recommendations were presented for consideration:

Recycle Center – Compost Pad

Memorandum

To: Honorable Mayor Werneke and Council Persons

From: Bobby Gregg

Date: 3/26/2007

Re: Compost Pad

We recently went out for bids for construction for the compost pad at the recycle center. I recommend hiring Swift Construction to construct the compost pad for a total cost of \$34,946.30. \$34,946.30 would be paid for with a grant.

**RECYCLE CENTER – COMPOST PAD
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the construction of a compost pad for the Recycle Center of the City of Neosho.

The bid opening was held at 10:00 a.m., March 23, 2007 in the Conference Room of City Hall. Present for the opening were Colin Swift from Swift Construction, Bobby Gregg, and Kim Messer.

The following bids were received:

Blevin's Asphalt P.O. Box 230 Mt. Vernon, MO 65712	Bid: Construction of compost pad per specs Total = \$48,800.00
Swift Construction P.O. Box 788 Neosho, MO 64850	Bid: Construction of compost pad per specs Total = \$34,946.30
APAC P.O. Box 1187 Springfield, MO 65801	Bid: Construction of compost pad per specs Total = \$42,871.50

Mr. Gregg informed the council that the project is the culmination of three grants the city has been working on to fund the compost pad.

Motion was made by Councilman Smallwood and seconded by Councilman Carnes to award the bid to Swift Construction in the amount of \$34,946.30.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Recycle Center – City-wide clean-up

**RECYCLE CENTER – CITY-WIDE CLEAN-UP
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the hauling of trash from the City-wide clean-up for the Recycle Center of the City of Neosho.

The bid opening was held at 11:00 a.m., March 23, 2007 in the Conference Room of City Hall. Present for the opening were Bobby Gregg and Kim Messer.

The following bids were received:

Roll-Off 810 Kit Carson Neosho, MO 64850	Bid: Pull for trash = 74.99 each Disposal charge = \$38.00/ton Pull for metal = \$124.99/ton Scrap metal rebate = market price Does not state what cannot be accepted
WCA 3700 W. 7 th Street Joplin, MO 64801	Bid: Pull for trash = \$75.00 each Disposal charge = \$40.00/ton Pull for metal = \$140.00/haul Scrap metal rebate = market price will not accept tires, batteries, liquid paints chemicals, asbestos, appliances containing Freon, dead animals, hazardous waste

American Disposal Service No Response

General Disposal Service No Response

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to award the bid to Roll-Off in the amount of \$74.99/pull for trash, \$38.00/ton for disposal, and \$124.99/ton for metal.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Recreation Center – Surveillance Equipment

Memorandum

To: Honorable Mayor Werneke and Councilpersons
From: Tom Workman
Date: March 30, 2007
Re: Digital Surveillance Security System

We recently went out for bids on a Digital Surveillance Security System for the Neosho Recreation Center.

Federal Protection offers a lease program with the installation fee of \$2,195.00 and monthly payments of \$380.00.

I recommend using Federal Protection on the lease program. We are currently using this company for security alarm systems through out the city. Included in the lease program is 100% full maintenance, upgrades, replacement parts, mileage, and yearly inspections. I feel that Federal Protection has quality equipment and will be able to provide us with great service.

**RECREATION CENTER – SURVEILLANCE EQUIPMENT
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the surveillance equipment for the Rec Center of the City of Neosho.

The bid opening was held at 10:15 a.m., March 26, 2007 in the Conference Room of City Hall. Present for the opening were Tee Potter, Tom Workman, and Kim Messer. The following bids were received:

Federal Protection, Inc. 1227 E. 32 nd Street, Suite 9 Joplin, MO 64804	Bid: Surveillance equipment per specs To purchase: \$10,445 total plus \$990 for optional service agreement. To lease: \$2195 installation plus \$380 mo.
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BioMet Access Co. L.L.C. 2733 E. Battlefield Rd Springfield, MO 65804	Bid: Surveillance equipment per specs To purchase: \$6500 total
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EMC Electric No Response

Mr. Workman addressed the council stating the current security system inadequately covers the recreation center. He recommends using Federal Protection Inc. because of their maintenance agreement and quality equipment.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to award the bid to Federal Protection, Inc., not to exceed \$6,500, as recommended.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Street Department – MC 800 Oil

To: Honorable Mayor Werneke and Councilpersons
From: Mike Hightower
Date: March 22, 2007
Re: MC 800 Oil

We recently went out for bid on 3000 gallons of MC 800 oil for the streets. The only bid returned was from Coastal Energy Corporation.

I recommend going with Coastal Energy Corporation in the amount of \$6,060.00.

**STREET DEPARTMENT – MC 800 OIL
BID OPENING SUMMARY**

Attached is a compilation of the bids received for MC 800 Oil for the Street Department of the City of Neosho.

The bid opening was held at 10:00 a.m., March 22, 2007 in the Lobby of City Hall. Present for the opening were Carla Cumming and Kim Messer.

The following bids were received:

Coastal Energy Corporation P.O. Box 218 Willow Springs, MO 65793	Bid: 3000 gallons of MC 800 Oil – \$2.02/gal Total: \$6,060.00
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National Energy & Supply Co.	No Response
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Motion was made by Councilman Persinger and seconded by Councilman Smallwood to accept Mr. Hightower's recommendation to award the bid to Coastal Energy Corporation in the amount of \$6060.00.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-248...Revising Section 600.340 of the Code of Ordinances providing for revocation of intoxicating liquors or non-intoxicating beer license as defined by section 600.010 of said code...2nd & 3rd Readings

Bill No. 2007-248 for Ordinance No. 288-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-248 on second and third readings.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Bill No. 2007-249...Rezoning the property located at 1227 Reid Road from District R-1, First Dwelling House District to District R-2, Second Dwelling House District, as petitioned by Mark Schade...2nd & 3rd Readings

Bill No. 2007-249 for Ordinance No. 289-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to pass Bill No. 2007-249 on second and third readings.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Bill No. 2007-250...Authorizing the City to enter into a lease purchase transaction, the proceeds of which will be used to pay the costs of renovating the City's existing Municipal Auditorium and Senior Citizen Center...1st Reading

Bill No. 2007-250 was read by title only by Mr. Hays.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Bill No. 2007-250 on first reading.

Mr. Jack Dillingham informed the council that the net to the city is \$2.6 million for the Municipal Auditorium and \$600,000 for the Senior Center. Discussion followed.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

Professional Services Agreement between eGov Strategies, LLC and the City of Neosho for the implementation of the city's new website

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the agreement between the City of Neosho and eGov Strategies, LLC

Councilman Smallwood explained that \$25,000 was a lot of money to spend on a website when the contract had not been reviewed by an IT staff member. He suggested revisiting the contract after the new IT employee begins working at City Hall in a couple of weeks. Discussion followed.

Councilman Birdsong called for the question.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - No, Matthew Persinger – Yes, Jim Smallwood – No, Jeff Werneke – No. Motion failed.

Presentation of annexation petition submitted by Mark Bridges

The City Council was presented with a petition submitted by Mark Bridges to annex property into the corporate limits of the City of Neosho, under District R-1.

The petition was accepted and a public hearing was scheduled for the next council meeting.

Statement of Services Agreement with State of Missouri for DREAM program

Motion was made by Councilman Smallwood and seconded by Councilman Birdsong to accept the Services Agreement with the State of Missouri and authorized the Mayor to execute.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Highway Safety Traffic Grant

March 28, 2007

To: Jan Blase City Manger – Members of Neosho City Council
From: Dave McCracken, Chief of Police

Request for Grant Application Division of Highway Safety

Again this year I recommend we apply for a Highway Safety Traffic Grant. This grant will provide funding of overtime for Officers to work accident reduction programs. This year I hope to obtain funding for a selective enforcement program to summons violations of driving while intoxicated and hazardous moving traffic violations.

We have developed an accident profile from our accident reports to establish the high accident locations and the major cause of accidents in our community.

From this information we will establish an enforcement patrol to provide a high degree of enforcement and visibility. In addition we will provide local news media with information about this project in an effort to provide safety education to our citizens.

The grant will pay Officers over time to patrol these locations in an attempt to lower our accident rate.

This grant requires no match from our department outside of our normal enforcement program. The grant will be awarded in October. I feel we have an excellent chance to receive continued funding. Discussion followed.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to authorize the filing of the Highway Safety Grant application.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

AMEND AGENDA

The agenda was amended to add the purchase of a bucket truck.

Purchase of bucket truck

To: Honorable Mayor Werneke and Councilpersons
From: Mike Hightower
Date: April 3, 2007
Re: Bucket Truck

Due to the current unsafe condition of our bucket truck we are proposing to purchase a 2001 International 4700 DT466E in the amount of \$30,000.00.

This truck is equipped with a 70' boom, flat bed, toolboxes, 6-speed transmission, and a diesel motor.

I recommend purchasing this truck from Gaston's Tree Service for the amount of \$30,000.00.

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to purchase a bucket truck in the amount of \$30,000.00.

Roll call vote: Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes. Motion carried.

Following a fifteen minute recess, the council reconvened in open session.

Presentation of Municipal Auditorium renovations by architect

Mr. David Kromm presented to the council three design options for the renovation of the Municipal Auditorium. Discussion followed.

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to approve Option A with a spending cap of \$3,000,000.00.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes. Motion carried.

REPORT OF CITY OFFICERS: There were none.

VISITORS BUSINESS: There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2210...1st Reading

Master Fund Appropriation Ordinance No. 2210 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2210 in the amount of \$494,510.44 on 1st Reading.

Councilman Carnes inquired how the expenses requiring allocation among departments are configured. Finance Director Bob Blackwood explained the allocation to subfunds is based on benefits derived by the department. Discussion followed.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes. Motion carried.

Appropriation Ordinance No. 2210...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2210 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2210 in the amount of \$494,510.44 on 2nd & 3rd Readings.

Roll call vote: RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

CLOSED MEETING:

Motion was made by Councilman Smallwood and seconded by Councilman Persinger 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 and Section 610.021(2) RSMo,...Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Roll call vote: Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Mayor Werneke closed the meeting at 9:50 p.m.

The meeting reconvened in open session at 10:41 p.m. and Mayor Werneke announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 10:41 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
April 17, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Councilman Smallwood gave the opening prayer and Mayor Werneke led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of April 3, 2007

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the regular session minutes of April 3, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of April 3, 2007

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to approve the closed session minutes of April 3, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-250...Authorizing the City to enter into a lease purchase transaction, the proceeds of which will be used to pay the costs of renovating the City's existing Municipal Auditorium and Senior Citizen Center...2nd & 3rd Readings

Bill No. 2007-250 for Ordinance No. 290-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Bill No. 2007-250 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Bill No. 2007-251...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city, candidates for city councilman and declaring the results thereof...1st Reading

Bill No. 2007-251 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-251 on first reading.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-251...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city, candidates for city councilman and declaring the results thereof...2nd & 3rd Readings...under emergency measure

Bill No. 2007-251 for Ordinance No. 291-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-251 on second and third readings, under emergency measure.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes, Yes
Matthew Persinger - Yes, Jim Smallwood - Yes.

Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2211...1st Reading

Master Fund Appropriation Ordinance No. 2211 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2211 in the amount of \$1,212,117.07 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Appropriation Ordinance No. 2211...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2211 was read by title only by Mr. Hays

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2211 in the amount of \$1,212,117.07 on 2nd & 3rd Readings.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

RECOGNITIONS

Mayor Werneke recognized Councilman Smallwood and thanked him for his service to the City of Neosho.

ADJOURN...SINE...DIE

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to adjourn...sine...die.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

ADMINISTER OATH OF OFFICE TO NEWLY ELECTED COUNCILMEN

Oath of Office

Acting City Clerk Covey administered the oath of office to Councilman-elect Warren Langland and to Councilman-elect Jeff Werneke.

RECONVENED SESSION

Acting City Clerk Covey reconvened the meeting with the following councilmen in attendance: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke.

ELECTION OF MAYOR

Acting City Clerk Covey called for nominations for mayor.

Councilman Persinger nominated Councilman Birdsong.

Councilman Carnes nominated Councilman Werneke.

There being no further nominations, motion was made by Councilman Birdsong and seconded by Councilman Persinger to cease nominations and conduct the election for Mayor.

Roll call vote:

Howard Birdsong - Birdsong, RoseMarie Carnes - Werneke, Warren Langland - Birdsong,
Matthew Persinger - Birdsong, Jeff Werneke - Werneke.

City Clerk Covey declared Councilman Birdsong as the duly elected Mayor and relinquished the chair to Mayor Birdsong.

ELECTION OF MAYOR PRO TEMPORE

Mayor Birdsong assumed the chair and called for nominations for Mayor Pro Tempore.

Councilman Langland nominated Councilman Persinger.

There being no other nominations, motion was made by Councilman Werneke and seconded by Councilman Langland to cease nominations and elect Councilman Persinger as Mayor Pro Tempore by acclamation.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

APPOINTMENTS & VACANCIES

Neosho-Newton County Library Board

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began July 1, 2006.

Neosho Housing Authority

Mayor Birdsong announced that two vacancies exist for terms of 4 years beginning April 1, 2007, due to the expiring terms of Dolis Harvey and Dan Hierholzer.

Golf Course Committee

Mayor Birdsong announced that one vacancy exists for a term of 3 years beginning May 1, 2007, due to the expiring term of Jeff Haas. One letter of interest was received from Mr. Haas.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the appointment of Jeff Haas for a term of 3 years beginning May 1, 2007.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Appoint council representatives to various committees

Mayor Birdsong requested the councilmen postpone consideration of committees until next meeting. He asked the councilmen to email those requests to him, as well as the City Clerk, in accordance with the Sunshine Law.

VISITORS Recognized for the purpose of stating the subject of business before the council.

There were none.

AMEND AGENDA

Without objection, the agenda was amended to forward New Business ahead of Bids.

NEW BUSINESS

Bill No. 2007-252...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city a proposition to impose a tax in the amount of one eighth of one percent for transportation purposes...1st Reading

Bill No. 2007-252 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-252 on first reading.

Mayor Birdsong opened the floor for public comments limiting those speaking against, speaking in favor, and council debate to ten minutes each.

Mr. A. W. Lavendar and Mr. Gene Franklin were recognized and spoke against the passage of Bill No. 2007-252.

Mr. Gene Shorts and Mr. Larry Neff were recognized and recommended passage of Bill No. 2007-252.

Discussion followed with Councilman Werneke stating he was very much in favor of the plan put to the voters, but was voting in opposition of this bill because he believed it did not meet the required majority.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - No, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Public hearing regarding a petition submitted by Abundant Life Assembly of God to annex property located on Norway Road into the city limits of the City of Neosho, under District R-1, First Dwelling House District.

Mayor Birdsong opened the floor for public comment.

Mr. Mark Bridges spoke on behalf of Abundant Life Assembly of God stating that annexation would benefit the church and requested the Council approve the request.

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

Industry Track Agreement between The Kansas City Southern Railway Company and the City of Neosho

Mr. Blase informed the council the agreement is contingent upon Missouri Sugars continuing to be the operator.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Track Agreement between Kansas City Southern and the City of Neosho.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Supplemental Agreement among The Kansas City Southern Railway Company, the City of Neosho, and Missouri Sugars, LLC

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Supplemental Agreement among Kansas City Southern, the City of Neosho, and Missouri Sugars.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Resolution Bill No. 2007-04...Designating signatories to municipal checking accounts

Resolution Bill No. 2007-04 for Resolution 60-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to adopt Resolution Bill No. 2007-04.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Resolution Bill No. 2007-05...Calling for certain personal records to be closed records

Resolution Bill No. 2007-05 for Resolution 61-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to adopt Resolution Bill No. 2007-05.

Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
 Howard Birdsong - Yes, RoseMarie Carnes - No.

Motion carried.

BIDS

The following bid recommendations were presented for consideration.

City Hall – Office Furniture

MEMO

To: City Council
 From: Jan M. Blase
 Date: April 13, 2007
 RE: Used Furniture for City Hall

Howsmo's Office Interiors has offered a significant price break for used furniture to serve the new hires and development areas of City Hall. The furniture has been offered at 10 percent of the retail price. Due to filling vacant positions and the way in which staff is approaching the one stop shopping for developers this modular furniture for the open space and desks for the offices will work well. Mr. Howsmo has agreed to a combination of tax incentives and cash for payment. Exact numbers and a funding plan will be provided late Monday for the incentives are still being negotiated. New hires are starting Monday and there was no place to office them. A listing and contact information for any questions is attached to this memo.

QUANTITY		NEW List	Extended List	Used Sell	Extended Sell	
(6)	< 72 desks	\$8,500.00	\$51,000.00	\$850.00	\$5,100.00	6 5 2 5 1 3 1
(5)	< 72 credenzas	\$7,200.00	\$36,000.00	\$720.00	\$3,600.00	
(2)	chairs	\$1,400.00	\$2,800.00	\$140.00	\$280.00	
(5)	kcases	\$2,200.00	\$11,000.00	\$220.00	\$1,100.00	
(1)	puter stand	\$2,500.00	\$2,500.00	\$250.00	\$250.00	
(3)	kstations	\$12,500.00	\$37,500.00	\$1,250.00	\$3,750.00	
(1)	aption station	\$35,000.00	\$35,000.00	\$3,500.00	\$3,500.00	
					\$17,580.00	
				\$45.00	\$5,400.00	
					\$22,980.00	

Donna Comer
 Comer
 Donna
 Furniture Manager
 Howsmo's Office Interiors
 524 S. Virginia Ave.
 Joplin, Mo. 64801
 (417) 626-1538
 (417) 626-1571
 dcomer@howsmos.com
 Donna Comer (dcomer@howsmos.com)
 http://www.howsmos.com

DRAFT

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bid to Howsmo's Office Interiors in the amount of \$22,980.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
 RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

City Pool – Pool Building Roof Replacement

Jan Blase

From: Jan Blase
Sent: Thursday, April 12, 2007 11:06 AM
To: Howard Birdsong; Jeff Werneke; Matt Persinger; Rose Marie Carnes; Steven Hays; Warren Langland; Warren Langland
Cc: Michael Pim; Audrey Covey
Subject: Pool House

If you get a chance, drop by the Recreation Center and ask for a tour of the pool house. The place has been left in a terrible condition. Before the facility can be opened for this year, a new roof needs to be installed and the inside painted.

There is much to do and little time to do it. The money can be made available by moving funds within the department; however, the timing is of an emergency nature. Staff will be requesting that the Council approve the staff to make the necessary repairs before Memorial Day. To meet this schedule we need to be approved to proceed at the next Council meeting.

Needed:

New rubber roof over existing roof and adds walls and overhang to roof.

Foam will be used to build pitch into the roof for proper drainage.

New roof trusses needed to carry new roof.

Metal overhang to match rec center.

The suggested improvements by staff limit the number of local contractors who can design and provide materials for the project.

Total cost will not exceed 60,000 dollars.

The names of the recommended contractors will be placed in your packet.

K&S Sheet Metal

INSTALL METAL FACADE AND TRUSSES

Joplin Roofing

INSTALL FOAM AND RUBBER ROOF

HILLTOP TRUSSES, SENECA MO

TRUSSES FOR FACADE

Jan Blase

From: Inspections [inspections@neoshomo.org]
Sent: Wednesday, April 11, 2007 4:03 PM
To: Jan Blase
Subject: Memo

Jan.

Information on new roof at rec-center pool house.

Install new rubber roof over existing roof and add walls and over hang to roof.

New roof will be built up with foam to add pitch to the roof and covered with seamless rubber roof material. Add truss's and decking to make over hang match the roof and over hang of the Rec. Center building.

\$60,000.00

This would be an emergency measure due to the condition of the roof and the time frame to have this completed before the pool opens for the season.

This design makes it limited to special contractors in the area that can design and build for the project. Also the type of material to be used limits the number of contractors able to complete the work.

Michael

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to K & S Sheet Metal for installation of metal façade and trusses, to Joplin Roofing for installation of the foam and rubber roof, and to Hilltop Trusses for installation of trusses for façade for a total amount not to exceed \$60,000.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

CORRESPONDENCE

There was none.

VISITORS BUSINESS

There was none.

REPORT OF CITY OFFICERS

Finance Director Bob Blackwood

Mr. Blackwood presented the council with the Mid-Year Financial Report for 2006-2007.

Discussion followed with Mayor Birdsong requesting the council meet at 6 p.m. May 1st, 2007, to review the report.

CLOSED MEETING

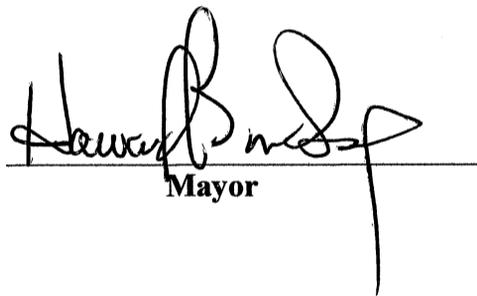
There was no need to close the meeting.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:07 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

MINUTES
NEOSHO CITY COUNCIL
April 17, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Councilman Smallwood gave the opening prayer and Mayor Werneke led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, Jim Smallwood, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of April 3, 2007

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to approve the regular session minutes of April 3, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of April 3, 2007

Motion was made by Councilman Persinger and seconded by Councilman Birdsong to approve the closed session minutes of April 3, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-250...Authorizing the City to enter into a lease purchase transaction, the proceeds of which will be used to pay the costs of renovating the City's existing Municipal Auditorium and Senior Citizen Center...2nd & 3rd Readings

Bill No. 2007-250 for Ordinance No. 290-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Smallwood to pass Bill No. 2007-250 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Bill No. 2007-251...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city, candidates for city councilman and declaring the results thereof...1st Reading

Bill No. 2007-251 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-251 on first reading.

Roll call vote:

Jim Smallwood - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-251...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city, candidates for city councilman and declaring the results thereof...2nd & 3rd Readings...under emergency measure

Bill No. 2007-251 for Ordinance No. 291-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Bill No. 2007-251 on second and third readings, under emergency measure.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes, Yes
Matthew Persinger - Yes, Jim Smallwood - Yes.

Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2211...1st Reading

Master Fund Appropriation Ordinance No. 2211 was read by title only by Mr. Hays

Motion was made by Councilman Smallwood and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2211 in the amount of \$1,212,117.07 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes,
Jim Smallwood - Yes, Jeff Werneke - Yes.

Motion carried.

Appropriation Ordinance No. 2211...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2211 was read by title only by Mr. Hays

Motion was made by Councilman Birdsong and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2211 in the amount of \$1,212,117.07 on 2nd & 3rd Readings.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jim Smallwood - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

RECOGNITIONS

Mayor Werneke recognized Councilman Smallwood and thanked him for his service to the City of Neosho.

ADJOURN...SINE...DIE

Motion was made by Councilman Birdsong and seconded by Councilman Smallwood to adjourn...sine...die.

Roll call vote:

Matthew Persinger - Yes, Jim Smallwood - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

ADMINISTER OATH OF OFFICE TO NEWLY ELECTED COUNCILMEN

Oath of Office

Acting City Clerk Covey administered the oath of office to Councilman-elect Warren Langland and to Councilman-elect Jeff Werneke.

RECONVENED SESSION

Acting City Clerk Covey reconvened the meeting with the following councilmen in attendance: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke.

ELECTION OF MAYOR

Acting City Clerk Covey called for nominations for mayor.

Councilman Persinger nominated Councilman Birdsong.

Councilman Carnes nominated Councilman Werneke.

There being no further nominations, motion was made by Councilman Birdsong and seconded by Councilman Persinger to cease nominations and conduct the election for Mayor.

Roll call vote:

Howard Birdsong - Birdsong, RoseMarie Carnes - Werneke, Warren Langland - Birdsong,
Matthew Persinger - Birdsong, Jeff Werneke - Werneke.

City Clerk Covey declared Councilman Birdsong as the duly elected Mayor and relinquished the chair to Mayor Birdsong.

ELECTION OF MAYOR PRO TEMPORE

Mayor Birdsong assumed the chair and called for nominations for Mayor Pro Tempore.

Councilman Langland nominated Councilman Persinger.

There being no other nominations, motion was made by Councilman Werneke and seconded by Councilman Langland to cease nominations and elect Councilman Persinger as Mayor Pro Tempore by acclamation.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

APPOINTMENTS & VACANCIES

Neosho-Newton County Library Board

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began July 1, 2006.

Neosho Housing Authority

Mayor Birdsong announced that two vacancies exist for terms of 4 years beginning April 1, 2007, due to the expiring terms of Dolis Harvey and Dan Hierholzer.

Golf Course Committee

Mayor Birdsong announced that one vacancy exists for a term of 3 years beginning May 1, 2007, due to the expiring term of Jeff Haas. One letter of interest was received from Mr. Haas.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the appointment of Jeff Haas for a term of 3 years beginning May 1, 2007.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Appoint council representatives to various committees

Mayor Birdsong requested the councilmen postpone consideration of committees until next meeting. He asked the councilmen to email those requests to him, as well as the City Clerk, in accordance with the Sunshine Law.

VISITORS Recognized for the purpose of stating the subject of business before the council.

There were none.

AMEND AGENDA

Without objection, the agenda was amended to forward New Business ahead of Bids.

NEW BUSINESS

Bill No. 2007-252...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city a proposition to impose a tax in the amount of one eighth of one percent for transportation purposes...1st Reading

Bill No. 2007-252 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-252 on first reading.

Mayor Birdsong opened the floor for public comments limiting those speaking against, speaking in favor, and council debate to ten minutes each.

Mr. A. W. Lavendar and Mr. Gene Franklin were recognized and spoke against the passage of Bill No. 2007-252.

Mr. Gene Shorts and Mr. Larry Neff were recognized and recommended passage of Bill No. 2007-252.

Discussion followed with Councilman Werneke stating he was very much in favor of the plan put to the voters, but was voting in opposition of this bill because he believed it did not meet the required majority.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - No, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Public hearing regarding a petition submitted by Abundant Life Assembly of God to annex property located on Norway Road into the city limits of the City of Neosho, under District R-1, First Dwelling House District.

Mayor Birdsong opened the floor for public comment.

Mr. Mark Bridges spoke on behalf of Abundant Life Assembly of God stating that annexation would benefit the church and requested the Council approve the request.

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

Industry Track Agreement between The Kansas City Southern Railway Company and the City of Neosho

Mr. Blase informed the council the agreement is contingent upon Missouri Sugars continuing to be the operator.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Track Agreement between Kansas City Southern and the City of Neosho.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Supplemental Agreement among The Kansas City Southern Railway Company, the City of Neosho, and Missouri Sugars, LLC

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Supplemental Agreement among Kansas City Southern, the City of Neosho, and Missouri Sugars.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Resolution Bill No. 2007-04...Designating signatories to municipal checking accounts

Resolution Bill No. 2007-04 for Resolution 60-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to adopt Resolution Bill No. 2007-04.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Resolution Bill No. 2007-05...Calling for certain personal records to be closed records

Resolution Bill No. 2007-05 for Resolution 61-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to adopt Resolution Bill No. 2007-05.

Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
 Howard Birdsong - Yes, RoseMarie Carnes - No.

Motion carried.

BIDS

The following bid recommendations were presented for consideration.

City Hall – Office Furniture

MEMO

To: City Council
 From: Jan M. Blase
 Date: April 13, 2007
 RE: Used Furniture for City Hall

Howsmom's Office Interiors has offered a significant price break for used furniture to serve the new hires and development areas of City Hall. The furniture has been offered at 10 percent of the retail price. Due to filling vacant positions and the way in which staff is approaching the one stop shopping for developers this modular furniture for the open space and desks for the offices will work well. Mr. Howsman has agreed to a combination of tax incentives and cash for payment. Exact numbers and a funding plan will be provided late Monday for the incentives are still being negotiated. New hires are starting Monday and there was no place to office them. A listing and contact information for any questions is attached to this memo.

QUANTITY		NEW List	Extended List	Used Sell	Extended Sell	
(6)	< 72 desks	\$8,500.00	\$51,000.00	\$850.00	\$5,100.00	6
(5)	< 72 credenzas	\$7,200.00	\$36,000.00	\$720.00	\$3,600.00	5
(2)	chairs	\$1,400.00	\$2,800.00	\$140.00	\$280.00	2
(5)	kcases	\$2,200.00	\$11,000.00	\$220.00	\$1,100.00	5
(1)	puter stand	\$2,500.00	\$2,500.00	\$250.00	\$250.00	1
(3)	kstations	\$12,500.00	\$37,500.00	\$1,250.00	\$3,750.00	3
(1)	ception station	\$35,000.00	\$35,000.00	\$3,500.00	\$3,500.00	1
					\$17,580.00	
				\$45.00	\$5,400.00	
					\$22,980.00	

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DRAFT

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bid to Howsmom's Office Interiors in the amount of \$22,980.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
 RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

City Pool – Pool Building Roof Replacement

Jan Blase

From: Jan Blase
Sent: Thursday, April 12, 2007 11:06 AM
To: Howard Birdsong; Jeff Werneke; Matt Persinger; Rose Marie Carnes; Steven Hays; Warren Langland; Warren Langland
Cc: Michael Pim; Audrey Covey
Subject: Pool House

If you get a chance, drop by the Recreation Center and ask for a tour of the pool house. The place has been left in a terrible condition. Before the facility can be opened for this year, a new roof needs to be installed and the inside painted.

There is much to do and little time to do it. The money can be made available by moving funds within the department; however, the timing is of an emergency nature. Staff will be requesting that the Council approve the staff to make the necessary repairs before Memorial Day. To meet this schedule we need to be approved to proceed at the next Council meeting.

Needed:

New rubber roof over existing roof and adds walls and overhang to roof.

Foam will be used to build pitch into the roof for proper drainage.

New roof trusses needed to carry new roof.

Metal overhang to match rec center.

The suggested improvements by staff limit the number of local contractors who can design and provide materials for the project.

Total cost will not exceed 60,000 dollars.

The names of the recommended contractors will be placed in your packet.

K & S Sheet Metal

INSTALL METAL FACADE AND TRUSSES

Joplin Roofing

INSTALL FOAM AND RUBBER ROOF

HILLTOP TRUSSES, SENECA MO

TRUSSES FOR FACADE

Jan Blase

From: Inspections [inspections@neoshomo.org]
Sent: Wednesday, April 11, 2007 4:03 PM
To: Jan Blase
Subject: Memo

Jan.

Information on new roof at rec-center pool house.

Install new rubber roof over existing roof and add walls and over hang to roof.

New roof will be built up with foam to add pitch to the roof and covered with seamless rubber roof material. Add truss's and decking to make over hang match the roof and over hang of the Rec. Center building.

\$60,000.00

This would be an emergency measure due to the condition of the roof and the time frame to have this completed before the pool opens for the season.

This design makes it limited to special contractors in the area that can design and build for the project. Also the type of material to be used limits the number of contractors able to complete the work.

Michael

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to K & S Sheet Metal for installation of metal façade and trusses, to Joplin Roofing for installation of the foam and rubber roof, and to Hilltop Trusses for installation of trusses for façade for a total amount not to exceed \$60,000.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

CORRESPONDENCE

There was none.

VISITORS BUSINESS

There was none.

REPORT OF CITY OFFICERS

Finance Director Bob Blackwood

Mr. Blackwood presented the council with the Mid-Year Financial Report for 2006-2007.

Discussion followed with Mayor Birdsong requesting the council meet at 6 p.m. May 1st, 2007, to review the report.

CLOSED MEETING

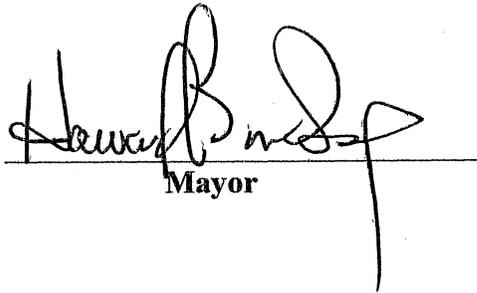
There was no need to close the meeting.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:07 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

MINUTES
NEOSHO CITY COUNCIL
May 1, 2007 - 6:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

A quorum being present, Mayor Birdsong called the meeting to order at 6:03 p.m.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

INFORMAL WORK SESSION

Mid-Year Review 2006-2007 Fiscal Year Budget

The City Council reviewed the revenues and expenditures through March 31, 2007 for the 2006-2007 Fiscal Year Budget.

No vote nor action was taken.

RECESS

The council recessed at 6:45 p.m.

RECONVENE

The council reconvened in regular session with Mayor Birdsong calling the meeting to order at 7:01 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of April 17, 2007

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the regular session minutes of April 17, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Flambeau-Neosho began its operations in Neosho as Lohman Manufacturing® in 1960 and has been a part of Neosho since; and

Whereas, Flambeau-Neosho has continued since that time as a leader in designing and manufacturing wild game calls, water-fowl calls, wild animal game feeders and soft decoys since 1937. Flambeau-Neosho began with 6 employees and at this present time has increased to 23, also expanded their facility from 7,000 sq. ft. to the present 40,000 sq. ft.;

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim Flambeau-Neosho as the May 2007, Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 1st day of May, 2007.

/s/Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Without objection, Visitors Business was forwarded on the agenda.

VISITORS BUSINESS

Senior Center Renovations – Presentation of Project by Architect

Mr. Phil Young presented to the council the design option for the renovation of the Senior Center.

Discussion followed.

Motion was made by Councilman Carnes and seconded by Councilman Persinger to approve the plan as presented and authorize the City Manager to execute all necessary documents.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Steve Roark – Mural Project (Newton County Tourism Council)

Mr. Roark addressed the council informing them that the Newton County Tourism Council is planning to hire Anthony Benton Gude, grandson of Thomas Hart Benton, to complete a mural on the ceiling of the Neosho City Hall primarily focusing on Neosho's history.

Discussion followed.

BIDS

The following bid recommendation was presented for consideration.

Municipal Auditorium – Asbestos Removal

**AUDITORIUM – ASBESTOS REMOVAL
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the removal of asbestos from the auditorium in the City of Neosho.

The bid opening was held at 9:15 a.m., April 20, 2007 in the City Manager's Office at City Hall. Present for the opening were the City Manager, Jan Blase and his assistant, Anne Johnson.

The following bids were received:

Asbestos Workers	Bid: No bid received
Camcor Environmental 20383 Racoon Road Stella, MO 64867	Bid: Removal of asbestos per specs Total = \$3,660.00
CRI Demolition	Bid: No bid received
David Rensch Demolition	Bid: No bid received
Security StorageSvc 7001 Merion Drive Nixa, MO 65714	Bid: Removal of asbestos per specs Total = \$15,610.00
Sunbelt Environmental 524 S. Union Ave Neosho, MO 64850	Bid: Removal of asbestos per specs Total = \$6,555.00

Memorandum

To: Honorable Mayor Birdsong and Councilpersons
From: Jan Blase
Date: 4/27/07
Re: Auditorium - Asbestos Removal Recommendation

We recently went out for bids for the removal of asbestos in the municipal auditorium. The bids are as follows:

Camcor Environmental	\$ 3,660.00
Security Storage Service	\$ 15,610.00
Sunbelt Environmental	\$ 6,555.00

I recommend hiring Camcor Environmental to remove the asbestos in the municipal auditorium for a total cost of \$ 3,660.00.

Mr. Blase informed the council his recommendation of Camcor was contingent upon whether or not their asbestos removal certification was current. If necessary, the city would move to the next lowest bidder.

Motion was made by Councilman Werneke and seconded by Councilman Carnes to award the bid to Camcor Environmental and authorize the City Manager to sign all necessary documents.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-252...Canvassing the returns of the Municipal Election held Tuesday, April 3, 2007, submitting to the qualified voters of said city a proposition to impose a tax in the amount of one eighth of one percent for transportation purposes...2nd & 3rd Readings

Bill No. 2007-252 for Ordinance No. 292-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-252 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - No, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

CORRESPONDENCE

Crowder College

Chief McCracken received the following letter of appreciation.

April 26, 2007

David McCracken
Chief of Police
Neosho Police Department
221 W. Brook Street
Neosho, MO 64850

Dear Chief McCracken,

Please accept this note of gratitude for the exceptional service your Department provided to the students and faculty of Crowder College in the wake of the recent tragedy at Virginia Tech. Let me briefly recap some of the services we promptly received from the very capable and well trained professionals of the Neosho Police Department.

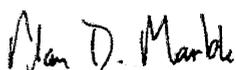
Even before the news of the Virginia Tech incident was fully known, we could sense a greater patrol presence on and around campus, and words cannot express how comforting it was to have that feeling of security and support during such a dreadful and frightening day. In the days that followed, we continued to enjoy the increased presence of your patrols. Thank you for thinking of us during this critical and unsettling time.

Immediately following the incident at Virginia Tech, we called an emergency meeting of our campus Crisis Plan Committee to review our protocols and procedures. We quickly realized that we could benefit from professional advice and determined that we would contact your office for help. But, before we could even place the call, Sgt. Steve Douglas contacted us offering exactly the assistance we were seeking. What a terrific example of service!

Then we had the privilege of meeting with Sgt. Douglas and Cpl. Pete Russell to initiate a complete re-examination of our Crisis Plan. We are currently in the process of scheduling a series of sessions to revamp the Plan and to create a training matrix that will ensure that we all know how to respond to a crisis situation. But, even after just one meeting your officers left us with some very practical and timely suggestions that we have already implemented. Please pass along our sincere gratitude to these two dedicated public servants.

Again, thank you for the prompt and professional service your Department always provides. You lead a first class organization and we are lucky to have such a terrific Police Department serving our fine city.

Sincerely,



Alan D. Marble, PhD
President

NEW BUSINESS

Bill No. 2007-253...Annexing property into the corporate limits of the City of Neosho as petitioned by Abundant Life Assembly of God under Zoning District R-1, First Dwelling House District...1st Reading

Bill No. 2007-253 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-253 on first reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-254...Authorizing the City of Neosho to amend a Crossing Closure and Roadway Improvements Agreement between the City of Neosho, The Missouri Highways and Transportation Commission, and the Kansas City Southern Railway Company...1st Reading

Bill No. 2007-254 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-254 on first reading.

Discussion followed.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Agreement to exchange real estate between the City of Neosho and Newton County

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the agreement and authorize the mayor to execute.

Mayor Birdsong stated the real estate is the Armory Building and the Newton County Health Department. Mr. Blase requested on behalf of staff the city be granted 30 days to move all the materials.

Discussion followed.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Request for Water/Wastewater Services – Mr. Bradford

A request from Mr. Roy Bradford, whose property lies outside city limits, for water and waste water services was considered. No action was taken pending the development of a policy regarding service to properties outside the city limits.

REPORT OF CITY OFFICERS

Mike Hightower

Mr. Hightower gave an update on the TIF projects and the water loss in the city. There were 11 leaks found this spring, down from 17 last year. Also, public works has begun replacing meters older than 15 years and will continue to do so annually resulting in about 300 replacements a year.

City Manager

Mr. Blase presented the council with six contracts between the City of Neosho and Archer Engineers to complete the Wastewater Collection System Master Plan, the Wastewater Treatment System Master Plan, the Water System Master Plan, the design of water and sewer main improvements for Keene Lane and Laura Lane, the design of utility extensions (water, sewer, gas, and electric) to the new hanger area and area to be developed, and the design of a Site Plan at the airport east of the taxiway. Discussion followed.

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contracts as presented and authorize the City Manager to execute all necessary documents.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

APPOINTMENTS & VACANCIES

Neosho Housing Authority

Mayor Birdsong announced that two vacancies exist for terms of 4 years beginning April 1, 2007. Letters requesting appointment have been received from Ms. Dolis Harvey and Mr. Dan Hierholzer.

Motion was made by Councilman Persinger and seconded by Councilman Carnes to approve the appointment of Ms. Harvey and Mr. Hierholzer for terms of 4 years beginning April 1, 2007.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Appointment of councilmen to various committees

Without objection, the following appointments were made to various committees.

Economic Development Sales Tax Committee	Councilman Langland
Enhanced Enterprise Zone Board	Councilman Langland
Golf Course Committee	Councilman Persinger
Traffic Commission	Councilman Werneke

Mayor Birdsong recommended councilmen hold ex-official positions on their respective committees or refrain from taking the seat of chair.

APPROPRIATIONS

Appropriation Ordinance No. 2212..1st Reading

Master Fund Appropriation Ordinance No. 2212 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2212 in the amount of \$314,879.12 on 1st Reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Appropriation Ordinance No. 2212...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2212 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2212 in the amount of \$314,879.12 on 2nd & 3rd Readings.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

CLOSED MEETING:

Motion was made by Councilman Langland and seconded by Councilman Persinger to close the meeting pursuant to Section 610.021(2) RSMo,...Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 8:50 p.m.

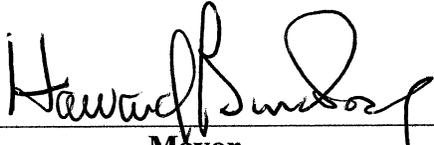
The meeting reconvened in open session at 9:14 p.m. and Mayor Birdsong announced that no action nor vote was taken

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 9:15 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



Clerk

MINUTES
NEOSHO CITY COUNCIL
May 15, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk. Absent: RoseMarie Carnes

Mayor Birdsong announced that Councilman Carnes requested to be excused from the May 15th and June 5th meetings.

Motion was made by Councilman Langland and seconded by Councilman Persinger to excuse the absence of Councilman Carnes from the council meeting on May 15, 2007.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

APPROVAL OF MINUTES

Regular Session of May 1, 2007

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Regular Session minutes of May 1, 2007.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Closed Session of May 1, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Closed Session minutes of May 1, 2007.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

The following bid recommendation was presented for consideration:

City Hall – Website Design

Memorandum

To: Jan Blase
From: David Gambel
Date: June 7, 2007
Re: City of Neosho Website Proposal

Early December went out for bids for the design and hosting of a new city website. The bids were as follows:

Civic Plus	\$ 6.4k; 14.4k, 23.3k	\$3.9k/yr maint
KelDev	\$ 20.9k-39.9k design	\$6.1k/yr maint
EGov	\$ 25.5k design	\$4.9k/yr maint
Gov-Office	\$ 7.8k design	\$1.2k/yr maint

I recommend hiring Civic Plus to design and host our website for a total cost of \$ 6,400 and \$3,900/yr maintenance fees. The price differences listed are for various levels of onsite training, however, the City of Neosho can send up to two employees to Civic Plus to get trained, and that would be included in the \$6,400, per April Hamilton. Also, for a small fee, we can obtain both content and source code at any time, which can be migrated to the data host of our choice.

**COMMUNICATIONS – WEBSITE DESIGN/HOSTING
BID OPENING SUMMARY**

Attached is a compilation of the bids received for design and hosting of a new website for the City of Neosho.

The bid opening was held at 10:00 a.m., December 8, 2006 in the Lobby of City Hall. Present for the opening were Becky Hannah and Steve Moore.

The following bids were received:

Civic Plus 317 Houston St. Manhattan, KS 66502	Bid: Website design per specs: Opt. #1, \$6,400 Opt. #2, \$14,100, Opt. # 3, #23,300 Web hosting: \$3900/year
KelDev Technologies 216 W. Spring St., Suite A Neosho, MO 64850	Bid: Website design per specs: \$20,945.00 Web hosting: \$6150/year
E-Gov Strategies One Jackson Square 233 S. McCrea St., Suite 600 Indianapolis, IN 46225	Bid: Consulting Services: \$12,971 Core Modules: \$12,611 Web Hosting: \$4,950 Additional Services offered at cost
Gov Office Web Solutions 1380 Energy Lane, Suite 206 St. Paul, MN 55108	Bid: Website design per specs: \$9,075 Web Hosting: \$1,200

Motion was made by Councilman Persinger and seconded by Councilman Werneke to award the bid to Civic Plus in the amount of \$6,400 plus a \$3,900 yearly maintenance fee.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-253...Annexing property into the corporate limits of the City of Neosho as petitioned by Abundant Life Assembly of God under Zoning District R-1, First Dwelling House District...2nd & 3rd Readings

Bill No. 2007-253 for Ordinance No. 293-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-253 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-254...Authorizing the City of Neosho to amend a Crossing Closure and Roadway Improvements Agreement between the City of Neosho, The Missouri Highways and Transportation Commission, and the Kansas City Southern Railway Company...2nd & 3rd Readings

Bill No. 2007-254 for Ordinance No. 294-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-254 on second and third readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Bill No. 2007-255...Amending the 2006-2007 Fiscal Year Budget...1st Reading

Bill No. 2007-255 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Persinger to pass Bill No. 2007-255 on first reading.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

Council Minutes – May 15, 2007

Request submitted by Relay for Life for a Fireworks Display

Ms. Lori Erman addressed the council and requested permission for a fireworks display during the Neosho Relay for Life activities on the of June 8.

Discussion followed.

Motion was made by Councilman Langland and seconded by Councilman Werneke to approve the request as presented.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Public hearing regarding the redevelopment of the Newton Place Building located at 106 North Washington Street by Newton Place Development Plan under Chapter 353 of the Missouri State Code

Mayor Birdsong opened the floor for public comment. There being no comments from the public, Mayor Birdsong closed the public hearing.

Bill No. 2007-256...Approving the development plan submitted by the Newton Place Redevelopment Corporation for the redevelopment of the Newton Place Building located at 106 North Washington Street...1st Reading

Bill No. 2007-256 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-256 on first reading.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Public Hearing regarding the redevelopment of the Sterling Building located at 124 South Wood Street by Sterling Development Plan under Chapter 353 of the Missouri State Code

Mayor Birdsong opened the floor for public comment. There being no comments from the public, Mayor Birdsong closed the public hearing.

Bill No. 2007-257... Approving the development plan submitted by Sterling Redevelopment Corporation for the redevelopment of the Sterling Building located at 124 South Wood Street...1st Reading

Bill No. 2007-257 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-257 on first reading.

Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Council Minutes – May 15, 2007

Tree Resource Improvement and Maintenance Cost Share Program

City Manager Blase informed the council of an available cost share program.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to authorize the city staff to apply for the TRIM Program and authorize the mayor to execute all necessary documents.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

REPORT OF CITY OFFICERS

City Manager

Mr. Blase requested the council's approval in authorizing the mayor to sign an agreement between the Area Agency on Aging and the City of Neosho upon the City Attorney's approval of said agreement.

Motion was made by Councilman Langland and seconded by Councilman Persinger to authorize the mayor to sign an agreement between the Area Agency on Aging and the City of Neosho upon the City Attorney's approval of said agreement.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

APPOINTMENTS & VACANCIES

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2213...1st Reading

Master Fund Appropriation Ordinance No. 2213 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2213 in the amount of \$518,106.05 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Appropriation Ordinance No. 2213...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2213 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2213 in the amount of \$518,106.05 on 2nd & 3rd Readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CLOSED MEETING

Motion was made by Councilman Werneke and seconded by Councilman Persinger to close the meeting pursuant to Section 610.021(3) RSMo,....Hiring, firing, disciplining, or promoting an employee of a public governmental body.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong – Yes, Warren Langland - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 7:20 p.m.

The meeting reconvened in open session at 7:38 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 7:39 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
June 5, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, Warren Langland, Matthew Persinger, and Jeff Werneke.

Absent: RoseMarie Carnes. Without objection, it was the consensus of the council to excuse the absence of RoseMarie Carnes.

Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk.

APPROVAL OF MINUTES

Regular Session of May 15, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Regular Session minutes of May 15, 2007

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of May 15, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Closed Session minutes of May 15, 2007.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho, Chamber of Commerce and Economic Development recognizes the role of our area employers' contribution to the growth, development and their support of our economy; and

Whereas, the name Neosho, meaning clear or abundant water has nine springs within its city, the most famous being Big Spring. The City of Neosho became the Newton County Seat in 1839 and received the All American City Award in 1957; and

Whereas, the City of Neosho has continued since that time to be a City like no other with its ever growing industry, public and private education and recreation facilities. Neosho was selected as one of the ten cities in the State of Missouri to be a DREAM Initiative Community by Governor Matt Blunt. The City Manager governs 160 employees operating out of 16 different departments.

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim the City of Neosho as Neosho's June 2007 Employer of the Month. We wish to recognize the City of Neosho employees for their commitment to quality and growth of our community.

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 5th day of June, 2007.

/s/Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

The following bid recommendation was presented for consideration.

Police Department – Rewire Telephone System

Neosho Police Department
David McCracken Chief of Police

June 1, 2007

Bid Recommendation for Police Department relocation of complete communication network system.

On June 1, 2007 bids were opened for installing telephone and computer network in the new facility. This included all necessary wiring and relocation of all our communication networks. The bid was sent to five different vendors within the area.

We only received one bid from a local company in Neosho OT&T. This is the same company who does our service work currently and has a good knowledge of our system. I contacted other vendors and received various reasons for not bidding which included not working for government agencies, inability to do the work in a timely matter, inability to do total requirements.

I recommend we award the bid to the lowest bidder OT&T of Neosho for five thousand four hundred forty one dollars and twenty-four cents.

Vendor List

Total Electronics Contracting	Joplin
Midwest Telephone	Cartersville
Tech Tronix	Joplin
Parr-T-Communication	Joplin
OT&E	Neosho

**POLICE DEPARTMENT – NETWORK INSTALLATION
BID OPENING SUMMARY**

Attached is a compilation of the bids received for Network Installation for the Police Department of the City of Neosho.

The bid opening was held at 10:00 p.m., June 1, 2007 in the City Hall. Present for the opening were Assistant Police Chief John Trimble and Anne Johnson

Council Minutes – June 5, 2007

The following bids were received:

Ozark Telephone and Electronics, Inc 109 ½ S. Washington St Neosho, MO 64850	Bid: Total - \$5,441.24 Item 1. Install & certify 24 Panasonic telephone outlets and 30 CAT5 Network outlets to industry standards. \$3,668.82 Item 2. Remove speakers and install new cable & speakers. \$428.00 Item 3. Remove and map Panasonic telephone System and cables, cross connect and set extensions. \$1,008.82 Item 4. Remove fiber optic cable and reinstall. \$873.25
Digital Entertainment	No Bid
Midwest Telephone	No Bid
Parr-T Communications	No Bid
Tech Tronix	No Bid
Total Electronic Contracting	No Bid

Mayor Birdsong stated that those companies not submitting a bid were all contacted and reported various reasons for not bidding.

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid as recommended to Ozark Telephone and Electronics, Inc., in the amount of \$5,441.24. Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-255...Amending the 2006-2007 Fiscal Year Budget...2nd & 3rd Readings

Bill No. 2007-255 for Ordinance No. 295-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-255 on second and third readings.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-256...Approving the development plan submitted by the Newton Place Redevelopment Corporation for the redevelopment of the Newton Place Building located at 106 North Washington Street...2nd & 3rd Readings

Bill No. 2007-256 for Ordinance No. 296-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-256 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Council Minutes – June 5, 2007

Bill No. 2007-257...Approving the development plan submitted by Sterling Redevelopment Corporation for the redevelopment of the Sterling Building located at 124 South Wood Street...2nd & 3rd Readings

Bill No. 2007-257 for Ordinance No. 297-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-257 on second and third readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong – Yes.

Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Annual Audit Report for the Fiscal Year 2006-2007, Davis, Lynn & Moots, P.C.

Mr. Andrew Marmouget presented the audit report for the fiscal year ending September 30, 2006 and reported that the City of Neosho received a clean opinion on the financial statements. This is the highest opinion that a governmental entity can receive and is the same opinion as was received last year.

Mr. Marmouget reviewed the various statements within the budget and noted that the city was in budgetary compliance this year. The City's final budget revenues were \$5,523,717 and it spent \$5,038,247; so, you have a positive variance of \$485,470.

Discussion followed concerning the auditors comments and suggestions regarding bank depository agreements and collection of court fines.

Bill No. 2007-258...Declaring certain personal property as surplus and setting forth the method for disposing of same...1st Reading

Bill No. 2007-258 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-258 on first reading.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

Bill No. 2007-259...Authorizing the Mayor of the City of Neosho to execute an agreement between the City of Neosho and the Missouri Highways and Transportation Commission Surface Transportation Program...1st Reading

Bill No. 2007-259 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-259 on first reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Council Minutes – June 5, 2007

Bill No. 2007-259...Authorizing the Mayor of the City of Neosho to execute an agreement between the City of Neosho and the Missouri Highways and Transportation Commission Surface Transportation Program...2nd & 3rd Readings...under emergency measure

Bill No. 2007-259 for Ordinance No. 298-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Werneke to pass Bill No. 2007-259 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Amend the Electric Service Agreement with Empire District Electric to add two street lights on Dusty Lane, four street lights on Sylvan and Verdant Avenue corners, and one street light on Ridgewood Road

Motion was made by Councilman Persinger and seconded by Councilman Langland to amend the Electric Service Agreement with Empire District Electric as presented and authorize the mayor to execute the same.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Resolution Bill 2007-06...Setting certain regulations, fees and rental agreement terms for the Lampo Building

Resolution Bill No. 2007-06 for Resolution 62-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to adopt Resolution Bill No. 2007-06.

Desiree Bridges stated the building is being rented out regularly, but the building still needs some improvements. The stage and sidewalks to both doors need constructed, there are a few water leaks inside, and a sign needs installed. Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

Application submitted by Jimmy Gideon, d/b/a Cowboy Palace, located at 17706 South Highway 59, for a Liquor by the Drink, Restaurant/Bar license

Mr. Jimmie Gideon presented the council with a letter stating the his plans for the business. The target opening date is August 1, 2007.

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the issuance of a liquor license as presented.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

REPORT OF CITY OFFICERS

Accelerated Appraisal Services

Memorandum

To: Honorable Mayor and Councilpersons
From: Kim Messer
Date: 6/5/07
Re: Appraisal Services

We recently went out for bids for professional appraisal services, and received proposals from two companies – Tri-State Engineering and Accelerated Appraisal Services.

After collaborating with staff, I would like to recommend Accelerated Appraisal Services to be awarded the contract. Accelerated Appraisal Services is a local company with an impressive background, and excellent references. The owner, J.R. Penn, has extensive knowledge of the City and especially the Downtown area.

Mr. Jan Blase stated before buildings in the downtown area can be demolished or redeveloped, they must be appraised. This is a time consuming process. He recommends using Accelerated Appraisal Services for appraisals in the downtown area. Discussion followed.

Mayor Birdsong stated that without objection it is the consensus of the council to approve the use Accelerated Appraisal Services for down town appraisals with the agreement to be reviewed annually after the end of Fiscal Year 2007-2008.

Removal and storage of mural located in the Municipal Auditorium

Councilman Werneke reported that the Centennial Mural in the auditorium will be moved in three sections next week with the help of a professional mural remover from St. Louis. Discussion followed.

APPOINTMENTS & VACANCIES

Neosho-Newton County Library Board

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began July 1, 2006, and two vacancies exist for unexpired terms of 3 years beginning July 1, 2007.

VISITORS BUSINESS: There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2214...1st Reading

Master Fund Appropriation Ordinance No. 2214 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2214 in the amount of \$535,958.09 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, Warren Langland - Abstain, Matthew Persinger - Yes,
Jeff Werneke - Yes.

Motion carried.

Council Minutes – June 5, 2007

Councilman Langland stated his is abstaining from the vote due to a conflict of interest. His company is receiving payment as a result of the ordinance.

Appropriation Ordinance No. 2214...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2214 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2214 in the amount of \$535,958.09 on 2nd & 3rd Readings.

Roll call vote:

Warren Langland - Abstain, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong – Yes.

Motion carried.

CLOSED MEETING:

Motion was made by Councilman Langland and seconded by Councilman Werneke 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:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, Warren Langland - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 8:00 p.m.

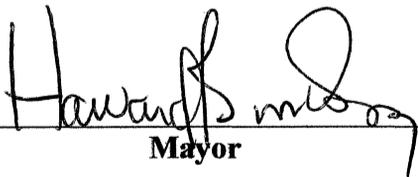
The meeting reconvened in open session at 8:44 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:45 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
June 19, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, Acting City Clerk

APPROVAL OF MINUTES

Regular Session of June 5, 2007

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Regular Session minutes of June 5, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Abstain, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of June 5, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Closed Session minutes of June 5, 2007.

Roll call vote:

RoseMarie Carnes - Abstain, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Cody Crocker was recognized and placed on the agenda. Without objection, Visitors' Business was forwarded.

VISITORS' BUSINESS

Mr. Cody Crocker

Mr. Crocker requested that the council consider installing a disc golf course in Morse Park. The Mayor informed him to contact the Parks and Recreation Director and City Manager and keep the council informed of progress.

Discussion followed.

Council Minutes – June 19, 2007

BIDS

There were none.

UNFINISHED BUSINESS

Bill No. 2007-258...Declaring certain personal property as surplus and setting forth the method for disposing of same...2nd & 3rd Readings

Bill No. 2007-258 for Ordinance No. 299-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-258 on second and third readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

CORRESPONDENCE

Mayor Birdsong reported City Clerk Eric Haddock turned in a letter of resignation. The council thanked him for his twenty years of service to the city and wished him well.

NEW BUSINESS

Request submitted for a Fireworks Display on Emancipation Day by Lionel Smiles

Mr. Lionel Smiles addressed the council and requested permission for a fireworks display for the Emancipation Day activities the first weekend of August. Discussion followed.

Without objection, the council approved the request.

Consider contracts for Celebrate Neosho

Mrs. Desiree Bridges informed the council that Celebrate Neosho will be held on June 29, 30, and July 1. The city is planning to hire Amberg Entertainment, a carnival company out of Springfield, and Paul Bunyan Lumberjack Inc. out of Florida, for its main events. An agreement with the Joplin Globe has also been drawn up to increase marketing for the event.

Motion was made by Councilman Persinger and seconded by Councilman Carnes authorizing the mayor to execute the contract between the City of Neosho and Amberg Entertainment.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approving the contract between the City of Neosho and the Paul Bunyan Lumberjack Show and authorize the mayor to execute the same.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Council Minutes – June 19, 2007

Motion was made by Councilman Langland and seconded by Councilman Carnes to approve the agreement between the City of Neosho and the Joplin Globe and authorize the mayor to sign the same.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Authorize the Mayor to sign the CDBG DREAM Phase I Funding Approval Agreement between the City of Neosho and Department of Economic Development

Motion was made by Councilman Persinger and seconded by Councilman Langland to authorize the mayor to sign the CDBG Funding Approval Agreement.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Resolution Bill No. 2007-07...Stating intent to seek funding through the Community Development Block Grant Program and authorizing the mayor to pursue activities in an attempt to secure funding

Resolution Bill No. 2007-07 for Resolution 63-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to adopt Resolution Bill No. 2007-07.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Consider Department of Natural Resources Recreation Trails Program application

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the filing of the application and authorize the mayor to sign all necessary documents.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

REPORT OF CITY OFFICERS

Communications Manager

Mrs. Bridges informed the council the city will be going out for a re-bid for asbestos removal in the auditorium. The initial bid specifications were too vague and the project is going to cost more than originally bid.

APPOINTMENTS & VACANCIES

Neosho-Newton County Library Board

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began July 1, 2006, and two vacancies exist for unexpired terms of 3 years beginning July 1, 2007. Letters of interest have been received from Phyllis Blackwood, David Jerome, Phyllis Lewis, Lee Ann Sontheimer Murphy, and Cheryl Ratekin.

Motion was made by Councilman Langland and seconded by Councilman Werneke to appoint Mr. Jerome to the Neosho-Newton Council Library Board for an unexpired term of three years which began July 1, 2006.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Motion was made by Councilman Carnes and seconded by Councilman Persinger to reappoint Mrs. Lewis and appoint Mrs. Blackwood to fill the unexpired terms of 3 years beginning July 1, 2007.

Roll call vote:

Howard Birdsong – Yes, RoseMarie Carnes – Yes, Warren Langland – Yes,
Matthew Persinger – Yes, Jeff Werneke – Yes.

Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2215...1st Reading

Master Fund Appropriation Ordinance No. 2215 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2215 in the amount of \$583,604.51 on 1st Reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Appropriation Ordinance No. 2215...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2215 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2215 in the amount of \$583,604.51 on 2nd & 3rd Readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

CLOSED MEETING

Motion was made by Councilman Langland and seconded by Councilman Werneke 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 and Section 610.021(2) RSMo,...Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 7:35 p.m.

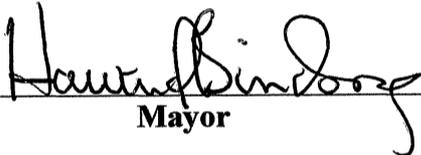
The meeting reconvened in open session at 8:31 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:32 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
July 3, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of June 19, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Regular Session minutes of June 19, 2007.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Closed Session of June 19, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Closed Session minutes of June 19, 2007.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Jarden Consumer Solutions shares a history as part of the Neosho community since 1968, when the facility was with the Buddy-L Corporation. Becoming part of Sunbeam in 1974, it has proudly been doing business under the Jarden Consumer Solutions name since 2005; and

Whereas, Jarden Consumer Solutions has continued since that time to be one of our areas major distribution centers, distributing numerous brand name products across America. The company has increased its Neosho employment level from 75 to 400, and its facility size from 300,000 sq. ft. in 1968 to the present 1.8 million sq. ft.; and

Whereas, Jarden Consumer Solutions' Neosho Distribution Center remains focused on two things: growth and its community;

Council Minutes – July 3, 2007

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim Jarden Consumer Solutions as Neosho's July 2007, Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 3rd day of July, 2007.

/s/Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

1. Mrs. Lori James

Mr. Bob Elliott was recognized and placed on the agenda. Without objection, Visitors' Business was forwarded.

VISITORS' BUSINESS

Mrs. Lori James – Abandoned Property

Mrs. James addressed the council requesting the city clean up an abandoned house on Grand Avenue. The house is a fire and safety hazard with power lines and limbs hanging down all over the property since the January ice storm. The owner cannot be reached, the house is unlocked, and the garbage surrounding the house is effecting her home and the rest of the neighborhood.

Mr. Blase explained the house has been reported, but trespassing regulations prevent the city from entering the property. Discussion followed concerning condemnation rights and how the property could be handled at this time.

The City Attorney committed to work with the Code Enforcer later in the week to look into the property and aide in contacting the owner.

Mr. Bob Elliott – Rezoning of Property

Mr. Elliott stated a piece of property he is trying to sell has been operating as a commercial business since 1947. He recently found out the property is residentially zoned and requested the council grant him commercial zoning.

Mr. Hays stated Mr. Elliott must have the property rezoned through the city's Planning and Zoning Commission. Discussion followed.

BIDS

The following bid recommendations were presented for consideration.

Municipal Auditorium – Addition and Renovation

To: Honorable Mayor Birdsong and Councilpersons
From: Desiree Bridges, Communications Manager, and Events Director
Date: 7/11/2007
Re: Addition and Renovation to Neosho Municipal Auditorium

On Wednesday, June 20, 2007, the City of Neosho received bids for the addition and renovation to the Neosho Municipal Auditorium. Bids were received from Branco Enterprises, Inc., and R. E. Smith Construction Company.

Branco Enterprises, Inc. submitted a proposal for the General Contract for the above listed for \$2,804,000.00. Alternate Bids for subcontractor's (subcontractor's listed are: Air Service-HVAC, J.E. Patterson-Plumbing, Quality One Electric LLC-Electrical, and Simplex Grinnell-Fire Protection) totaled \$181,300.00 giving Branco Enterprises, Inc. a total bid of \$2,985,300.00. Calendar days for completion total 330.

Council Minutes – July 3, 2007

R.E.Smith Construction Company submitted a proposal for the General Contract for the above listed for \$2,895,000.00. Alternate Bids for subcontractor’s (subcontractor’s listed are: All Seasons-HVAC, J.E. Patterson-Plumbing, C & M-Electrical, and J.E. Patterson-Fire Protection) totaled \$192,514.00 giving R. E. Smith a total bid of \$3,087,514.00. Calendar days for completion total 365.

After consulting with the City Manager, the Assistant Finance Director, and the Architect overseeing the project, I recommend the City of Neosho choose Branco Enterprises, Inc. for the Addition and Renovation to the Neosho Municipal Auditorium due to the bid totaling \$11,214.00 less than R. E. Smith Construction Company. Additionally, calendar days are also less by 35.

**AUDITORIUM RENOVATION
BID OPENING SUMMARY**

This is a compilation of the bids received for the renovation of the Neosho Auditorium.

The bid opening was held at 7:00 p. m., Wednesday June 20, 2007 in the City of Neosho Council Chambers. Present for the opening were architect David Kromm, John Branham of Branco Enterprises, R. E. Smith of R.E. Smith Construction and city employees, James Bourke, Desiree Bridges and Anne Johnson.

The following bids were received:

Branco Enterprises, Inc. 12033 E. Hwy 86 Neosho, MO 64850	Bid: \$2,804,000.00 per specifications 330 Calendar Days Alternate Bid #1: \$ 9,900.00 Alternate Bid #1A: \$ 2,400.00 Alternate Bid #2: \$ 8,000.00 Alternate Bid #4A: \$ 2,900.00 Alternate Bid #4B: \$39,000.00 Alternate Bid #5: \$55,000.00 Alternate Bid #6: \$14,000.00 Alternate Bid #7: \$ 1,700.00 Alternate Bid #8: \$43,000.00 Alternate Bid #9: \$ 3,600.00 Alternate Bid #10: \$ 1,300.00
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R. E. Smith Construction. 1036 W 2 nd Street Joplin, MO 64801	Bid: \$2,895,000.00 per specifications 365 Calendar Days Alternate Bid #1: \$ 10,500.00 Alternate Bid #1A: \$ 3,500.00 Alternate Bid #2: \$ 13,214.00 Alternate Bid #4A: \$ 2,300.00 Alternate Bid #4B: \$42,300.00 Alternate Bid #5: \$58,600.00 Alternate Bid #6: \$10,000.00 Alternate Bid #7: \$ 1,700.00 Alternate Bid #8: \$45,300.00 Alternate Bid #9: \$ 3,000.00 Alternate Bid #10: \$ 2,100.00
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Crossland Construction co., Inc	No Bid
Dalton-Killinger Construction	No Bid
Darin Miller Construction, Inc	No Bid
Farrell Construction	No Bid
Flinto, Inc.	No Bid
G & G Enterprises	No Bid

Council Minutes – July 3, 2007

Kenmar Construction, Inc	No Bid
Mid-Continental Restoration Co., Inc	No Bid
MoDoCo, Inc.	No Bid
Powers Construction	No Bid

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Branco Enterprises in the amount of \$2,985,300.

Councilman Langland stated is abstaining from the vote due to a business relationship with Branco Enterprises.

Roll call vote: Warren Langland - Abstain, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Golf Course – Golf Carts

To: Neosho City Council
From: Robert E. Blackwood, Finance Director
Date: June 28, 2007
Subject: Staff Recommendation – Golf Cart Lease and/or Purchase Bid

On June 22, 2007 staff opened sealed bids from three golf cart companies - Club Car, EZGO and Yamaha.

The bid request asked the companies to offer pricing for two options on electric golf carts:

Option 1 – a four-year lease of 70 new electric carts with specific accessories.

Option 2 – a four-year lease of 50 new electric carts and purchase of 20 carts with the same accessories as Option 1.

After analyzing the bids and consulting with the Golf Course Advisory Board, staff recommends:

- The Yamaha bid for lease of 70 golf carts for \$65,003.40 for four years be accepted.
- The City Manager be instructed to pay off the final Lease/Purchase payment on the old golf cart fleet at the time necessary to execute this new lease. The final lease purchase payment is \$39,906.15 and is due November 1, 2007.

**GOLF CARTS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for golf carts for the City of Neosho.

The bid opening was held at 1:00 p.m., June 22, 2007 in the Lobby of City Hall. Present for the opening were Brian Cheever representing Club Car Corp, Robert Blackwood, and Kim Messer.

The following bids were received:

Option 1 – trade in 85 city owned golf carts and lease 70 new golf carts-48 month lease net of trade in.

Bids:

Club Car Corp	\$59.25/month per car (without trade in)
E-Z-Go Corp	\$34.94/month per car
Yamaha Corp	\$20.16/month per car (42 months lease)

Council Minutes – July 3, 2007

Option 2 – trade in 85 city owned golf carts and lease 50 new golf carts and purchase 20 new golf carts net of trade in.

Club Car Corp	\$59.25/month per car (without trade in) Purchase price - \$3435 per car without trade in of \$1200 per car.
E-Z-Go Corp	\$34.94/month per car Purchase price \$3540 per car without trade in.
Yamaha Corp	\$20.16/month per car (42 months lease) Purchase price \$1849 per car with trade in.

Mr. Blase explained that the city's recommendation for electric carts instead of gas carts is because they are more environmentally friendly, the city could build more equity in them, and a rebid for gas carts would not be fair to this bid's lowest bidder. Discussion followed.

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Yamaha for a total of \$65,003.40

Mayor Birdsong stated he would be abstaining because he had business dealings with two of three bidders.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Abstain, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

Street Department – Street Paving

Mr. Mike Hightower presented the council with a letter from consulting engineers Allgeier, Martin & Associates recommending the City award the bid to Swift Construction Co., Inc:

1. Swift Construction Co., Inc. is the low responsive bidder, with a total bid in the amount 173,882.36.
2. Recent investigation of the company's reputation indicates that swift Construction Co., Inc. is capable of performing this type of construction.
3. The Missouri Department of Transportation also recognizes Swift Construction Co., Inc. as an approved contractor.

**STREET RESURFACING PROJECT
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the resurfacing project for the Street Department of the City of Neosho.

The bid is for the resurfacing on portions of Beaumont St., High St., Peterson Rd., Nelson Ave., and Linden Terrace.

The bid opening was held at 10:00 am, June 26, 2007, in the Conference Room at City Hall. Present for the opening was Mike Hightower (PW Director), Ryan Long (PW Superintendent), Carla Sherman, Mike Atkinson, Collin Swift, Adam Boswell, and David Andrews.

The following bids were received:

APAC-Missouri. Inc. Duenweg, MO	Bid: \$204,317.60
Blevins Asphalt Construction Co., Inc Mt. Vernon, MO	Bid: \$218,899.11
Swift Construction Co., Inc. Neosho, MO	Bid: \$173,882.36

Council Minutes – July 3, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the street resurfacing project to Swift Construction in the amount of \$173, 882.36.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Mr. Hightower also stated the 2007 street overlays funded by State money (STP funds) have been delayed in the State offices. There will not be time to get all the designs completed and approved by the state before winter. The project will be postponed until Spring 2008 and additional streets will be paved at that time as well. Discussion followed.

UNFINISHED BUSINESS: There was none.

CORRESPONDENCE: There was none.

NEW BUSINESS

Request submitted for a Fireworks Display by Billy Meyer for La-Z-Boy

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the request for a fireworks display on July 21, 2007.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Application submitted by S & J Richardson, LLC, d/b/a Richardson's Restaurant, located at 2500 S. Business 71, Neosho, Missouri, for a Liquor by the Drink, Restaurant/Bar license

Mr. Seth Richardson addressed the council requesting a Resort License for the restaurant he will be opening in Neosho.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to accept the application as presented.

Roll call vote: RoseMarie Carnes - Abstain, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Bill No. 2007-260...Accepting the recommendations of the Tax Increment Financing Commission as to Amendment # 6 of the Redevelopment Plan for the Tax Increment Finance District designating an amended redevelopment area and making certain findings and determinations with respect to said amended plan...1st Reading

Bill No. 2007-260 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-260 on first reading.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Bill No. 2007-260...Accepting the recommendations of the Tax Increment Financing Commission as to Amendment # 6 of the Redevelopment Plan for the Tax Increment Finance District designating an amended redevelopment area and making certain findings and determinations with respect to said amended plan...2nd & 3rd Readings...under emergency measure

Bill No. 2007-260 for Ordinance No. 300-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-260 on second and third readings.

Council Minutes – July 3, 2007

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

Development Agreement between the City of Neosho and Lowe's

Mr. Blase presented the council with the projected cash flow from 50% of the sales tax and 50% of the real estate taxes to fund the project.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to adopt the Development Agreement between the City of Neosho and Lowe's and authorize the mayor to execute necessary documents pending agreement from both agencies' attorneys.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Abstain, Matthew Persinger - Yes. Motion carried.

Lease Agreement between the City of Neosho and Midwest Hangar Group, Inc. for construction of hangers

Mr. Don Wright from Midwest Hangers presented the construction plan. Discussion followed.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Lease Agreement with Midwest Hangers Group, Inc. and authorize the mayor to execute.

Councilman Langland stated he would be abstaining because of a possible business arrangement with Midwest Hangers.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland – Abstain, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Resolution Bill No. 2007-08...Setting building inspection fees for statutory governmental agencies

Resolution Bill No. 2007-08 for Resolution 64-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to adopt Resolution Bill No. 2007-08.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

REPORT OF CITY OFFICERS

City Manager – In-house Mapping and Building from Lowe's

Mr. Blase informed the council the city would not be hiring a consultant to produce the Comprehensive Plan maps. The city is taking the remaining funds from the cost of the consultant and purchasing software to create all city maps in-house.

Mr. Blase also stated that Lowe's has offered the city the building that sits on its lot. The cost to move is \$13,600. Discussion followed.

Motion was made by Councilman Langland and seconded by Councilman Persinger to accept Lowe's offer of the building.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2216...1st Reading

Master Fund Appropriation Ordinance No. 2216 was read by title only by Mr. Hays

Motion was made by Councilman Langland and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2216 in the amount of \$438,126.40 on 1st Reading.

Roll call vote: Matthew Persinger - Abstain, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

Appropriation Ordinance No. 2216...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2216 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2216 in the amount of \$438,126.40 on 2nd & 3rd Readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Abstain. Motion carried.

CLOSED MEETING

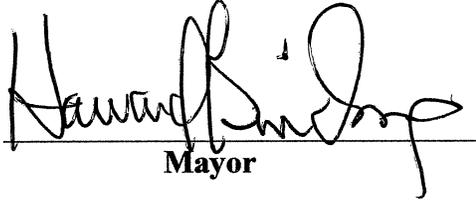
There was none.

ADJOURN

There being no further business to come before the council, Mayor Werneke adjourned the meeting at 8:33 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


Clerk

**MINUTES
NEOSHO CITY COUNCIL
July 17, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of July 3, 2007

Motion was made by Councilman Werneke and seconded by Councilman Carnes to approve the Regular Session minutes of July 3, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Ms. Katie Mettler was recognized and placed on the agenda.

BIDS

The following bid recommendations were presented for consideration.

Wastewater Department – Manholes

Memorandum

To: City Manager Jan Blase
From: Mike Hightower, Public Works Director
Date: July 11, 2007
RE: Manholes- High School sewer project

Bids were received for manholes for the High School sewer project.

The low bid came in from Stewart Concrete, which is the former Cobbles company. The total price will be \$8678.00.

It is my recommendation to accept this bid from Stewart Concrete.

Council Minutes – July 17, 2007

**WASTEWATER DEPARTMENT – MANHOLES
BID OPENING SUMMARY**

Attached is a compilation of the bids received for manholes for the Wastewater Department of the City of Neosho.

The bid opening was held at 10:10 a.m., July 10, 2007, in Lobby of City Hall. Present for the opening were Stacy Barnes and Anne Johnson.

The following bids were received:

Scurlock Industries 3401 West Commercial Springfield, MO 65801	Bid: 9 manholes at \$983.00 each Total: \$8,847.00
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Stewart Concrete Products 700 E. Ware St. Webb City, MO 64870	Bid: 9 manholes Total: \$8,678.00
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Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to Stewart Concrete Products for nine manholes in the amount of \$8678.00.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Wastewater Department - 15" Sewer Pipe

Memorandum

To: City Manager Jan Blase
 From: Mike Hightower, Public Works Director
 Date: July 11, 2007
 RE: Water Pipe for Keene Ln. and Hwy 86 T.I.F. water line

Bids were received for water pipe and accessories for the Keene Ln. and Hwy. 86 T.I.F. water line project. A bid summary is attached.

The low bid came from B&L Waterworks Supply Co., Miami, OK. Their price was \$20,527.96.

It is my recommendation to accept the low bid from this company.

**WASTEWATER DEPARTMENT –WATER PIPE
BID OPENING SUMMARY**

Attached is a compilation of the bids received for water pipe and fittings for the Wastewater Department of the City of Neosho. The bid opening was held at 10:00 a.m., July 10, 2007 in the lobby of City Hall. Present for the opening were Stacey Barnes and Anne Johnson.

The following bids were received:

B & L Waterworks Supply Inc. 10253 S. 590 Rd Miami, OK 74354	Bid: Total - \$20,527.96	
	2700 ft – 8" Class 200 water pipe	\$11691.00
	600 ft – 12" Class 200 water pipe	\$ 5682.00
	3 – 8" Valves MJ x Flange	\$ 1262.73
	3 – 8" Valves MJ	\$ 1141.23
	1 – 8" Tee Flange	\$ 84.11
	3 – 8" x 6" Tee MJ x Flange	\$ 328.86
	1 – 12" x 8" MJ Reducer	\$ 70.88

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2 MJ Plugs	\$	49.14
9 - 8" MJ Transition gland packs	\$	120.51
3 - 8" Flange Gasket & Bolts	\$	43.62
4 - 6" Flange Gasket & Bolts	\$	53.88

HD Supply Waterworks, LTD
 2500 NW South Outer Rd
 Blue Springs, MO 64015

Bid: Total: \$20,943.02	
2700 ft – 8" Class 200 water pipe	\$11340.00
600 ft – 12" Class 200 water pipe	\$ 5550.00
3 – 8" Valves MJ x Flange	\$ 1566.54
3 – 8" Valves MJ	\$ 1596.96
1 – 8" Tee Flange	\$ 166.16
3 – 8" x 6" Tee MJ x Flange	\$ 373.41
1 – 12" x 8" MJ Reducer	\$ 80.43
2 MJ Plugs	\$ 58.00
9 - 8" MJ Transition gland packs	\$ 155.25
3 – 8" Flange Gasket & Bolts	\$ 24.15
4 – 6" Flange Gasket & Bolts	\$ 32.12

Water Products, Inc.
 P.O. Box 349
 Owassa, OK

Bid: Total: \$21,175.53	
2700 ft – 8" Class 200 water pipe	\$11340.00
600 ft – 12" Class 200 water pipe	\$ 5508.00
3 – 8" Valves MJ x Flange	\$ 1619.28
3 – 8" Valves MJ	\$ 1650.75
1 – 8" Tee Flange	\$ 154.49
3 – 8" x 6" Tee MJ x Flange	\$ 336.78
1 – 12" x 8" MJ Reducer	\$ 269.69
2 MJ Plugs	\$ 94.20
9 - 8" MJ Transition gland packs	\$ 157.41
3 – 8" Flange Gasket & Bolts	\$ 20.97
4 – 6" Flange Gasket & Bolts	\$ 23.96

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to B & L Waterworks Supply in the amount of \$20,527.96.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
 Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Municipal Auditorium – Asbestos Removal

Memorandum

To: Honorable Mayor Birdsong and Councilpersons
 From: Desiree Bridges, Communications Manager
 Date: 7/23/2007
 Re: Municipal Auditorium Asbestos Removal Bid Recommendation

On Thursday, July 5, 2007, the City of Neosho received bids for the removal of asbestos from the Neosho Municipal Auditorium. Bids were received from Mid-America out of Joplin and Security Storage out of Nixa.

Mid-America submitted a proposal for the above listed for \$54,500.00. Days of completion and work schedule are to be coordinated with the General Contractor for the additions and renovations to the Neosho Municipal Auditorium.

Security Storage Service, Inc. submitted a proposal for the above listed for \$33,450.00. Days of completion and work schedule are to be coordinated with the General Contractor for the additions and renovations to the Neosho Municipal Auditorium.

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After consulting with the City Manager, I recommend the City of Neosho choose Security Storage Service, Inc. for the Municipal Auditorium Asbestos Removal due to the bid totaling \$21,050.00 less than Mid-America.

**AUDITORIUM – ASBESTOS REMOVAL
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the removal of asbestos from the auditorium in the City of Neosho.

The bid opening was held at 4:00 p.m., July 5, 2007 in the Communications Manager’s Office at City Hall. Present for the opening were the Communications Manager, Desiree Bridges and Administrative Assistant, Anne Johnson.

The following bids were received:

Mid-America P.O. Box 489 Joplin, MO 64802	Bid: Removal of asbestos per specs Total = \$54,500.00
Security Storage Svc 7001 Merion Drive Nixa, MO 65714	Bid: Removal of asbestos per specs Total = \$33,450.00
Asbestos Workers	Bid: No bid received
Camcor Environmental	Bid: No bid received
CRI Demolition	Bid: No bid received
David Rensch Demolition	Bid: No bid received
Sunbelt Environmental	Bid: No bid received

Motion was made by Councilman Langland and seconded by Councilman Persinger to accept the bid from Security Storage Service in the amount of \$33,450.00.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Senior Center – Renovation

Memorandum

To: Honorable Mayor Birdsong and Councilpersons
From: Desiree Bridges, Communications Manager
Date: 7/24/2007
Re: Neosho Senior Center Renovation Bid Recommendation

On Tuesday, July 10, 2007, the City of Neosho received bids for the Neosho Senior Center Renovation. Bids were received from Branco Enterprises, Inc., and Miller Construction.

Branco Enterprises, Inc. submitted a proposal for the General Contract for the above listed for \$531,000.00. Subcontractor’s to be used include: Plumbing-Kimberling City, Electric-Long, and HVAC-Air Service. Calendar days for completion total 175. Branco Enterprises, Inc. submitted all the appropriate documents including: Bid Bond, Work Schedule, Qualifications Statement and Subcontractor List.

Miller Construction submitted a proposal for the General Contract for the above listed for \$476,371.00. Subcontractor’s to be used include: Concrete-DMC, Framing-DMC, Roofing-DMC, Mason-Bryant 4, Plumbing-Sam Mitchell, Mechanical-R&S, and Electrical-Quality Electric. Calendar days for completion total 133. Miller Construction submitted all the

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appropriate documents including: Bid Bond, Work Schedule, Qualifications Statement and Subcontractor List.

After consulting with the City Manager, I recommend the City of Neosho choose Miller Construction for the Neosho Senior Center Renovation due to the bid totaling \$54,629.00 less than Branco Enterprises, Inc. Additionally, calendar days are also less by 42.

**SENIOR CENTER – RENOVATION
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the renovation of the Senior Center in the City of Neosho.

The bid opening was held at 4:00 p.m., July 5, 2007 in the Communications Manager's Office at City Hall. Present for the opening were Justin Branham of Branco Construction, Darin Miller Construction, Communications Manager, Desiree Bridges and Administrative Assistant, Anne Johnson.

The following bids were received:

Branco Enterprises, Inc. 12033 E Hwy 86 Neosho, MO 64850	Bid: \$531,000 – 175 Days Per specifications Addendums 1 & 2
Darin Miller Construction 10656 State Hwy 43 Webb City, MO 64870	Bid: \$476,371 Per specifications Addendums 1 & 2
Crossland Construction Co., Inc	Bid: No bid received
Dalton-Killinger Construction	Bid: No bid received
Farrell Constuction	Bid: No bid received
Flinto, Inc	Bid: No bid received
G & G Enterprises	Bid: No bid received
Kenmar Construction	Bid: No bid received
Mid-Continental Restoration Co., Inc	Bid: No bid received
MoDoCo, Inc	Bid: No bid received
Powers Construction	Bid: No bid received
R. E. Smith Construction, Inc.	Bid: No bid received

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Darin Miller Construction in the amount of \$476,371.

Discussion followed.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong – Abstain, RoseMarie Carnes - Yes,
Warren Langland - Abstain, Matthew Persinger - Yes.

Motion carried.

UNFINISHED BUSINESS

There is none.

CORRESPONDENCE

Mayor Birdsong announced that the Ribbon Cutting Ceremony for the airport's new terminal will be on August 10, 2007 at 11:00 a.m. and all are invited to attend.

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NEW BUSINESS

Bill No. 2007-261...Providing that the Code of Ordinances, City of Neosho, Missouri, be amended by revising Chapter 400, Sections 410.080, providing Subdivision Design Standards...1st Reading

Bill No. 2007-261 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-261 on first reading.

Discussion followed concerning modifications to the maintenance section of the bill. Mr. Hays stated that an amended bill would be presented for second and third readings at the next council meeting.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-262...Providing that the Code of Ordinances, City of Neosho, Missouri, be amended by revising Chapter 135, Section 135.100 to establish Municipal Court procedures and requirements for the issuance of Administrative Search Warrants...1st Reading

Bill No. 2007-262 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Bill No. 2007-262 on first reading.

Discussion followed.

Roll call vote:

RoseMarie Carnes - No, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Discuss Occupancy Inspection Policy

Mayor Birdsong proposed establishing an ad hoc committee to draft policy recommendations regarding occupancy inspections. The committee is to be composed of the city manager, a representative from the planning and zoning commission and three volunteers to be named later; volunteers to contact the city clerk in order to be considered for appointment. Discussion followed.

REPORT OF CITY OFFICERS

City Manager – Branco Contract

Mr. Blase stated he received a contract from Branco today for the Base Bid for the renovation of the auditorium. The cost cutting measures have been met and will be handled as addendums.

Motion was made by Councilman Werneke and seconded by Councilman Carnes to approve the contract with Branco Enterprises, upon the City Attorney's approval, and authorize the mayor to execute.

Roll call vote:

Warren Langland - Abstain, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

APPOINTMENTS & VACANCIES

Planning & Zoning Commission

Mayor Birdsong announced that a letter of resignation was submitted by Mrs. Shana Meadows.

Motion was made by Councilman Werneke and seconded by Councilman Langland to accept Mrs. Meadow's letter of resignation with regrets.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

VISITORS BUSINESS

Ms. Katie Mettler – Best Western Lightning

Ms. Mettler addressed the council requesting a street light be placed on the road that runs in front of the hotel.

Mayor Birdsong stated that he thought the issue had gone before the Traffic Commission a couple of years ago, but does not remember the action taken. He instructed the city clerk to find the commission's minutes and follow up with Ms. Mettler's request.

APPROPRIATIONS

Appropriation Ordinance No. 2217...1st Reading

Master Fund Appropriation Ordinance No. 2217 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2217 in the amount of \$312,624.32 on 1st Reading.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Appropriation Ordinance No. 2217...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2217 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2217 in the amount of \$312,624.32 on 2nd & 3rd Readings.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

CLOSED MEETING:

Motion was made by Councilman Langeland and seconded by Councilman Carnes to close the meeting pursuant to RSMo., Sections 610.021(1)(2)(3).

Roll call vote:

RoseMarie Carnes - Yes, Warren Langeland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 8:04 p.m.

The meeting reconvened in open session at 9:21 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 9:22 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

MINUTES
NEOSHO CITY COUNCIL
August 7, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

A quorum being present, Mayor Birdsong called the meeting to order at 7:03 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of July 17, 2007

Motion was made by Councilman Werneke and seconded by Councilman Langland to approve the Regular Session minutes of July 17, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of July 17, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Closed Session minutes of July 17, 2007.

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Scholastic, Inc. began its operations in Neosho on August 10th 1998 as a Scholastic Customer Service Call Center. The Neosho Scholastic call center took its first customer phone call on August 17th of 1998 and has been a part of Neosho since; and

Whereas, Scholastic, Inc. is the World's largest publisher and distributor of children's books, magazines, teachers' materials and a leader in educational technology. On their first day of service in Neosho there were 150 representatives and today in peak season their workforce employs over 500. Scholastic, Inc. creates quality educational and entertaining materials for use in school and at home; and

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Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim Scholastic, Inc. as Neosho’s August, 2007 Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

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 7th day of August, 2007.

/s/Howard Birdsong, Mayor

VISITORS: There were none.

BIDS

Fire Department – Fitness Equipment

The following bid recommendation was presented for consideration.

July 12, 2007

To: Jan Blase City Manager
From: Mari Mallory, Administrative Assistant

Due to the lack of response from the other vendors, we recommend the bid be awarded to Play It Again Sports. The capital amount set aside for this purchase is \$15,000.00 for two sets of equipment which limits our choice to the combination listed below:

Home Gym:	(2) Body Solid EXM3000LPS	\$4,790.00
Treadmill:	(2) Endurance T10HRC	\$4,590.00
Elliptical:	(2) Endurance E7	\$2,990.00
Dumbbell Set:	(2) Sets	\$780.00
Utility Bench:	(2) Body Solid GFID71	\$590.00
Dumbbell Rack:	(2) Body Solid GDR60	\$480.00
Set-up Fee:		\$400.00
	Total	\$14,620.00

Academy Sports	No Response
MC Sports	No Response

Thank you for your consideration in this matter.
Mari Mallory

**FIRE DEPARTMENT – FITNESS EQUIPMENT
BID OPENING SUMMARY**

Attached is a compilation of the bids received for fitness equipment to be installed in both fire stations.

The bid opening was held at 9:00 a.m., July 12, 2007 in the Conference Room of City Hall. Present for the opening were Doug Roberts of Plat It Again Sports, Fire Chief Greg Hickman, Mari Mallory, and Anne Johnson.

The following bids were received:

Play It Again Sports 2640 E. 32 nd St Suite 14 Joplin, MO 64804	Bid: Home Gym	
		Option 1 Body Solid GAS: \$2595.00
		Option 2 Body Solid G10B: \$2895.00
		Option 3 Body Solid EXM3000LPS: \$2395.00
		Option 4 Body Solid EXM 40005: \$5295.00
	Warranty:	Frame – Lifetime Pulley, Cables, Etc – 2 year Upholstery & Pad – 1 year

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Treadmill

Option 1 Endurance T10HRC: \$2295.00
Warranty: Parts – 3 years
Labor – 1 year

Elliptical

Option 1 Endurance E7: \$1495.00
Option 2 Endurance E7HRC: \$1695.00
Warranty: Parts – 3 years
Labor – 1 years

Dumbbell Set \$390.00
Utility Bench \$295.00
Dumbbell Rack \$240
Setup and Delivery \$200 per setup

Academy Sports No Response
MC Sports No Response

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Play-It-Again Sports in the amount of \$14,620.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-261...Providing that the Code of Ordinances, City of Neosho, Missouri, be amended by revising Chapter 400, Section 410.080, providing Subdivision Design Standards...2nd & 3rd Readings

Bill No. 2007-261 for Ordinance No. 301-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-261 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Bill No. 2007-262...Providing that the Code of Ordinances, City of Neosho, Missouri, be amended by revising Chapter 135, Section 135.100 to establish Municipal Court procedures and requirements for the issuance of Administrative Search Warrants...2nd & 3rd Readings

Bill No. 2007-262 for Ordinance No. 302-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Bill No. 2007-262 on second and third readings.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - No,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

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CORRESPONDENCE

Mayor Birdsong announced a letter was received from the Mayor of Miami, Oklahoma thanking the City of Neosho for its emergency services during the flood they suffered.

NEW BUSINESS

Public Hearing regarding an application submitted by Robert Elliott to rezone all of Lot 20, Block 37, Neosho City, Sub-Division to City of Neosho, Missouri from District R-1, First Dwelling House District to District C-3, Commercial Business District

Mayor Birdsong opened the floor for public comment.

Mr. Bob Elliott addressed the council stating that when the property was purchased it was assumed to be zoned for commercial use, as there had been a business operating at this location since the 1940s. He recently found out it is zoned residential. He wants to sell the property, but the buyer will not purchase the property unless it is commercial. He has paid commercial property taxes to the county and city since he bought the land in the 1980s. He requested the council rezone the property to allow for the continued use as a commercial business.

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

Bill No. 2007-263...Rezoning property, from District R-1, First Dwelling House District to District C-3, Commercial Business District, as petitioned by Robert E. Elliott...1st Reading

Bill No. 2007-263 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Persinger to pass Bill No. 2007-263 on first reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Public Hearing regarding an application submitted by Tim and Charity Williams to rezone the property located at 2207 Oakridge Drive from District R-1, First Dwelling House District to District C-1, Retail Business District.

Mayor Birdsong opened the floor for public comment.

Mr. Tim Williams requested that the council accept his petition so a retail shop can be opened at the property.

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

Bill No. 2007-264...Rezoning property, located at 2207 Oak Ridge Drive from District R-1, First Dwelling House District to District C-1, Retail Business District, as petitioned by Tim and Charity Williams...1st Reading

Bill No. 2007-264 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-264 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

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Bill No. 2007-265...Setting inspection fees for statutory governmental agencies...1st Reading

Bill No. 2007-265 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-265 on first reading.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Resolution Bill No. 2007-09...Stating intent to seek funding through the Land and Water Conservation Fund Program and authorizing the Mayor to pursue activities in an attempt to secure funding

Resolution Bill No. 2007-09 for Resolution 65-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Persinger to adopt Resolution Bill No. 2007-09.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Consider contract between the City of Neosho and Hurst-Roesche Engineers for engineering services for the CDBG DREAM Phase I project

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the contract between the City of Neosho and Hurst-Roesche Engineers and authorize the mayor to execute. Discussion followed.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Consider contract between the City of Neosho and Culpepper & Merriweather Circus

Desiree Bridges stated the circus would be September 14, 2007 and the cost to the city is only \$290 which is refundable upon the presale of 100 tickets.

Mayor Birdsong asked how the city was protected if the company cancelled. Mr. Hays stated he would contact the company and add a paragraph to the agreement. Discussion followed.

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the contract with Culpepper & Merriweather pending the final approval by the City Attorney.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

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Consider Antenna Lease Agreement between the City of Neosho and Stouffer Communications for Wi-Fi services to the industrial park area

Mr. Blase stated this would allow high speed internet access to the airport and Industrial Park.

Mr. Hays stated the contract is missing some wording federally required. Discussion followed.

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Antenna Lease Agreement between the City of Neosho and Stouffer Communications pending the completion of the agreement by the City Attorney and other attorneys authorizing the mayor to execute at such time.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Amend Electric Service Agreement with Empire District Electric to add one street light on Dusty Lane and one street light at the corner of Southern View and Lusk Drives

Motion was made by Councilman Werneke and seconded by Councilman Carnes to approve the agreements with Empire District Electric to add one street light on Dusty Lane and one on the corner of Southern View and Lusk Drives and authorize the mayor to sign. Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Consider Request for Proposals for financial services to issue Certificates of Participation

The following is an analysis of the RFPs completed by the City of Neosho Finance Director:

To: Jan M. Blase, City Manager
From: Robert E. Blackwood, Finance Director
Date: July 25, 2007

Subject: Evaluation of Proposals for Certificates of Participation – Street & Bridge Improvements Funded by the New One-Eighth Cent Sales Tax Effective October 1, 2007

On July 20, 2007, at 1:00 pm, Jim Bourke and I opened the subject proposal packages. Two were received, one from Piper Jaffray and the other from Edward Jones. Morgan Keegan, Stifel Nicolaus and the Missouri Public Utility Alliance were invited to submit proposals but did not respond.

The two proposals received were extremely competitive. A side-by-side analysis of the proposals is at Enclosure 1. Edward Jones proposes issuing \$3,915,000 worth of bonds while Piper Jaffray proposes issuing \$3,905,000. Both proposals will produce \$3,500,000 of bond proceeds. Edward Jones' proposal has an average bond yield of 4.773%; Piper Jaffray's proposal has an average bond yield of 4.676%. Total interest paid in the Edward Jones proposal is \$2,355,192.50; the interest paid in the Piper Jaffray proposal is \$2,365,141.56. Issuance costs are even closer – Edward Jones estimates \$40,000 while Piper Jaffray estimates \$43,600. The major expense difference is found in the bond discounts at issuance; Edward Jones' total discounts amount to \$70,470 compared to Piper Jaffray's total of \$35,294.80. When all expense elements are totaled, the Piper Jaffray proposal is \$25,103 less expensive than the Edward Jones proposal.

At Enclosure 2 are summaries of the bonds issued by maturity date for each proposal. The proposals are also compared to the estimated sales tax revenue by year and provide a sense of the cash flow requirements for paying off the bonded debt.

Council Minutes – August 7, 2007

Because the proposals are so close, I respectfully defer to your judgment in making a staff recommendation to council.

Mr. Blase stated the city went out for RFPs to sell the COPs for the four major road projects. Piper Jaffray has worked with the city on other project without complications. Staff recommends awarding the RFP to Jack Dillingham of Piper Jaffray.

Ms. Deanna McClelland with Edward Jones requested the council consider their company and assured the bonds would be sold locally. Edward Jones has two locations in Neosho. Discussion followed.

Motion was made by Councilman Carnes and seconded by Councilman Persinger to select the firm Edward Jones for financial services.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Consider Request for Qualifications for professional services to revise and update the planning, zoning, and development codes

The following is a recommendation from the City of Neosho Planning Technician:

To: Jan Blase
From: Kim Messer
Date: 8/2/07
Re: Planning Consultant

The Planning Department recently requested qualifications for the revision of the planning, zoning, and development codes. On Wednesday, August 1, 2007, the City received qualifications from four firms:

- * White & Smith, LLC
- * Styron & Shilling
- * The Lang Gang
- * Sprenkle & Associates

After careful review of the firms, I recommend Styron & Shilling. Harry Styron is an attorney who services Southwest Missouri and is familiar with the Neosho area. He has many unique ideas that I believe will greatly benefit Neosho. It is because of his extensive experience in related areas and his vast knowledge of the Neosho area, that I recommend hiring Harry Styron of Styron & Shilling to rewrite the planning, zoning, and development codes.

Discussion followed. It was the consensus of the city council to authorize the City Manager to enter into contract negotiations with Styron & Shilling.

REPORT OF CITY OFFICERS: There were none.

APPOINTMENTS & VACANCIES

Planning and Zoning Commission

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began September 1, 2005, and two vacancies exist for unexpired terms of 3 years beginning September 1, 2007.

VISITORS BUSINESS

Ginny Ray – Auditorium Mural

Ms. Ray addressed the council and requested the mural removed from the Municipal Auditorium be relocated to the Neosho/Newton County Library instead of the Neosho Senior Center.

Council Minutes – August 7, 2007

A petition with 17 signatures was presented in support of the relocation. Discussion followed.

Mayor Birdsong stated that the consensus of the council is to place the mural in the library.

APPROPRIATIONS

Appropriation Ordinance No. 2218...1st Reading

Master Fund Appropriation Ordinance No. 2218 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2218 in the amount of \$1,391,444.93 on 1st Reading.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Appropriation Ordinance No. 2218...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2218 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2218 in the amount of \$1,391,444.93 on 2nd & 3rd Readings.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

CLOSED MEETING

Motion was made by Councilman Werneke and seconded by Councilman Langland to close the meeting pursuant to Sections 610.021(2)(3).

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Mayor Birdsong closed the meeting at 8:15 p.m.

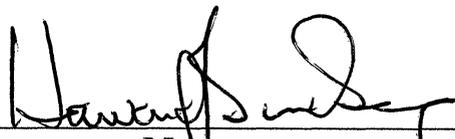
The meeting reconvened in open session at 9:37 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 9:38 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
August 21, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

A quorum being present, Mayor Birdsong called the meeting to order at 7:03 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of August 7, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Regular Session Minutes of August 7, 2007.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Closed Session of August 7, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Closed Session Minutes of August 7, 2007.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

BIDS

The following bid was presented for consideration.

Fire Department – Hose Racks

August 16, 2007

To: Jan Blase City Manager
From: Mari Mallory Administrative Assistant

The following is the results of the bid opening for hose racks for the Neosho Fire Department:

Towers Fire Apparatus Co., Inc	Total	\$8096.00
W.S. Darley and Co.	Total	\$8487.00
Groves, Inc.	No Response	

The Neosho Fire Department recommends that we award the bid to Towers Fire Apparatus for presenting the lowest bid.

Thank you,
Mari Mallory

Council Minutes – August 21, 2007

**FIRE DEPARTMENT – HOSE RACKS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for hose rack for the Fire Department of the City of Neosho.

The bid opening for the prices was held at 10:00 a.m. August 15, 2007 in City Hall. Present for the opening were Brandon Walker of Towers Fire, Mike Eads, Mari Mallory and Anne Johnson.

The following bids were received:

Towers Fire Apparatus Co., Inc. 502 South Richland Freeburg, IL 62243	Bids:	3 tier 72" Mobile hose cart (3)	\$3,525.00
		3 tier 104" mobile hose cart	\$1,611.00
		Dry & Store rack w/ brake casters (2)	\$2,470.00
		Freight	\$ 490.00
		Total	\$8,096.00

W. S. Darley and Co., 200 Amson Dr Melrose Park, IL 60160	Bids:	3 tier 72" Mobile hose cart (3)	\$3,612.00
		3 tier 104" mobile hose cart	\$1,653.00
		Dry & Store rack w/ brake casters (2)	\$2,532.00
		Freight	\$ 690.00
		Total	\$8,487.00

Groves, Inc. No Response

Motion was made by Councilman Langland and seconded by Councilman Carnes to award the bid to Towers Fire Apparatus Co., Inc. in the amount of \$8096.00.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-263...Rezoning property, from District R-1, First Dwelling House District to District C-3, Commercial Business District, as petitioned by Robert E. Elliott...2nd & 3rd Readings

Bill No. 2007-263 for Ordinance No. 303-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-263 on second and third readings.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

Bill No. 2007-264...Rezoning property, located at 2207 Oak Ridge Drive from District R-1, First Dwelling House District to District C-1, Retail Business District, as petitioned by Tim and Charity Williams...2nd & 3rd Readings

Bill No. 2007-264 for Ordinance No. 304-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-264 on second and third readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Bill No. 2007-265...Setting building inspection fees for statutory governmental agencies...2nd & 3rd Readings

Bill No. 2007-265 for Ordinance No. 305-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-265 on second and third readings.

Council Minutes – August 21, 2007

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Bill No. 2007-266... Establishing procedures to report personal financial disclosure statements and conflicts of interest for certain municipal officials..1st Reading

Bill No. 2007-266 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-266 on first reading.

Mayor Birdsong informed the council the state requires cities' with budgets over \$1 million to pass this ordinance every two years.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Consider agreement between the City of Neosho and Allgeier, Martin & Associates for Highway 59 improvements

Motion was made by Councilman Langland and seconded by Councilman Werneke to approve the contract between Allgeier, Martin & Associates and the City of Neosho for professional services.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Consider agreement between the City of Neosho and Allgeier, Martin & Associates for engineering services for the Stormwater Management Plan

Mr. Blase informed the council that Stormwater Management Plans are requirements for cities with populations greater than 10,000.

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contract as presented.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

Consider agreement between the City of Neosho and Allgeier, Martin & Associates for engineering services for the High School Branch Drainage Study

Mr. Blase stated that a core of engineers would gather data and help complete the study. Discussion followed.

Motion was made by Councilman Persinger and seconded by Councilman Carnes to approve the contract as presented.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Consider agreement between the City of Neosho and VillaGIS, Inc. for professional mapping services

Mrs. Messer informed the council that VillaGIS is a local company and will provide the industry standard. Councilman Carnes stated Exhibit A lists the city as Newton.

Discussion followed concerning in what form the maps would be in and if they would be available over the city's website. Mrs. Messer, Planning Technician, said the capabilities are there, but it depends on cost.

Council Minutes – August 21, 2007

Motion was made by Councilman Werneke and seconded by Councilman Carnes to approve the contract with VillaGIS for professional mapping services pending corrections to Exhibit A.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Consider agreement between the City of Neosho and Styron and Shilling for professional services to revise the Municipal Code of Ordinances

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contract between the City of Neosho and Styron and Shilling as presented.

Councilman Werneke requested the Planning and Zoning Commission be included. Mr. Blase stated they would be involved in the meetings and planning.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Consider City Manager Employment Contract

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the contract between the City of Neosho and the City Manager.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

REPORT OF CITY OFFICERS

Proposed Budget

Mr. Blase presented the council with a draft budget for Fiscal Year 2007-2008. First reading to approve the budget will be on September 4, 2007.

Caterer's License

Mayor Birdsong informed the council that a request to sell alcohol at the Celebrate Neosho Sponsor's Dinner had been received from Suzi Howsmon. Ms. Howsmon currently has a liquor license and has been hired to provide a cash bar.

Motion was made by Councilman Persinger and seconded by Councilman Langland to grant permission for Ms. Howsmon's to supply alcohol at the event.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - No, Warren Langland - Yes. Motion carried.

APPOINTMENTS & VACANCIES

Planning and Zoning Commission

Mayor Birdsong announced that one vacancy exists for an unexpired term of 3 years which began September 1, 2005, and two vacancies exist for unexpired terms of 3 years beginning September 1, 2007. Letters of interest have been received from Julie Kruse, Janet Penn, and Chris Marion.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to appoint Julie Kruse to the unexpired term of 3 years which began September 1, 2005 and to appoint Janet Penn and Chris Marion to the unexpired terms of 3 years beginning September 1, 2007.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

VISITORS BUSINESS: There was none.

Council Minutes – August 21, 2007

APPROPRIATIONS

Appropriation Ordinance No. 2219...1st Reading

Master Fund Appropriation Ordinance No. 2219 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2219 in the amount of \$577,522.98 on 1st Reading.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Appropriation Ordinance No. 2219...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2219 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2219 in the amount of \$577,522.98 on 2nd & 3rd Readings.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

CLOSED MEETING: There was no need to close.

S.O.S. NEOSHO

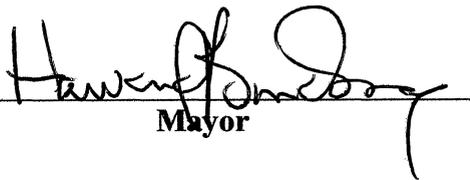
Mayor Birdsong thanked all of the emergency services from the city and state. These people put their lives in danger daily just doing their job. He announced the S.O.S. Neosho program which stands for "See someone in uniform, Offer then your hand, Say thank you." All citizens are urged to do this until the end of September. He also announced that the emergency services whom responded to the shooting on August 12, 2007 will be recognized at the City Council meeting September 4, 2007 at 6:00 p.m. at the Lampo Community Center.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 7:50 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


City Clerk

MINUTES
NEOSHO CITY COUNCIL
September 4, 2007 - 6:00 p.m.
Lampo Community Center
500 E. Spring, Neosho, MO

A quorum being present, Mayor Birdsong called the meeting to order at 6:00 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Neosho High School ROTC led the Pledge of Allegiance and Mr. Fred Clark gave the opening prayer.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

AWARDS AND RECOGNITIONS

For their efforts in responding to the tragic events of August 12, 2007, representatives from the Neosho Police Department, Neosho Fire Department, Missouri State Highway Patrol, Newton County Sheriff's Office, and the Newton County Ambulance District were presented with awards from Gary Nodler, Missouri Senate, Kevin Wilson, Missouri House of Representatives, and Mayor Birdsong, City of Neosho.

APPROVAL OF MINUTES

Regular Session of August 21, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Regular Session minutes of August 21, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

VISITORS: There were none.

BIDS

The following bids were presented for consideration.

Building Maintenance – Plumbing Maintenance Contract

To: Honorable Mayor Howard Birdsong and Councilpersons
From: Michael Pim
Re: Plumbing Maintenance Contract
Date: August 23, 2007

We went out for bid for a Plumbing Maintenance Contract for Plumbing Maintenance of City Buildings. This is to expedite the repair and maintenance of the plumbing systems in city owned buildings. Our recommendations were based on hourly rates, response times and past work experience with each bidding contractor. Due to the age of our buildings and the nature of work we selected three (3) contractors.

Council Minutes – September 4, 2007

We recommend accepting the following bids as listed:

1. Mitchell Plumbing, Inc Bid: Hourly - \$90.00 with same day response
4592 Kentucky Rd. After hours - \$135.00 with same day response
Seneca, MO 64865 Holidays - \$135.00 with same day response

2. Rubottom Plumbing Bid: Hourly - \$45.00 with 2 hour response
20189 Jaguar Road After hours - \$81.00 with 1 hour response
Neosho, MO 64850 Holiday - \$108.00 with 3 hour response

3. Southern Comfort Services Bid: Hourly - \$30.00 with 2 hour response
1714 Ankney After hours - \$45.00 with 2 hour response
Neosho, MO 64850 Holidays - \$60.00 with 2 hour response

Building Maintenance – Plumbing Maintenance Contract
BID OPENING SUMMARY

Attached is a compilation of the bids received for the Plumbing Maintenance for fiscal year 2008 for the City of Neosho.

The bid opening was held at 10:00 a.m., August 10, 2007 in City Hall. Present for the opening were Michael Pim, Alan Smith and Anne Johnson.

The following bids were received:

- | | |
|---|---|
| Mitchell Plumbing, Inc
4592 Kentucky Rd.
Seneca, MO 64865 | Bid: Hourly - \$90.00 with same day response
After hours - \$135.00 with same day response
Holidays - \$135.00 with same day response |
| Rubottom Plumbing
20189 Jaguar
Neosho, MO 64850 | Bid: Hourly - \$45.00 with 2 hour response
After hours - \$81.00 with 1 hour response
Holiday - \$108.00 with 3 hour response |
| Southern Comfort Services
1714 Ankney
Neosho, MO 64850 | Bid: Hourly - \$30.00 with 2 hour response
After hours - \$45.00 with 2 hour response
Holidays - \$60.00 with 2 hour response |

No Responses were received from the following companies

- | | |
|---------------------------------------|--|
| Burkhart Plumbing | Double B Home Inspections |
| Gaylen Inc. Plumbing, Heating & Air | HW Plumbing, Inc. |
| Al Keller Plumbing, Inc | Mark Pugh Plumbing |
| Multi-Craft Contractors, Inc. | Otten Plumbing |
| Plumb Co., Inc. | Richard's Plumbing |
| Richland Mechanical Contractors, Inc. | Satterlee Mechanical Contracting Corp. |
| Sever-Stroop Plumbing & Heating. | |

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid as recommended.

Mr. Pim addressed the council stating the city has received good work from Mitchell in the past. Discussion followed concerning the highest recommended bidder's prices, as they are twice as high as the second recommendation.

Roll call vote:

RoseMarie Carnes - No, Warren Langland - No, Matthew Persinger - No,
Jeff Werneke - No, Howard Birdsong - No.

Motion failed.

Council Minutes – September 4, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to change the order of those recommended and award the bids to Rubottom Plumbing, Southern Comfort Services, and Mitchell Plumbing, Inc.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Building Maintenance – Electrical Maintenance Contract

To: Honorable Mayor Howard Birdsong and Councilpersons
From: Michael Pim
Re: Electrical Maintenance Contract
Date: August 23, 2007

We went out for bid for an Electrical Maintenance Contract for Electrical Maintenance of City Buildings. This is to expedite the repair and maintenance of the electrical systems in city owned buildings. Our recommendations were based on hourly rates, response times and past work experience with each bidding contractor. Due to the age of our buildings and the nature of work we selected three (3) contractors.

We recommend accepting the following bids as listed:

- | | | |
|----|---|--|
| 1. | Long Electric
115 W. McCord
Neosho, MO 64850 | Bid: Hourly - \$44.50 with 1 hour response
After hours - \$62.10 with 2 hour response
Holidays - \$75.00 with 2 hour response |
| 2. | Joplin Industrial Electric
2711 East 24 th St
Joplin, MO 64804 | Bid: Hourly - \$52.00 with 24 hour response
After hours - \$70.35 with 24 hour response
Holidays/Sundays - \$89.85 with 24 hour response |
| 3. | Quality One Electric
P.O. Box 548
Joplin, MO 64802 | Bid: Hourly - \$52.00 with 1.5 hour response
After hours - \$78.00 with 1.5 hour response
Holiday - \$104.00 with 1.5 hour response |

**Building Maintenance –Electrical Maintenance Contract
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the Electrical Maintenance for fiscal year 2008 for the City of Neosho.

The bid opening was held at 10:00 a.m., August 10, 2007 in City Hall. Present for the opening were Michael Pim, Alan Smith and Anne Johnson.

Bids were received from the following Companies.

- | | |
|---|--|
| Bill's Electric Inc.
P.O. Box 707
Webb City, MO 64870 | Bid: Hourly - \$70.00 for the first hour/\$44 each hour
after with a one hour response
After hours - \$90.00 with same day response
Holidays - \$15.00 with same day response |
| Bunch Electric
P. O. Box 148
Rogersville, MO 65742 | Bid: Hourly - \$55.00 with 2 hour response
After hours - \$82.00 with 1 hour response
Holiday - \$110.00 with 3 hour response |
| Gilliam Electric, Inc.
102 Sycamore St Suite C
Anderson, MO 64831 | Bid: Hourly - \$53.00 with 1 hour response
After hours - \$75.00 with 2 hour response
Holidays - \$95.00 with 2 hour response |

Council Minutes – September 4, 2007

JJ & Z Electric 113 Rockhill Rd Neosho, MO 64850	Bid: Hourly - \$18.50 with 2 hour response After hours - \$27.75 with 2 hour response Holidays - \$37.00 with 4 hour response
Joplin Industrial Electric 2711 East 24 th St Joplin, MO 64804	Bid: Hourly - \$52.00 with 24 hour response After hours - \$70.35 with 24 hour response Holidays/Sundays - \$89.85 with 24 hour response
Long Electric 115 W. McCord Neosho, MO 64850	Bid: Hourly - \$44.50 with 1 hour response After hours - \$62.10 with 2 hour response Holidays - \$75.00 with 2 hour response
Quality One Electric P.O. Box 548 Joplin, MO 64802	Bid: Hourly - \$52.00 with 1.5 hour response After hours - \$78.00 with 1.5 hour response Holiday - \$104.00 with 1.5 hour response
Southern Comfort Services 1714 Ankney Neosho, MO 64850	Bid: Hourly - \$30.00 with 2 hour response After hours - \$45.00 with 2 hour response Holidays - \$60.00 with 4 hour response
Taz Electric 250 College Street Stark City, MO 64866	Bid: Hourly - \$37.00 per man with 24 hour response After hours - \$42.50 per man with 4 hour response Holiday - \$47.50 per man with 6 hour response

No Responses were received from the following companies:

Allen Electric Co., Inc	Bollinger Electric
Brewer Electric LLC	C & M Electric
CJ's Home Remodeling & Electric	C.M. Forbes
Corky's Electric, Inc	Daniels Construction
Davie's Electric Inc.	Ed's Electric Inc.
EMC Electric	Fagen Electric Co., Inc
Hi-Tech Redneck	Joplin Industrial Electrical Co., Inc.
John K. Judy	J. Vangel Electric Inc.
Layne Electric Co., Inc.	Lylerla Sheet Metal Heat & Air
Multi-Craft Contractors, Inc.	Roberts Electric
Roy R. Brown Electric	S & S Maintenance
Faith Tech. DBA SKC Electric	

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bid as recommended.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Building Maintenance – HVAC Maintenance Contract

To: Honorable Mayor Howard Birdsong and Councilpersons
From: Michael Pim
Re: HVAC Maintenance Contract
Date: August 23, 2007

We went out for bid for an HVAC (Heating, Ventilation and Air Conditioning) Maintenance Contract for HVAC Maintenance of City Buildings. This is to expedite the repair and maintenance of the HVAC systems in city owned buildings. Our recommendations were based on hourly rates, response times and past work experience with each bidding contractor. Due to the age of our buildings and the nature of work we selected three (3) contractors.

Council Minutes – September 4, 2007

We recommend accepting the following bids as listed:

1. K & S Sheet Metal Bid: Hourly - \$60.00 with 4-6 hours response
1049 South Joplin Ave After hours - \$100.00 with 4-6 hours response
Joplin, MO 64801 Holidays - \$100.00 with 4-6 hours response

2. Persinger Refrigeration Bid: Hourly - \$54.00 with 24 hour response
701 Walnut Dr After hours - \$81.00 with 1 hour response
Neosho, MO 64850 Holiday - \$108.00 with 3 hour response

3. Southern Comfort Services Bid: Hourly - \$30.00 with 2 hour response
1714 Ankney After hours - \$45.00 with 2 hour response
Neosho, MO 64850 Holidays - \$60.00 with 4 hour response

**Building Maintenance – HVAC Maintenance Contract
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the Heating and Air Conditioning Maintenance for fiscal year 2008 for the City of Neosho.

The bid opening was held at 10:00 a.m., August 10, 2007 in City Hall. Present for the opening were Michael Pim, Alan Smith and Anne Johnson.

The following bids were received:

- | | |
|--|--|
| K & S Sheet Metal
1049 South Joplin Ave
Joplin, MO 64801 | Bid: Hourly - \$60.00 with 4-6 hours response
After hours - \$100.00 with 4-6 hours response
Holidays - \$100.00 with 4-6 hours response |
| Persinger Refrigeration
701 Walnut Dr
Neosho, MO 64850 | Bid: Hourly - \$54.00 with 24 hour response
After hours - \$81.00 with 1 hour response
Holiday - \$108.00 with 3 hour response |
| Southern Comfort Services
1714 Ankney
Neosho, MO 64850 | Bid: Hourly - \$30.00 with 2 hour response
After hours - \$45.00 with 2 hour response
Holidays - \$60.00 with 4 hour response |

No Responses were received from the following companies:

- | | |
|---|---|
| Air Doctor
Crane's Electric Heating & A/C
D & F Sheet Metal, LLC
Dependable Heating & Air
Gaylen Inc. Plumbing, Heat & Air
R & S Heating and Air
Roland's Heat & Air Inc.
Z 1-2 Call for Service | Ross-Co. LLC Heat & Air
Simpson Sheet Metal Inc.
Tim Watkins
Friend's Heating & Air Conditioning
Mike's Heating & Air Conditioning
R.F. Fisher Electric Co., LLC
Woodward Heating & Air |
|---|---|

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bids as presented.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - No,
Warren Langland - Yes, Matthew Persinger - Abstain.

Motion carried.

Council Minutes – September 4, 2007

Animal Shelter – Renovation

To: Honorable Mayor Birdsong and Councilpersons
From: Anne Johnson, Via Jan Blase
Re: Animal Shelter Renovation – Recommendation
Date: 8-23-07

We recently went out for bids for the renovation of the animal shelter. The bids are as follows:

Chuck's Construction	Bid: Total Bid - \$7,800.00
Lost Creek Construction	Bid: Total Bid - \$14,336.90
Terry Carman Construction	Bid: Total Bid - \$22,472.00

I recommend hiring Chuck's Construction to complete the renovation of the animal shelter.

**Animal Shelter – Renovation
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the Animal Shelter Renovation in the City of Neosho.

The bid opening was held at 10:00 a.m., August 23, 2007 in City Hall. Present for the opening were Tracie Tice, Ben Stoerger and Anne Johnson, city employees and Chuck Nelson, general contractor.

The following bids were received:

Chuck's Construction 613 S. College Neosho, MO 64850	Bid: Total Bid - \$7,800.00
Lost Creek Construction 8250 Jute Rd Neosho, MO 64850	Bid: Total Bid - \$14,336.90
Terry Carman Construction 906 Beverly Neosho, MO 64850	Bid: Total Bid - \$22,472.00

No Bids were received from the following contractors

AAA Construction	R-R Remodeling
Big D Clean Up	Sage Exteriors
Badford Construction	Sanders Construction
Brock Construction	Story Construction
C.E.O. Construction	Vandorn Construction
Crews Construction Inc	Steve Werries Construction
Daniels Construction	Taylor Construction
Dan Stone Construction	Tom Garrison Construction
Extra Mile Construction	Werst Construction
Handyman 4 Hire LLC	Wilson Construction
Handi-Man Service	R & R Construction
Jesse Ruby	Randy Stephens
Larry Lane	Mike Snow Renovations

Anne Johnson informed the council that the shelter is unfit to allow people to walk through and adopt animals. The renovations are to get rid of the health and safety violations.

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Chuck's Construction in the amount of \$7,800.00.

Council Minutes – September 4, 2007

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langeland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Municipal Court - Renovation

To: Honorable Mayor Birdsong and Councilpersons
From: Anne Johnson, Via Jan Blase
Re: Municipal Court Renovation
Date: 8-24-07

We recently went out for bids for the renovation of the municipal courthouse. The bids are as follows:

Chuck’s Construction	Bid: Total Bid - \$24,000.00
Lost Creek Construction	Bid: Total Bid - \$18,800.00
Terry Carman Construction	Bid: Total Bid - \$35,828.24

We recommend Chuck's Construction as the best choice for this renovation. During the review of these bids, we found that Chuck's Construction was the only one that bid all the specifications. In addition, the bid was very detailed in how each problem would be solved.

**Municipal Court – Renovation
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the municipal Courthouse Renovation in the City of Neosho.

The bid opening was held at 10:00 a.m., August 23, 2007 in City Hall. Present for the opening were Tracie Tice, Ben Stoerger and Anne Johnson, city employees and Chuck Nelson, general contractor.

The following bids were received:

Chuck’s Construction 613 S. College Neosho, MO 64850	Bid: Total Bid - \$24,000.00
Lost Creek Construction 8250 Jute Rd Neosho, MO 64850	Bid: Total Bid - \$18,800.00
Terry Carman Construction 906 Beverly Neosho, MO 64850	Bid: Total Bid - \$35,828.24

No Bids were received from the following contractors:

AAA Construction	Badford Construction
Big D Clean Up	Brock Construction
C.E.O. Construction	Crews Construction Inc.
Daniels Construction	Dan Stone Construction
Extra Mile Construction	Handi-Man Service
Handyman 4 Hire LLC	Jesse Ruby
Larry Lane	Mike Snow Renovations
Randy Stephens	R & R Construction

Council Minutes – September 4, 2007

Sage Exteriors
Steve Werries Construction
Taylor Construction
Vandorn Construction
Wilson Construction

Sanders Construction
Story Construction
Tom Garrison Construction
Werst Construction

Motion was made by Councilman Langland and seconded by Councilman Carnes to award the bid to Chuck's Construction in the amount of \$24,000.00.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-266...Establishing procedures to report personal financial disclosure statements and conflicts of interest for certain municipal officials...2nd & 3rd Readings

Bill No. 2007-266 for Ordinance No. 306-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-266 on second and third readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

CORRESPONDENCE

Region M Solid Waste Management District

Mayor Birdsong announced the city has received a grant from Region M in the amount of \$29,500 to purchase a leaf vacuum for the city.

NEW BUSINESS

Bill No. 2007-267...Adopting the 2007-2008 Fiscal Year Budget...1st Reading

Bill No. 2007-267 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-267 on first reading.

Councilman Carnes requested a work session to go over the budget before passing the ordinance. Mayor Birdsong stated that the councilmen should hold meetings with the City Manager and the Finance director prior to the second and third readings of the bill.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Council Minutes – September 4, 2007

Bill No. 2007-268...Amending Chapter 705: Sewers and Sewage Disposal, of the Code of Ordinances; Providing for Monthly Charges for Sewer Service...1st Reading

Bill No. 2007-268 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-268 on first reading.

Mr. Blase stated that the changes are required by law due to the cost of living increase.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - No, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Bill No. 2007-269...Amending Chapter 710: Water, of the Code of Ordinances; Providing for Water Rates...1st Reading

Bill No. 2007-269 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-269 on first reading.

Discussion followed.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - No, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-270...Authorizing the City of Neosho to enter into a Lease Purchase Transaction, the proceeds of which will be used to pay the costs of certain street and bridge construction and improvements...1st Reading

Bill No. 2007-270 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-270 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Presentation of Annexation Petition submitted by Mr. Max Eberle

The City Council was presented with a petition submitted by Mr. Max Eberle to annex property into the corporate limits of the City of Neosho, under District C-3, Commercial Business District,

Motion was made by Councilman Langland and seconded by Councilman Persinger to accept Mr. Eberle's petition and schedule a public hearing for the next council meeting.

Council Minutes – September 4, 2007

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langeland - Yes.

Motion carried.

Consider Settlement Agreement among the Department of Natural Resources, the Missouri Attorney General, and the City of Neosho

Motion was made by Councilman Persinger and seconded by Councilman Werneke to enter into the Settlement Agreement and authorize the mayor to execute.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langeland - Yes.

Motion carried.

Consider contract between the City of Neosho and the Lang Gang for Municipal Code review and training of the Planning & Zoning Commission and the Board of Adjustments

Kim Messer informed the council that the Lang Gang had agreed to host a four hour training seminar for the Planning and Zoning Commission and the Board of Adjustments.

Motion was made by Councilman Werneke and seconded by Councilman Langeland to approve the contract and authorize the mayor to execute.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langeland - Yes, Matthew Persinger - Yes.

Motion carried.

Consider agreement between the City of Neosho and Archer Engineers for design and construction of hangers for the Neosho Municipal Airport

Motion was made by Councilman Langeland and seconded by Councilman Werneke to approve the agreement between the City of Neosho and Archer Engineers for their design and construction of hangers at the Neosho Municipal Airport.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langeland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Water Loss report by Mike Zimmerman of Archer Engineers

Mr. Mike Zimmerman of Archer Engineers presented the council with a Water Loss Progress Summary.

In the past four weeks, 44 leaks have been found and 35 have been fixed. Water loss will be decreased by approximately 25% once all leaks are fixed. The council was also presented with a list of recommendations to manage the City's water loss.

Discussion followed.

Council Minutes – September 4, 2007

Consider Water and Sewer Extension Plan

Kim Messer presented the council with a Water and Sewer Extension Plan to establish the handling of requests to extend water and/or sewer service to people outside the city limits.

Discussion followed concerning the requirement of annexation upon property becoming contiguous with the city limits..

Mayor Birdsong stated without objection it was the consensus of the council to allow administration to carry out the plan.

REPORT OF CITY OFFICERS: There were none.

APPOINTMENTS & VACANCIES

Ad Hoc Charter Review Committee

Mayor Birdsong announced the establishment of an Ad Hoc Charter Review Committee and requested the committee submit their recommendations to council the at the first meeting in January. Lori Gates, Dallas Kelly, Gene Schwartz , and Roy Shaffer were appointed

Ad Hoc Housing Standards Committee

Mayor Birdsong announced the establishment of an Ad Hoc Housing Standards Committee and requested the committee submit their recommendations to council the at the first meeting in November. John Sims, Larry Neff, Gina Rodriguez, and Daniel Swem were appointed.

Airport Industrial Development Board

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning October 1, 2007 due to the expiring terms of Gib Garrow and Ray Stipp.

Economic Development Sales Tax Committee

Mayor Birdsong announced that one vacancy will exist for a term of 3 years beginning October 1, 2007 due to the expiring term of John Mills.

Enhanced Enterprise Zone Board

Mayor Birdsong announced that one vacancy will exist for a term of 5 years beginning October 1, 2007 due to the expiring term of Councilman Langland.

VISITORS BUSINESS: There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2220...1st Reading

Master Fund Appropriation Ordinance No. 2220 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2220 in the amount of \$362,261.40 on 1st Reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Council Minutes – September 4, 2007

Appropriation Ordinance No. 2220...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2220 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2220 in the amount of \$362,261.40 on 2nd & 3rd Readings.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

CLOSED MEETING: There was no need to close.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:06 p.m.

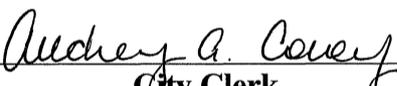
APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
September 18, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Rev. Bill Doubek gave the opening prayer and Mayor Birdsong led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

AWARDS AND RECOGNITIONS

Law Enforcement Chaplains

Mayor Birdsong presented Rev. Bill Doubek with the following Certificate of Commendation:

Whereas, the Law Enforcement Chaplains donate their time to serve the community through disaster response, jail ministries, and hospital ministries to those in need; and

Whereas, the Law Enforcement Chaplains participate annually in the Law Enforcement Memorial Service to honor officers lost in the line of duty; and

Whereas, Law Enforcement Chaplains provide religious guidance, counseling, and assistance to Law Enforcement Officers and other agencies, their families, and their communities in times of crisis; and

In Recognition of this dedicated service to the Law Enforcement Agencies and the City of Neosho;

Now, Therefore, I, Howard Birdsong, Mayor of the City of Neosho, acting on behalf of the citizens of Neosho, do hereby present the Law Enforcement Chaplains with this Certificate of Commendation and herewith extend to them our appreciation and commend them for serving those who serve in the community.

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 18th day of September, 2007.

/s/ Howard Birdsong, Mayor

APPROVAL OF MINUTES

Regular Session of September 4, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Regular Session minutes of September 4, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

VISITORS

Angie McCauley and Patrick Hanlon were recognized and placed on the agenda. Without objection, Visitors' Business was forwarded on the agenda.

VISITORS' BUSINESS

Angie McCauley – Firework Display Request

Mrs. McCauley requested the City Council grant permission for a fireworks display at the High School's Homecoming football game on September 28, 2007.

Without objection, the requested was granted.

Patrick Hanlon – DREAM Organizational Structure Review

Mr. Hanlon presented a PowerPoint presentation reviewing the DREAM Project status to date.

BIDS: There were none.

UNFINISHED BUSINESS

Public Hearing regarding adoption of the 2007-2008 Fiscal Year Budget

Mayor Birdsong opened the floor for public comment.

Mr. A. W. Lavendar addressed the council and expressed concerns that the amount of expenditures were greater than the amount of revenues.

Mayor Birdsong announced that the City was not deficit spending. The city's reserve funds would cover any additional spending if necessary.

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

Bill No. 2007-267...Adopting the 2007-2008 Fiscal Year Budget...2nd & 3rd Readings

Bill No. 2007-267 for Ordinance No. 307-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-267 on second and third readings.

Councilman Carnes stated there were some salaries being divided between the Senior Center and Auditorium budgets, and she felt they were administrative. She also stated the salary increases were not even to all employees.

Roll call vote:

RoseMarie Carnes - No, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Bill No. 2007-268...Amending Chapter 705: Sewers and Sewage Disposal, of the Code of Ordinances; Providing for Monthly Charges for Sewer Service... 2nd & 3rd Readings

Bill No. 2007-268 for Ordinance No. 308-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-268 on second and third readings.

Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - No.

Motion carried.

Bill No. 2007-269...Amending Chapter 710: Water, of the Code of Ordinances; Providing for Water Rates... 2nd & 3rd Readings

Bill No. 2007-269 for Ordinance No. 309-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-269 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Bill No. 2007-270...Authorizing the City of Neosho to enter into a Lease Purchase Transaction, the proceeds of which will be used to pay the costs of certain street and bridge construction and improvements...2nd & 3rd Readings

Bill No. 2007-270 for Ordinance No. 310-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Bill No. 2007-270 on second and third readings.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

CORRESPONDENCE: There was none.

NEW BUSINESS

Bill No. 2007-271...Authorizing an agreement between the City of Neosho and the Missouri Highways and Transportation Commission for a Transportation Enhancement Funds Project...1st Reading

Bill No. 2007-271 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-271 on first reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-272...Authorizing the City of Neosho to enter into a Lease Purchase Agreement with Yamaha Motor Corporation, U.S.A., as Lessor, with respect to the acquisition of certain personal property (Golf Carts)...1st Reading

Bill No. 2007-272 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Werneke to pass Bill No. 2007-272 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Public Hearing regarding an application submitted by Mr. Max N. Eberle to annex property into the corporate limits of the City of Neosho, under District C-3, Commercial Business District Classification as defined by the zoning laws of the City of Neosho.

Mayor Birdsong opened the floor for public comment. There being no comments from the public, Mayor Birdsong closed the public hearing.

Consider proposal by CD Aviation Services, Inc. for Fixed Base Operator (FBO) at Hugh Robinson Airport

Mr. Pat Earl of CD Aviation Services addressed the council and presented a proposal for an FBO at the airport.

Discussion followed.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to accept the proposal and instruct the City Attorney to draft a contract with CD Aviation Services.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - No.

Motion carried.

Consider contracts between the City of Neosho and Magic Media

Motion was made by Councilman Persinger and seconded by Councilman Werneke to authorize the mayor to execute the contracts between the City of Neosho and Magic Media for Term Bulletin and for Production Services.

Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Accept Utility Line Easement granted by Ken and Pam Tyler

Motion was made by Councilman Werneke and seconded by Councilman Persinger to accept the agreement as presented and authorize the mayor to execute.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

REPORT OF CITY OFFICERS

Sudden Link – State-Issued Franchise

Mr. Hays notified the council that the State has issued a franchise to Sudden Link Communications to operate within the city limits.

APPOINTMENTS & VACANCIES

Airport Industrial Development Board

Mayor Birdsong announced that two vacancies exist for terms of 3 years beginning Oct. 1, 2007. Letters of interest have been received from Mr. Ray Stipp, Mr. Gib Garrow, and Mr. Jim Smallwood.

Mayor Birdsong reappointed the Economic Development Director, Mr. Garrow to the board.

Councilman Persinger nominated Mr. Ray Stipp for reappointment.

Councilman Werneke nominated Mr. Jim Smallwood.

There being no further nominations, council members were instructed to indicated their choice for appointment.

Roll call vote:

Howard Birdsong - Smallwood, RoseMarie Carnes - Smallwood, Warren Langland - Smallwood,
Matthew Persinger - Stipp, Jeff Werneke - Smallwood.

Mr. Smallwood was appointed to the board.

Economic Development Sales Tax Committee

Mayor Birdsong announced that one vacancy exists for a term of 3 years beginning Oct. 1, 2007. Letters of interest have been received from Mr. Jim Smallwood and Mr. John Mills.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to appoint Mr. Mills for a term of three years beginning Oct. 1, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Enhanced Enterprise Zone Board

Mayor Birdsong announced that one vacancy exists for a term of 5 years beginning Oct. 1, 2007.

Mayor Birdsong reappointed Councilman Langland to the board.

APPROPRIATIONS

Appropriation Ordinance No. 2221...1st Reading

Master Fund Appropriation Ordinance No. 2221 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2221 in the amount of \$696,632.59 on 1st Reading.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Appropriation Ordinance No. 2221...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2221 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2221 in the amount of \$696,632.59 on 2nd & 3rd Readings.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

CLOSED MEETING:

Motion was made by Councilman Persinger and seconded by Councilman Werneke to close the meeting pursuant to RSMo. Section 610.021(1) and RSMo. Section 610.021(2).

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Parliamentary Procedures

For the record, Councilman Carnes requested that when two motions are made at the same time, both be restated so they are on the record, at which point the council can second the motion of their choosing.

Mayor Birdsong closed the meeting at 8:17 p.m.

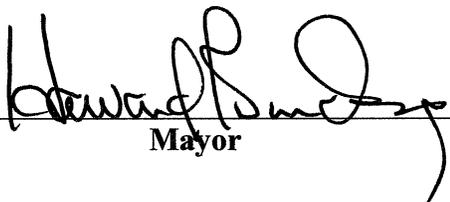
The meeting reconvened in open session at 9:03 p.m. and Mayor Birdsong announced the council conferred with the city attorney and a vote was taken pursuant to Section 610.021(2).

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 9:05 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


City Clerk

**MINUTES
NEOSHO CITY COUNCIL
October 2, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Councilman Werneke gave the opening prayer and led the Pledge of Allegiance.

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, Golden Oval Eggs, LLC was established in 1994 and began its operations as Golden Oval, LLC, in Neosho on July 1st 2006 as a shell egg to liquid egg processing plant and has been a part of Neosho since; and

Whereas, Golden Oval, LLC is a leader in the liquid egg industry. Today, it is ranked among the top 10 producers and processors, serving customers throughout the United States and Canada. Golden Oval, LLC has 49 employees and their processing plant has 30,651 sq. ft.; and

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim Golden Oval, LLC as Neosho's October, 2007 Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

/s/ Howard Birdsong, Mayor

APPROVAL OF MINUTES

Regular Session of September 18, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Regular Session minutes of September 18, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of September 18, 2007

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Closed Session minutes of September 18, 2007.

Council Minutes – October 2, 2007

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

BIDS

The following bid recommendations were presented for consideration.

Parks & Recreation – Stump Grinder

To: Honorable Mayor Birdsong and Councilpersons
From: Tom Workman
Date: 9-27-07
Re: Stump Grinder

We went out for bids on a Stump Grinder for the Parks and Recreation Department. 1 bid was received for the Stump Grinder from United Rentals in the amount of \$6050.00

We recommend using United Rentals do to great service they have given us in the past.

**PARKS AND RECREATION – STUMP GRINDER
BID OPENING SUMMARY**

Attached is a compilation of the bids received for a stump grinder for the Parks and Recreation Department of the City of Neosho.

The bid opening was held at 11:30 a.m., September 17, 2007 in City Hall. Present for the opening were Tom Workman and Anne Johnson.

The following bids were received:

United Rentals	Bid:	Attachment Stump grinder #501871 for
2700 E. Kearney		for 763 Bobcat Standard Flow – 25 hp
Springfield, MO 65803	Total Bid:	\$6050.00

G. W. Van Keppel Company and Bobcat of Springfield did not respond.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to United Rentals in the amount of \$6050.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Parks & Recreation – Chainstars

To: Honorable Mayor Birdsong and Councilpersons
From: Tom Workman
Date: 9-28-07
Re: Chainstars

We recently went out for bids for Disc Golf Chainstar Baskets for the Neosho Parks Department. Discs Unlimited offers 18 plus 1 free disc Chainstar Baskets with the low bid in the amount of \$5,756.00. Discraft offers 19 Chainstar Baskets in the bid amount of \$5995.30

We recommend using Disc Unlimited with the lowest bid of \$5,756.00

Council Minutes – October 2, 2007

**PARKS & RECREATION – CHAINSTAR
BID OPENING SUMMARY**

Attached is a compilation of the bids received for chainstar equipment for the “Frisbee Golf Course” for City of Neosho.

The bid opening was held at 11:00 a.m., September 26, 2007 in City Hall. Present for the opening were Tee Potter, and Anne Johnson.

The following bids were received:

Discraft 29592 Beck Rd Wixom, MI 48393	Bid: \$5995.30 19 Chainstars @ \$282.52 each Shipping \$627.42
Discs Unlimited 704 S. 5 th Street Herrington, KS 67449	Bid: \$5756.00 18 Chinstars @ \$297 plus 1 free Shipping \$410.00

Motion was made by Councilman Langland and seconded by Councilman Carnes to award the bid to Discs Unlimited in the amount of \$5756.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Water & Waste Water – 18” Pipe

Memorandum

To: City Manager Jan Blase, Honorable Mayor Birdsong and Councilpersons
From: Mike Hightower, Public Works Director
Date: September 27, 2007
Re: 18” Sewer Pipe Bids

Bids were received for 400 feet of 18” sewer pipe for the High School sewer project. A bid tabulation is attached.

Water Products, of Oklahoma, had the lowest bid of \$12.58 per ft. This brings the total cost at \$5,032.00

It is my recommendation to accept the low bid from Water Products.

**WASTEWATER DEPARTMENT – SEWER PIPE
BID OPENING SUMMARY**

Attached is a compilation of the bids received for Sewer Pipe for the Wastewater Department of the City of Neosho.

The bid opening was held at Wednesday, 10:10 a.m., September 26, 2007 in the Lobby of City Hall. Present for the opening were Stacey Barnes, Carla Cummings and Anne Johnson.

The following bids were received:

B & L Waterworks Supply 10253 South 590 Road	Bid: Total Bid = \$5,500.00 400’ of 18” sewer pipe
HD Supply Waterworks 2500 NW South Outer Rd	Bid: Total Bid = \$5,268.00 400’ of 18” sewer pipe \$13.17 per ft. if order placed after 10/01/07
Water Products, Inc P.O. Box 349 Owasso, OK 74055	Bid: Total Bid = \$5,032.00 400’ of 18” sewer pipe \$12.58 per linear foot

Council Minutes – October 2, 2007

Motion was made by Councilman Persinger and seconded by Councilman Werneke to accept the recommendation and award the bid to Water Products, Inc. in the amount of \$5032.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Water & Waste Water – Valves

Memorandum

To: City Manager Jan Blase, Honorable Mayor Birdsong and Councilpersons
From: Mike Hightower, Public Works Director
Date: September 19, 2007
Re: Bid recommendation on Butterfly Valves

Bids were received for butterfly valves for the water filtration plant and the Crowder pump station. A bid tabulation is attached.

I recommend the low bid from HD Supply Waterworks, of Blue Springs, MO. We are going with the 250# option for \$4375.82 each and the solenoid valve with flow controls for \$655.56 each. This makes the total cost \$10,062.76.

**WASTEWATER– WATER VALVES
BID OPENING SUMMARY**

Attached is a compilation of the bids received for water valves in the City of Neosho.

The bid opening was held at 11:20 a.m., September 18, 2007 in City Hall. Present for the opening were Mike Hightower and Anne Johnson.

The following bids were received:

HD Supply Waterworks, Ltd 2500 NW South Outer Rd Blue Springs, MO 64015	Bid: Total – Option 1- \$10,062.76 Total – Option 2 \$8,330.90 Option 1 Butterfly-2 @ \$4,375.82 ea Option 2 Butterfly-2 @ \$3,509.89 Solonoid valve-2 @ \$655.56
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Mid-America Valve P.O. Box 6007 Prairie Village, KS 66206	Bid: Total - \$17,480.00 Per Specifications
---	--

Motion was made by Councilman Persinger and seconded by Councilman Werneke to award the bid to HD Supply Waterworks in the amount of \$10,062.76.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Public Works - Meters

To: Honorable Mayor Birdsong and Councilpersons
From: Mike Hightower, Public Works Director
Date: September 26, 2007
Re: Meters

We recently went out for bid on meters to use for the meter replacement program. This is to maintain a 15-year rotation on meters.

Council Minutes – October 2, 2007

The following bids were received:

Joplin Supply	Bid: \$37,345.00 (\$106.70 ea)
Water Products	Bid: \$33,250.00 (\$95.00 ea)

I recommend going with Water Products Inc. in the amount of \$33,250.00.

**WASTEWATER DEPARTMENT – WATER METERS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for Water Meters for the Wastewater Department of the City of Neosho.

The bid opening was held at Wednesday, 10:00 a.m., September 26, 2007 in the Lobby of City Hall. Present for the opening were Stacey Barnes, Carla Cummings and Anne Johnson.

The following bids were received:

Joplin Supply Company 302 S. Michigan Joplin, MO 64801	Bid: Total Bid = \$37,345.00 350 meters @ \$106.70 each Amco C70 5/8 x 1/2 water meter with Encoder and pitt pad
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Water Products P.O. Box 349 Owasso, OK 74055	Bid: Total Bid = \$33,250.00 350 meters @ \$95.00 each Amco 5/8 1/2" Touchread meters
--	---

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Water Products in the amount of \$33,250.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

City Hall – Glass Doors

To: Honorable Mayor Birdsong and Councilpersons
From: Anne Johnson via Jan Blase
Date 9/27/2007
Re: City Hall Glass Doors – Recommendation

We recently went out for bids for the replacement of City Hall's glass doors. The bids are as follows:

C-V Glass Company, Inc	Bid: \$6,925.42
Macy's Glass	Bid: \$6,462.00

I recommend hiring Macy's Glass to replace the glass doors.

**CITY HALL – GLASS DOORS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the window tinting of City Hall of the City of Neosho.

The bid opening was held at 10:00 a.m., August 30, 2007 in City Hall. Present for the opening were Anne Johnson and Alan Smith

The following bids were received:

C-V Glass Company, Inc. 508 West Coler Neosho, MO 64850	Bid: Per specifications = \$6925.42 Upgraded hardware = \$7325.42
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Council Minutes – October 2, 2007

Macy's Glass
731 South Neosho Blvd
Neosho, MO 64850

Bid: Per specifications = \$6462.00

Commercial Glass & Metal, Inc
S & C Glass, Inc

No Response
No Response

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to Macy's Glass in the amount of \$6,462.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-271...Authorizing an agreement between the City of Neosho and the Missouri Highways and Transportation Commission for a Transportation Enhancement Funds Project...2nd and 3rd Readings

Bill No. 2007-271 for Ordinance No. 311-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Persinger to pass Bill No. 2007-271 on second and third readings.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Bill No. 2007-272...Authorizing the City of Neosho to enter into a Lease Purchase Agreement with Yamaha Motor Corporation, U.S.A., as Lessor, with respect to the acquisition of certain personal property (Golf Carts)...2nd & 3rd Readings

Bill No. 2007-272 for Ordinance No. 312-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-272 on second and third readings.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

CORRESPONDENCE

Major Trust Rezoning Application Withdraw

Mayor Birdsong announced that a letter was received from Marvin and Debra Major withdrawing a rezoning application on the Norman/Taylor Trust property they just purchased.

Charles Dickens Christmas Faire

Mayor Birdsong announced that a letter was received from the Chamber of Commerce requesting permission to hold the Charles Dickens Christmas Faire and Parade scheduled for December 1, 2007 in downtown Neosho. Without objection, the request was granted.

NEW BUSINESS

Bill No. 2007-273...Annexing property into the corporate limits of the City of Neosho, as petitioned by Mr. Max N. Eberle under District C-3, Commercial Business District Classification...1st Reading.

Bill No. 2007-273 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Bill No. 2007-273 on first reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-274...Approving a settlement agreement and binding unilateral agreement with Verizon Wireless relating to business license taxes...1st Reading

Bill No. 2007-274 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-274 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Consider an engineering services contract between the City of Neosho and Allgeier, Martin & Associates for installation of street lighting, construction of sidewalks and trail construction

Motion was made by Councilman Langland and seconded by Councilman Werneke to approve the contract between the City and Allgeier, Martin & Associates and authorize the City Manager to execute necessary documents.

Mr. Blase stated that the project uses to SPT funding to connect Big Spring Park to Morse Park along Spring Street. Discussion followed.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Authorize purchase and payment of real estate

Motion was made by Councilman Persinger and seconded by Councilman Langland to authorize the purchase of real estate in the amount of \$148,000. Details to be disclosed upon closing.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

REPORT OF CITY OFFICERS

There were none.

APPOINTMENTS & VACANCIES

Board of Adjustments

Mayor Birdsong announced that one vacancy will exist for a term of 5 years beginning Nov. 1, 2007 due to the expiring term of Kevin Bartley.

Board of Appeals

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning Nov. 1, 2007 due to the expiring terms of Melvin Kruse and Warren Languard.

Senior Citizen Committee

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning Nov. 1, 2007 due to the expiring terms of Gib Garrow and Lori Gates.

VISITORS BUSINESS

Neosho Pilots Committee

Mr. Jack Bowyer addressed the council on behalf of the Neosho Pilots Committee to express concerns about the City awarding a Fixed Base Operator contract for the Municipal Airport to CD Aviation Services.

Mayor Birdsong stated that the city has not awarded a contract and is in no hurry to do so. At the September 18, 2007 council meeting, the City Attorney was only instructed to enter into contract a negotiations. The council wants to do what is in the best interest of the city and is exploring options available to it.

Discussion followed.

Motion was made by Councilman Carnes and seconded by Councilman Werneke to cease negotiations with CDAS.

Further discussion followed.

Roll call vote:

Jeff Werneke - No, Howard Birdsong - No, RoseMarie Carnes - Yes,
Warren Languard - No, Matthew Persinger - No.

Motion failed.

Appropriation Ordinance No. 2222...1st Reading

Master Fund Appropriation Ordinance No. 2222 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2222 in the amount of \$649,452.64 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Languard - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Appropriation Ordinance No. 2222...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2222 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Master Fund Appropriation Ordinance No. 2222 in the amount of \$649,452.64 on 2nd & 3rd Readings.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CLOSED MEETING:

Motion was made by Councilman Persinger and seconded by Councilman Werneke to close the meeting pursuant to RSMo Section 610.021(1).

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 7:55 p.m.

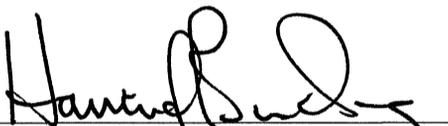
The meeting reconvened in open session at 8:35 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:36 p.m.

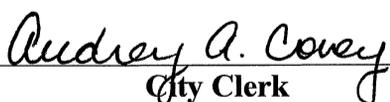
APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
October 16, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

A quorum being present, Mayor Birdsong called the meeting to order at 7:05 p.m.

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of October 2, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Regular Session minutes of October 2, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of October 2, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Closed Session minutes of October 2, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Without objection, Visitors Business was forwarded on the agenda.

VISITORS BUSINESS

Senior Center Renovations – Project Update by Architect

Mr. Phil Young reported that Senior Center Renovations are on time and on budget with a projected completion date of January 2, 2008.

BIDS

The following bids were presented for consideration:

Council Minutes – October 16, 2007

City Hall – Roof

To: City Manager Jan Blase, Honorable Mayor Birdsong, and Councilpersons
From: Alan Smith, Assistant Building Inspector
Date: October 11, 2007
RE: City Hall-Roof

Bids were received for roof replacement on the City Hall building for The City of Neosho. Bid tabulation is attached.

McDowell Roofing, Inc. of Joplin, had the lowest bid of \$73,875.00 and met all specifications specified. It is my recommendation to accept the low bid from McDowell Roofing.

**CITY HALL – ROOF
BID OPENING SUMMARY**

Attached is a compilation of the bids received for roof replacement on the City Hall of the City of Neosho.

The bid opening was held at 10:00 a.m., October 2, 2007 in City Hall. Present for the opening were Alan Smith, Michael Pim and Kim Messer of the City of Neosho and a representative of Joplin Roofing.

The following bids were received:

Joplin Roofing Co., Inc 5471 Dutch Elem Dr Joplin, MO 64804	Bid: Per specifications = \$96,147.00 Additional coping , collectors and downspouts \$12,759.00
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McDowell Roofing, Inc P.O. Box 1633 Joplin, MO 64802	Bid: Per specifications = \$73,875.00
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No Responses:
Mckay Roofing
Taylor Roofing

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to McDowell Roofing, Inc. in the amount of \$73,875 and authorize the City Manager to execute any necessary documents.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

City Hall – Human Resources Salary Survey

To: Mayor Birdsong and Councilmen
From: Vickie Dexter
Date: 10/16/2007
Re: Human Resources Analysis Bid

We recently went out for bids for consulting services to create standardized job descriptions, a performance based employee evaluation system, salary comparison and review, and performance based pay system for all employees of the City of Neosho. One bid was received and it is as follows:

Olsson Associates \$26,486

I recommend hiring Olsson Associates to perform these services for a total cost of \$26,486.

**CITY HALL – HUMAN RESOURCES ANALYSIS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the creation of standardized job description, a performance based employee evaluation system, salary comparisons and review, and performance based pay system of the City of Neosho.

Council Minutes – October 16, 2007

The bid opening was held at 10:00 a.m., September 28, 2007 in the Lobby of City Hall. Present for the opening were Vickie Dexter and Anne Johnson.

The following bids were received:

Olsson & Associates 212 Northwest Platte Valley Drive Riverside, MO 64150	Bid: Services per specs = \$26,486
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Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to Olsson & Associates in the amount of \$26,486 and authorize the City Manager to execute necessary documents.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Park and Recreation – Fitness Equipment

To: Honorable Mayor Birdsong and Councilmen
From: Tom Workman
Date: 10-11-2007
Re: Fitness Equipment

We recently went out for bids on Fitness Equipment for the Parks and Recreation Department. Bids received were as follows:

Exercise & Rehab Equipment	\$37,543.90
Mad Bear Fitness	\$29,960.00 (reduced to \$23,460.00)

We recommend using Mad Bear Fitness, for they are the lowest bidder according to our specifications.

**PARKS AND RECREATION – FITNESS EQUIPMENT
BID OPENING SUMMARY**

Attached is a compilation of the bids received for fitness equipment for the Parks and Recreation Department of the City of Neosho.

The bid opening was held at 4:00 p.m., October 1, 2007 City Hall. Present for the opening were Tom Workman, Anne Johnson and Bert Thornton of Exercise and Rehab.

The following bids were received:

Exercise & Rehab Equipment 3444 S. Campbell Ave Springfield, MO 65807	Bid: Per specifications Option 1 – Cybex - \$45,475.90 Option 2 – Quantum - \$37,543.90 Option 3 – Hoist - \$32,868.40
Mad Bear Fitness 1300 E. Battlefield Springfield, MO 65804	Bid: Per specifications Quantum equipment – \$29,960.00
MC Sports 423 B Rangeline Joplin, MO	Bid: Total Bid - \$5899.92 2 Treadmills - \$1,899.98 2 Ellipticals - \$1,999.98 2 Stationery Bikes - \$599.98 2 Multi-Station Strength Trainers - \$1299.98 (not meet bid specifications) Delivery - \$100.00
Play It Again Sports 2640 E. 32 nd St Suite 14 Joplin, MO 64804	Bid: Total Bid - \$15,860.00 2 Treadmills - \$4590.00 2 Ellipticals - \$2990.00 Stationery Bikes - \$2990.00 2 Multi-Station Strength Trainers - \$4790.00 (not meet bid specifications) Delivery - \$500

Council Minutes – October 16, 2007

Motion was made by Councilman Persinger and seconded by Councilman Carnes to award the bid to Mad Bear Fitness in the amount of \$23,460.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-273...Annexing property into the corporate limits of the City of Neosho, as petitioned by Mr. Max N. Eberle under District C-3, Commercial Business District Classification...2nd & 3rd Readings

Bill No. 2007-273 for Ordinance No. 313-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Bill No. 2007-273 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Bill No. 2007-274...Approving a settlement agreement and binding unilateral agreement with Verizon Wireless relating to business license taxes...2nd & 3rd Readings

Bill No. 2007-274 for Ordinance No. 314-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Werneke to pass Bill No. 2007-274 on second and third readings.

Mr. Hays stated that Section Two of the ordinance was changed to authorize the City Manager to take actions to implement the ordinance instead of the City Clerk. No material change occurred.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CORRESPONDENCE

Midwest Art Conservation Center

Mayor Birdsong announced that the city received a report from Midwest Art Conservation advising the City how to restore the Centennial Mural and what it would cost. As a nonmember of the Conservation Center, the cost would be \$33,394.21. The council will be considering how to pay for the restoration.

Associated Recyclers of the Midwest

Mayor Birdsong announced that the Board of Directors of Associated Recyclers of the Midwest would be donating all of its physical assets to the City of Neosho excluding the Educational Cart, Educational Trailer, and BIG AL, the mascot.

Council Minutes – October 16, 2007

NEW BUSINESS

Adopt Resolution Bill No. 2007-10...Stating intent to seek additional funding through the Missouri Highways and Transportation Commission, State Block Grant Program

Resolution Bill No. 2007-10 for Resolution No. 66-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to adopt Resolution Bill No. 2007-10.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Consider agreement between the City of Neosho and the Neosho Area Chamber of Commerce for economic development services

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the contract as presented.

Discussion followed concerning the vagueness of the contract.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Consider Lease Agreement between the City of Neosho and Midwest Hangar Group, Inc. for construction of hangers

Mr. Blase stated that the lease agreement contains timelines and phasing for leasing the land at the airport. He requests the City Council authorize the City Attorney to finalize the agreement.

Lengthy discussion followed.

Mayor Birdsong recognized Mr. Jack Bowyer.

Mr. Bowyer asked if the leases already in place would be honored. Mr. Hays stated they would be honored as written, but that does not mean a buyout option could not be presented at a later date.

Motion was made by Councilman Langland and seconded by Councilman Carnes to go forward with the agreement when Midwest Hangers provides the City a letter of credit or some other similar financial guarantee in a form acceptable to the City Attorney in the amount of the estimated cost for Phase 1, as presented in the City's design contract with Archer Engineering and that the mayor be authorized to sign the agreement once he receives approval by the City Attorney as to the form of financial guarantee and that Midwest Hangers, Inc. provides the financial assurance within 45 calendar days of tonight's meeting.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Council Minutes – October 16, 2007

Appoint Stormwater Technical Review Committee

Mr. Blase stated as per Section 430 of the City Codes, a Technical Review Committee is necessary to hear appeals of the staff's interpretation of the stormwater regulations.

Motion was made by Councilman Langland and seconded by Councilman Persinger to appoint Joe Wilson of Allgeier, Martin & Associates, Mike Atkinson of Allgeier, Martin & Associates, and Jason Echard of Sprenkle & Associates to the Technical Review Committee.

Discussion followed.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

REPORT OF CITY OFFICERS

There were none.

APPOINTMENTS & VACANCIES

Board of Adjustments

Mayor Birdsong announced that one vacancy will exist for a term of 5 years beginning Nov. 1, 2007. A letter of interest has been received from Mr. Kevin Bartley.

Motion was made by Councilman Werneke and seconded by Councilman Langland to appoint Mr. Bartley to the Board of Adjustments for a term of 5 years beginning November 1, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Board of Appeals

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning Nov. 1, 2007.

Senior Citizen Committee

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning Nov. 1, 2007. A letter of interest has been received from Mr. Robert Wagner.

Motion was made by Councilman Carnes and seconded by Councilman Persinger to appoint Mr. Wagner as Resident Senior Citizen to the Senior Citizen Committee for a term of 3 years beginning November 1, 2007.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

APPROPRIATIONS

Appropriation Ordinance No. 2223...1st Reading

Master Fund Appropriation Ordinance No. 2223 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2223 in the amount of \$853,441.91 on 1st Reading.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Appropriation Ordinance No. 2223...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2223 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2223 in the amount of \$853,441.91 on 2nd & 3rd Readings.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

CLOSED MEETING

There was no need to close.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:17 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

MINUTES
NEOSHO CITY COUNCIL
November 6, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Matthew Persinger, and Jeff Werneke. Warren Langland entered the meeting at 7:30 p.m. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of October 16, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to approve the Regular Session minutes of October 16, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, the County Seat of Newton County was organized in Neosho, Mo. in 1838, the Cornerstone-Laying of this present day historic building was on July 30, 1936 with Senator Harry S. Truman conducting the dedication service. The Newton County Courthouse became known as the "The People's House". Engraved high on its south wall is "The Welfare of the People is the Supreme Law". This present structure was erected of Carthage Stone consisting of 35,000 sq. ft. and has been a part of Neosho since; and

Whereas, Newton County Courthouse has continued since that time to conduct every aspect of county government and administration required by the citizens of Newton County. It began its early services with 10 County employees. Today it has 15 separate divisions with 203 employees; and

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim the Newton County Courthouse as Neosho's November, 2007 Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

/s/ Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Council Minutes – November 6, 2007

Without objection, Visitors Business was forwarded on the agenda.

VISITORS BUSINESS

Howard Bush Extension Project Update – Jerry Bradley

Mr. Bradley of Tri-State Engineering reported that the acquisition of right-of-ways is ongoing for the Howard Bush Drive project. The project is behind schedule until Spring.

South Street Overpass Project Update – Clayton Cristy

Mr. Cristy of Tri-State Engineering reported that because extra resources were required on the Howard Bush Project, South Street fell behind schedule. Paving will begin in early Spring 2008.

BIDS

The following bid recommendations were presented for consideration.

Airport – Security System

To : City Manager Jan Blase, Honorable Mayor Birdsong and Councilpersons
From: Billy Sallee, Airport Manager
Date: November 1, 2007
RE: Security System in Airport Terminal

Bids were received for a Security System in the new terminal building for The City of Neosho. Bid tabulation is attached.

S & S Security Systems Of Joplin, had the lowest bid of \$2,953.00 and met all specifications. It is my recommendation to accept the low bid from S & S Security Systems.

**AIRPORT – SECURITY SYSTEM
BID OPENING SUMMARY**

Attached is a compilation of the bids received for a security system for the Airport of the City of Neosho.

The bid opening was held at 10:00 a.m., October 11, 2007 in the Lobby of City Hall. Present for the opening were Carol Peterson and Kim Messer.

The following bids were received:

Federal Protection 1227 E. 32 nd Street, Ste 9 Joplin, MO 64804	Bid: Security equipment per specs: Purchase: \$5,736, install \$4,390, maint. \$690 Lease: Install \$4,390, lease/maint. \$275/mo.
S & S Security Systems P.O. Box 4264 Joplin, MO 64803	Bid: Security equipment per specs: Purchase & install: \$2,953 No maintenance plan bid, but one is available upon request

Motion was made by Councilman Persinger and seconded by Councilman Werneke to award the bid to S & S Security Systems in the amount of \$2,953.

Discussion followed.

Roll call vote:

RoseMarie Carnes - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

City of Neosho – Truck Bids

To: City Manager Jan Blase, Honorable Mayor Birdsong and Councilpersons
From: Michael Pim, Building Inspector
Date: October 23, 2007
RE: Fleet Bids Light Duty Trucks 2007 – 2008 Budget year.

Fleet Bids were received for the purchase of Eleven (11) new trucks for the City of Neosho. A bid tabulation is attached.

Fleet Bids were received through Missouri State Bid Purchasing Department, Griffith Motors Inc., Neosho Ford Inc. and Neosho Chrysler. While Griffith Motors Fleet bid of \$187,637.00 was not the lowest bid, when you consider the additional transportation costs of Putnam Chevrolet (Missouri State Bid Dealer), Griffith Motors bid is within 3% of the state bid price of \$185,444.00. Therefore, it is my recommendation to accept the Fleet Bid of \$187,637.00 from Griffith Motors Inc.

**CITY OF NEOSHO – TRUCKS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for the Fleet vehicle purchase for this budget year.

We went out to bid on Eleven Vehicles for various departments of the City of Neosho.

The following Fleet Bids were received:

Griffith Motor Company Inc.
Neosho MO

Fleet	
Bid: (4) 2008 Chevrolet Colorado Extended Cab 4X2 @ \$14,144.00 ea.	\$56,576.00
(1) 2008 Chevrolet Colorado Extended Cab 4X4	\$16,965.00
(1) 2008 Chevrolet Silverado 1500 Crew Cab 4X4	\$25,367.00
(1) 2008 Chevrolet Silverado 1500 Extended Cab 4X4	\$20,496.00
(1) 2008 Chevrolet Silverado 1500 Regular Cab 4X2	\$15,061.00
(1) 2008 Chevrolet Silverado 2500 Regular Cab & Chassis 4X2	\$17,260.00
(1) 2008 Chevrolet Silverado 3500 Regular Cab & Chassis 4X2	\$18,144.00
(1) 2008 Chevrolet Uplander Van	\$17,768.00
Delivered locally	<u>\$187,637.00</u>

State Bid Contract:
Putnam Chevrolet-Pontiac, Inc
California, Missouri

Fleet	
Bid: (4) 2008 Chevrolet Colorado Extended Cab 4X2 @ \$14,144.00 ea.	\$56,576.00
(1) 2008 Chevrolet Colorado Extended Cab 4X4	\$16,265.00
(1) 2008 Chevrolet Silverado 1500 Crew Cab 4X4	\$23,496.00
(1) 2008 Chevrolet Silverado 1500 Extended Cab 4X4	\$20,496.00
(1) 2008 Chevrolet Silverado 1500 Regular Cab 4X2	\$15,061.00
(1) 2008 Chevrolet Silverado 2500 Regular Cab & Chassis 4X2	\$17,638.00
(1) 2008 Chevrolet Silverado 3500 Regular Cab & Chassis 4X2	\$18,144.00
(1) 2008 Chevrolet Uplander Van	\$17,768.00
	<u>\$185,444.00</u>
Delivered anywhere in the state, 3.00 per mile x 408 miles =	\$1,224.00
Total Cost	<u>\$186,444.00</u>

Neosho Ford and Neosho Chrysler were solicited, but declined to bid.

Mr. Pim explained that these prices were good for twelve months and the city could purchase trucks throughout the year as sales tax revenues came in. Also, there is no penalty if the city does not purchase all eleven trucks.

Discussion followed.

Council Minutes – November 6, 2007

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Griffith Motor Company for a total amount \$187,637, subject to the city’s cash flow.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

City of Neosho – Wood St. and Main St. Sidewalk Construction

To: Honorable Mayor Birdsong and Councilmen
From: Kim Messer, Planning Technician
Date: 10/23/2007
Re: MDFB Sidewalk Project

We recently went out for bids for construction of sidewalks along Wood and Main Streets for the 2007 Missouri Development Finance Board sidewalk project. Thirteen companies were sent invitations to bid, and one responded. The bids are as follows:

Branco \$147,101

I recommend hiring Branco to construct the sidewalks for a total cost of \$147,101, all of which will be paid for by the Missouri Development Finance Board.

**PLANNING DEPARTMENT - SIDEWALKS
BID OPENING SUMMARY**

Attached is a compilation of the bids received for sidewalk replacement on Wood and Main streets for the Planning Department of the City of Neosho.

The bid opening was held at 10:00 a.m., October 18, 2007 in the conference room at City Hall. Present for the opening were Patrick Capron, Amber Pruitt and Kim Messer.

The following bids were received:

Branco Enterprises, Inc. 12033 E. Hwy. 86 PO Box 459 Neosho, MO 64850	Bid:	Sidewalk Replacement on Wood & Main Streets per specs Total Bid: \$147,101.00
--	------	---

No Response:	
Blevins Asphalt Co	Swift Construction
A.G. Construction	Burt’s Landscaping
Blevins Striping and Sealing	R.D. Dale Inc.
Crews Construction	Smiles Construction
Ron Reed Dozing	G F Construction
Widner Construction	Meyer Construction

Motion was made by Councilman Persinger and seconded by Councilman Werneke to award the bid to Branco in the amount of \$147,101.

Mr. Blase explained that the Missouri Development Finance Board will reimburse the city in full for the project. There is no city match.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Abstain.

Motion carried.

Council Minutes – November 6, 2007

Neosho Police Department – Unmarked Patrol Cars

To: Jan Blase City Manager – Neosho City Council
From: Chief David McCracken
Date: November 1, 2007
RE: Replacement Unmarked Vehicles

I have received the State bid for Police package police units. The bid for Ford Crown Victoria and Dodge Mangum were considered.

Investigators use the vehicles to respond to crime scene and investigate crimes. The ability to carry special equipment will be of more importance that with normal patrol units. The use of a more fuel efficient vehicle and extra storage space were factors in my recommendation.

I recommend the purchase of two 2008 Dodge Magnum police package from the State bid at the cost of twenty one thousand eight hundred eighty-seven dollars each.

State Vendor: Odessa Dodge Odessa, Missouri

2 @ \$21,887 total cost \$43,774 (delivery included)

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Odessa Dodge in the amount of \$43,774.

Discussion followed concerning the trade-in and purchase rotation of high mile patrol cars.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Neosho Police Department – Patrol Cars

To: Jan Blase City Manager – Neosho City Council
From: Chief David McCracken
Date: October 29, 2007
RE: Replacement Marked Patrol Vehicles

I have reviewed the State bids for Police package patrol units which was just released. The bids for Ford Crown Victoria and Dodge Mangum were considered. It was found that the full size Ford units were less costly than the Dodge and would be available for delivery in a more timely matter.

I recommend the purchase of four 2008 Ford Crown Victoria police package from the state bid at a cost of twenty two thousand four hundred thirteen dollar each from the state vendor Joe Machens Ford Columbia, Missouri. Machens has given use good service in the past

4- Ford Crown Victoria Police Interceptor @ \$22,513 Total \$89,852

Joe Machens Ford Columbia, Missouri State bid vendor.

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Joe Machens Ford in the amount of \$89,852.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Council Minutes – November 6, 2007

Neosho Police Department – Taser Units

To: Jan Blase City Manager – Neosho City Council
From: Chief David McCracken
Date: October 31, 2007
RE: Taser XG-26 Black UG

I have included the sole source letter for the Taser product. They allow vender to sell the product but only at the suggested retail price. Taser holds the Patent for all such products.

I recommend the purchase of the Model XG-26 Black UG Taser units and required accessories. From Ed Roehr Safety Products of St Louis, Missouri a vendor we normally use for other items and have always provided use excellent service in the past.

1. Training Cartridges
 2. Duty Cartridges
 3. Training supplies
 4. Download Software
 5. Holsters
- Total cost of \$ 10,000

This will equip fifty percent of the patrol officers this year. I plan to budget the remainder for next budget year.

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid Ed Roehr Safety Products in the amount of \$10,000.

Discussion followed.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

UNFINISHED BUSINESS: There was none.

CORRESPONDENCE: There was none.

NEW BUSINESS

Consider engineering and surveying contract between the City of Neosho and Sprengle & Associates, Inc. for South Street Improvements

Motion was made by Councilman Persinger and seconded by Councilman Carnes to approve the contract and authorize the city manager to sign and execute.

Mr. Blase noted that the cost is not to exceed 6% of total project costs from June 15, 2006.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Consider advertising contract between the City of Neosho and Lamar Companies

Mr. Blase stated billboards are included in the Phase I Marketing Plan of the Hotel/Motel Tax.

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contract and authorize the city manager to sign and execute.

Council Minutes – November 6, 2007

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Consider Dispatch Contract between the City of Neosho and Newton County

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contract between the City of Neosho and Newton County Dispatch in the amount of \$90,051.26.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Schedule January 2008 council meetings

Mayor Birdsong stated that there needed to be a public hearing regarding the proposed charter amendments and recommended the second Tuesday in January. Discussion followed the meetings were set for January 8, 2007 at 6:00 p.m. in the Lampo Building at January 15, 2008 at 7:00 pm in the City Hall Council Chambers.

REPORT OF CITY OFFICERS

Municipal Court Audit Report

Mr. Bob Blackwood presented the council with the audit report for the Municipal Court. The auditors reported no problems.

Airport Financials

Mr. Blase stated the council packet for the second meeting in December would include a financial report for Airport.

APPOINTMENTS & VACANCIES

Historic District Commission

Mayor Birdsong announced that two vacancies will exist for terms of 3 years beginning Dec. 1, 2007 due to the expiring terms of Linda Anderson and Master Scott Hall.

Board of Appeals

Mayor Birdsong announced that two vacancies exist for terms of 3 years began Nov. 1, 2007.

Senior Citizen Committee

Mayor Birdsong announced that one vacancy for a person with a financial background exists for a term of 3 years which began Nov. 1, 2007.

APPROPRIATIONS

Appropriation Ordinance No. 2224...1st Reading

Master Fund Appropriation Ordinance No. 2224 was read by title only by Mr. Hays

Council Minutes – November 6, 2007

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2224 in the amount of \$566,347.79 on 1st Reading.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Appropriation Ordinance No. 2224...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2224 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2224 in the amount of \$566,347.79 on 2nd & 3rd Readings.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

CLOSED MEETING: There was no need to close.

ADJOURN

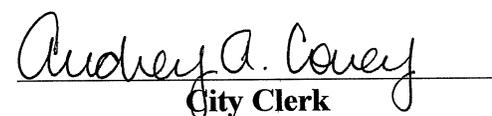
There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:17 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


City Clerk

**MINUTES
NEOSHO CITY COUNCIL
November 20, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

A. W. Lavendar gave the opening prayer and Mayor Persinger led the Pledge of Allegiance.

ROLL CALL

Present: RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke.

Absent: Howard Birdsong. Without objection, Howard Birdsong was excused.

Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of November 6, 2007

Motion was made by Councilman Werneke and seconded by Councilman Langland to approve the Regular Session minutes of November 6, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

PROCLAMATIONS

Mayor Persinger presented the following proclamation:

Energy, Environment, and Emergency Preparedness Awareness Week.

Whereas, The Crowder College MARET Center Project provides training and support for business and industry use of renewable energy technologies for integration into building design and operation, support for new product development of renewable energy technologies, and new education programs in construction, design and engineering of commercial and residential buildings using renewable energy technologies; and

Whereas, Crowder College MARET Center, The Neosho Area Chamber of Commerce, Empire District Electric Company, Missouri Gas Energy, New-Mac Electric, Cable Net, Eastern Shawnee Longhouse Management Authority, is presenting an "E" Conference (Energy, Environment and Emergencies) Thursday, November 29th, 2007 from 9:00 a.m. to 3:00 p.m. at the Crowder College Elsie Plaster Community Center;

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim November 19 through November 23, 2007 as Energy, Environment, and Emergency Preparedness Awareness Week.

/s/Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

Mr. Atkinson of Allgeier, Martin & Associates and Mr. A. W. Lavendar were recognized and placed on the agenda. Without objection, Visitors Business was forwarded on the agenda.

Council Minutes – November 20, 2007

VISITORS BUSINESS

Highway 59 Project Update – Mike Atkinson

Mr. Atkinson of Allgeier, Martin & Associates presented the proposed plans for resurfacing and construction of the HW 59 project.

Discussion followed.

SPT Resurfacing Project Update – Mike Atkinson

Mr. Atkinson also discussed the resurfacing projects around town using STP funds. The project should begin in the summer of 2008. There is an 80/20 city match. A bulk discount will be available if HW 59 and the resurfacing are bid together.

Discussion followed.

A. W. Lavendar – Budget

Mr. Lavendar addressed the council concerning the city's appropriation of funds and having Town Hall meetings throughout the year.

Discussion followed.

BIDS

The following bids were presented:

Police Department – Copy Machine

Chief David McCracken addressed the council and requested Ozark Business Systems be awarded the bid in the amount of \$7,665. This total includes machine costs and start up costs.

**POLICE DEPARTMENT – DIGITAL COPIER
BID OPENING SUMMARY**

The bid opening was held at 10:10 a.m., November 1, 2007 in the conference room at City Hall. Present for the opening were Glen VanSandt (Ozark Business Systems), Mike Booe and John Varner (Corporate Business Systems aka Office Solutions), Paul Charron (Office Concepts), Amber Pruitt and Tracie Tice.

The following bids were received:

Ozark Business Systems
122 E. Spring Street
Neosho, MO 64850

Bid: New Sharp MX-3501N 35 ppm color and b/w network ready digital copier. Includes : 150 sheet duplexing single pass document feeder with ability to scan two-sided document in on pass, network printing, network scanning, 80 GB hard rive with document filing, automatic duplexing, electronic sorting with offset stacking, (2) 500 sheet user-adjustable paper drawers, 100 sheet bypass, USB port, 25%-400% zoom with presets, includes Super G3 fax option - \$6,755.00

Service and supplies are extra

Set up supplies (includes colored developer, colored toner, black developer, and black toner - \$704.00

MX-45ABD deluxe cabinet - \$102.00

AR-D5133NT digital power filter and power surge suppression, ground noise elimination, CAT5 certified network/phone line protection, lifetime replacement warranty - \$104.00

Total bid: \$6,755 (per bid specs)

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Corporate Business Systems
2401 E. 32nd Street, Ste 8
Joplin, MO 64804

Bid: Savin C3535 Full Color Digital system includes 35 ppm black, 35 ppm color; 80 GB hard drive + memory; document feeder, scan/print/copy; fax and network fax; duplex unlimited; electronic sort/offset; (2) 500 sheet paper drawer; 100 sheet bypass; all ports; 35% to 400% zoom with presets (3 day shipping)

Service & supply program – Platinum Service Agreement – full service, parts, labor and consumable supplies (excluding staples and paper products – billed monthly at \$0.009 for black copy/print and \$0.07 per color copy print)

Total bid: \$7,349 per specs (excludes Service and supply program and stand)

Corporate Business Systems
2401 E. 32nd Street, Ste 8
Joplin, MO 64804

Bid 2: Kyocera new KM-C4035E Digital Imaging System includes 40 ppm black and 35 ppm color; 40GB hard drive + memory; document feeder (100 sheets); scan/print/copy; fax + network fax; unlimited duplex; electronic sort/offset; (2) 500 sheet paper drawer; 100 sheet bypass; all ports; 25% to 400% zoom with presets (3 day shipping)

Total bid: \$8,100.00 AEPA contract #0005-1C (excludes service and supply program and stand)

Service & supply program – Platinum Service Agreement – full service, parts, labor and consumable supplies (excluding staples and paper products – billed monthly at \$0.009 for black copy/print and \$0.07 per color copy print)

Office Concepts
1416 S. Main
Joplin, MO 64801

Bid: Kyocera Mita KM-C3232E Full Color and B/W imaging

Functions: color copy/network print and scan/fax
Speed: 32 PPM color, 32 PPM B/W

Max Mo. Duty cycle: 125,000 Images per month
Resolution: 600 x 600

Standard paper supply: 1,100 sheets (500 x 2+100 sheet MPT)

Max paper size: 11x17 full bleed

Paper weights: 28 lb. bond through drawers, 16 lb. bond 120 lb. index through multipurpose tray

Unlimited stackless duplex

Unlimited electronic sorting

Network connectivity: 10/100 base tx, parallel, high speed USB

PDL: prescribe, PCL 6, PCL 5c, KPDL3 (PS3), KC-GL

Fax Modem Speed: Super G3 33.6 kbs

Projected shipping date: 14 days

Total bid: \$7,432.00 AEPA government pricing

Copy Products, Inc.
1530 Main
Joplin, MO 64804

Bid: Toshiba E-Studio 352 Copier-Printer-Scanner-Fax, satisfies all bid requirements except 100 sheet automatic document feed (requirement was 150) and single side document scan in single pass (requirement was 2-side)

Total bid: \$3,428.00

No bid received:
Lakeland Office Systems, Inc.

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bid to Ozark Business Systems in the amount \$7,665.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - Yes. Motion carried.

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Police Department – Hand Guns

Chief McCracken stated that currently, officers are required to supply their own firearms. In an effort to standardize the force, he recommends the purchase of 15 handguns from Leven Gun Works in the amount of \$6435.

**POLICE DEPARTMENT - HANDGUNS
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 1, 2007 in the conference room at City Hall. Present for the opening were Amber Pruitt and Tracie Tice.

The following bids were received:

OMB's Express Policy Supply, Inc.
11333 Strang Line Rd
Lenexa, KS 66215

Bid: Glock 17 per specs - \$429.00 each
Glock 26 per specs - \$429.00 each
Total bid: \$4,290.00 minimum

A-1 Pawn & Gun
412 Neosho Blvd.
Neosho, MO 64850

Bid: Glock per specs - \$579.00 each
Total bid: \$5790.00 minimum

Leven Gun Works
3760 W. Farm Road 92
Springfield, MO 65803-6165

Bid: Glock 17 per specs - \$429.00 each
Glock 26 per specs - \$429.00 each
Extra Mags - \$16.00
Grip Adapter 26 mags – \$9.99 each
Total bid: \$4,2900.00 minimum

No Bids:

Simmons Gun Specialties
Steve's Trading Post

Neosho Gun and Pawn
Brandon's Guns Trading Co.

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the purchase of 15 handguns to Leven Gun Works as requested.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Police Department – ACO Truck Bed

Chief McCracken stated that the truck was approved for purchase at the last meeting, but the Animal Control bed is still needed. The current bed is small and needs replaced. Although all three bidders met the specifications, Deerskin Manufacturing offered the lowest price.

**POLICE DEPARTMENT – ANIMAL CONTROL BOX
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 9, 2007 in the lobby at City Hall. Present for the opening were Amber Pruitt and Tracie Tice.

The following bids were received:

Deerskin Manufacturing
4078 W. Hwy 199
Springtown, TX 76082

Bid: Per bid specs, includes installation at factory and delivery (customer is responsible for delivery of vehicle to vendor)
Total bid: \$11,750.00

Ainley Kennels & Fabrication, Inc.
1450 Radford Road
Dubuque, IA 52002

Bid: Per specs, includes shipping OR mounting of unit. Shipping is an additional \$650.00.
Total bid: \$11,395.00

Mavron, Inc.
152 S. Zimmer Rd.
Warsaw, IN 46580-2369

Bid: Per bid specs
Total bid: \$15,955.00

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Motion was made by Councilman Langland and seconded by Councilman Carnes to award the purchase of the ACO Truck Bed to Deerskin Manufacturing in the amount of \$11,750.

Roll call vote:

Jeff Werneke - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Street Department – Loader

Mike Hightower stated the city's current loader is in terrible shape. It needs replaced badly. Murphy Tractor & Equipment and equipment is offering \$8,000 trade in discount making the total of the new loader \$100,648. This amount is significantly under budget.

**PUBLIC WORKS - LOADER
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 13, 2007 in the conference room at City Hall. Present for the opening were Houston Giles, Bill Ewan, Amber Pruitt and Carla Cummins.

The following bids were received:

Murphy Tractor & Equipment Co.
1401 State Highway MM
Springfield, MO 65802

Bid: John Deere 444J Loader per bid specs with
Total Bid: \$108,648.00 (deduct \$8,000 for
optional trade of 544E John Deere)

Fabick CAT
3534 E. 20th Street
Joplin, MO 64801

Bid: CAT 924GZ Loader per bid specs
Total Bid: \$112,900.00

Victor L. Phillips Co.
5430 Hwy 43
Joplin, MO 64804

Bid: 521E Case loader per bid specs
Total bid: \$114,250.00 (deduct \$7500.00 for
optional trade on 544 John Deere)

Motion was made by Councilman Werneke and seconded by Councilman Langland to award the bid as requested.

Discussion followed.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Police Department – Mobile Ticketing System

**POLICE DEPARTMENT – MOBILE TICKETING
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 1, 2007 in the conference room at City Hall. Present for the opening were Amber Pruitt and Tracie Tice.

The following bids were received:

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Global Software Corp.
5001 N. Pennsylvania Ste. 100
Oklahoma City, OK 73122

Bid: Proposal pricing consists of the following:

- 11 vehicles - \$38,500
- \$3,500 per car includes drivers license scanner, 4” ticket printer, electronic signature pad, USB hub, citation software, vehicle installation
- \$11,800 - Court Interface from Global Records. This does assume the Court vendor can provide access to the system and API for integration. Any associated cost from the court vendor is not included.
- \$4,000 – Projected Services
- \$1,500 Travel

Total bid: \$55,800

Bio-Key International
3349 Highway 138 Bldg D, Ste B
Wall, NJ 07719

Bid:

- \$5,000.00 - (1) Virtual Partner Engine – one time site license for interface to mobile data system
- \$3,839.00 – (11) QuickTicket 1-49 – auto-population of traffic citation form using existing mobile software (\$349.00 unit price)
- Included – (11) QuickForm 1-49 – auto-population of form using existing mobile software (final price depends on length of the form) (\$349.00 unit price)
- \$7,500.00 – (1) SmartExport (File) RMS – Electronic transfer of field data to RMS system (May require add’l fee from RMS vendor)
- \$7,500.00 – (1) SmartExport (File) – Court – Electronic transfer of field data to court system (may require add’l fee from database vendor)
- \$6,589.00 - (11) SmartSwipe with Combo 2D and Magstripe Reader with software included (\$599.00 unit price)
- \$8,745.00 – (11) Printek FieldPro RT43 Printer (with 12-volt Power Supply) – all printers ship with battery, roll of paper, handstrap/belt loop, USB cable (\$795 unit price)
- \$946.00 – (11) Printek FieldPro RT43 Fixed Mount System (\$86.00 unit price)
- Included – (1) Printek Compatible Thermal Paper Case – 36 rolls 50’ each roll (\$119.00 unit price)
- \$4,456.02 – Annual Maintenance (18% of software)
- \$1,235.40 – Project Management
- \$234.41 – Shipping and handling
- Included – 1 day training (per diem training) (\$2,000 unit price)

Total bid: \$46,044.83

Crossroads Software, Inc.	No bid
Berendo Solutions, Inc.	No bid
Advanced Public Safety	No bid

Motion was made by Councilman Langland and seconded by Councilman Werneke to award the bid to Bio-Key International at a cost of \$52,394.83.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - No.

Motion carried.

UNFINISHED BUSINESS: There was none.

CORRESPONDENCE

Mayor Persinger announced that the Hugh Robinson Memorial Airport Terminal was selected by the Neosho Area Chamber of Commerce as the 2007 Most Improved Business Location of the Year.

NEW BUSINESS

Bill No. 2007-275...Amending the 2006-2007 Fiscal Year Budget...1st Reading

Bill No. 2007-275 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Bill No. 2007-275 on first reading.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Consider agreement between the City of Neosho and Neosho R-5 School District for a School Resource Officer

Motion was made by Councilman Langland and seconded by Councilman Carnes to approve the agreement between the City of Neosho and the Neosho R-5 School District.

Roll call vote:

Jeff Werneke - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Consider Mutual Aid Agreement between the Neosho Police Department and the Joplin Police Department

Motion was made by Councilman Werneke and seconded by Councilman Langland to approve the aid agreement and authorize the Mayor to execute. Discussion followed.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

REPORT OF CITY OFFICERS: There were none.

APPOINTMENTS & VACANCIES

Historic District Commission

Mayor Persinger announced that two vacancies exist for terms of 3 years beginning Dec. 1, 2007, with letters of interest received from Gale Ellis, Master Scott Hall, and Diane Jones.

Councilman Werneke nominated Diane Jones .

Councilman Carnes nominated Gale Ellis.

Motion was made by Councilman Langland and seconded by Councilman Carnes to cease nominations.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - No. Motion carried.

Discussion followed concerning the requirements for the vacant positions, resulting in the withdrawal of motions and nominations.

Councilman Langland nominated Scott Hall.

Councilman Werneke nominated Diane Jones.

Council Minutes – November 20, 2007

Motion was made by Councilman Carnes and seconded by Councilman Werneke to cease nominations and appoint a downtown property owner to the Historic District Commission.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried to cease nominations.

Roll vote: Jeff Werneke - Jones, RoseMarie Carnes -Hall, Warren Langland - Hall, Matthew Persinger - Hall.

Master Scott Hall was selected as the downtown property owner representative.

Board of Appeals

Mayor Persinger announced that two vacancies exist for terms of 3 years which began Nov. 1, 2007.

Senior Citizen Committee

Mayor Persinger announced that one vacancy exists for a term of 3 years which began Nov. 1, 2007.

APPROPRIATIONS

Appropriation Ordinance No. 2225...1st Reading

Master Fund Appropriation Ordinance No. 2225 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2225 in the amount of \$1,003,915.29 on 1st Reading.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Appropriation Ordinance No. 2225...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2225 was read by title only by Mr. Hays

Motion was made by Councilman Langland and seconded by Councilman Carnes to pass Master Fund Appropriation Ordinance No. 2225 in the amount of \$1,003,915.29 on 2nd & 3rd Readings.

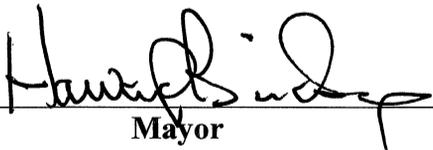
Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, RoseMarie Carnes - Yes. Motion carried.

CLOSED MEETING: There was no need to close the meeting.

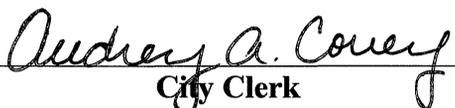
ADJOURN: There being no further business to come before the council, Mayor Persinger adjourned the meeting at 8:33 p.m.

APPROVED:

NEOSHO CITY COUNCIL


Mayor

ATTEST:


City Clerk

Council Minutes – November 20, 2007 - AMENDMENTS

The following are amendments to the minutes of November 20, 2007, as presented by Councilman Carnes, and added with the consent of the Neosho City Council:

“Page 2 Highway 59 Project Update

Please delete “discussion followed” and include the concerns noted by Jeff Werneke regarding the planned direct access of businesses to Highway 59 and the proposed U-turns required if the outer road is closed.

Page 2 A. W. Lavendar – Budget

Please delete “discussion followed” and include Mayor Persinger’s response that this information would be reviewed. Councilman Carnes requested that quarterly budget reviews occur. Jan Blase revealed that Mayor Birdsong has proposed this review in early February and then in May.

Page 6 Mobile Ticketing Bid

Above the roll call vote: Please note that during that discussion it was revealed that the court’s portion of the funds had not been budgeted for 2007-2008. It was originally suggested that the overage could be funded by the excess from the Public Work’s loader bid. Bob Blackwood stated that several options would be available in properly providing funds for this item.

Page 7 Roll Call Vote

Motion to cease nominations – RoseMarie Carnes No should be Yes”

**MINUTES
NEOSHO CITY COUNCIL
December 4, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of November 20, 2007

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the Regular Session minutes of November 20, 2007.

Councilman Carnes presented written amendments to pages 2, 6, and 7 of the November 20th minutes.

Motion was made by Councilman Carnes and seconded by Councilman Werneke to amend the minutes of the Regular Session of November 20, 2007.

Discussion followed.

Motion was made by Councilman Langland and seconded by Councilman Persinger to approve the minutes of November 20, 2007 as amended.

Roll call vote:

Howard Birdsong - Abstain, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following proclamation:

Employer of the Month

Whereas, the Neosho City Council wishes to recognize the employers of our community; and

Whereas, the City of Neosho recognizes the role of our area employers' contribution to the area's growth and development and their support of our economy; and

Whereas, the Boulevard Bank established its financial banking facility operations in Neosho in 1884 as "Neosho Building & Loan Association" and has been a part of Neosho since; and

Whereas, Boulevard Bank has continued since that time to be a traditional financial institution incorporating global technology to continue providing a complete line of banking services. The banking facility began its operations with 1 employee and today employs 39 people in its 2 Neosho banking operations and a total of 72 across 8 states. Boulevard Bank has expanded their Corporate Office facility from 840 sq. ft. to the present modern building of 8700 sq. ft.;

Council Minutes – December 4, 2007

Now, therefore, I, Howard Birdsong, Mayor of the City of Neosho, do hereby proclaim Boulevard Bank, as Neosho's December, 2007 Employer of the Month. We wish to recognize them for their commitment to quality and their growth in the community.

/s/ Howard Birdsong, Mayor

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

The following bids were presented for consideration:

Senior Center – Billiard Table

Desiree Bridges addressed the council requesting approval to purchase pool tables from Billiard Factory. The tables cost over \$500 less from this distributor than would cost ordering them from a catalog.

**SENIOR CENTER – BILLIARD TABLES
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 16, 2007 in the conference room at City Hall. Present for the opening were Amber Pruitt and Desiree Bridges.

The following bids were received:

Billiard Factory 1202 S. Rangeline Rd. Joplin, Missouri 64801	Bid: 5 – 9' Ebony Addison Billiard Tables 5 – Aramith Super Aramith Pro Ball set 5 – 9' Simmonis 760 Billiard Cloth bed & rail set All service work Total Bid: \$8,625
---	--

1. Amina's Galleria	No bid
2. Champ's Galleria	No bid
3. Games N Things	No bid
4. Just for Fun Amusement	No bid
5. The C.L. Bailey Co.	No bid

Motion was made by Councilman Carnes and seconded by Councilman Werneke to award the bid to Billiard Company as presented.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Water & Waste Water – Sewer Pipe

Mike Hightower requested the bid be awarded to HD Supply, as they were the lowest bidder.

**PUBLIC WORKS – SEWER PIPE
BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., November 14, 2007 in the conference room at City Hall. Present for the opening were Amber Pruitt and Stacey Barnes.

The following bids were received:

Council Minutes – December 4, 2007

Springfield Winwater
1115 South Scenic
Springfield, MO 65802

Bid: 2002 ft 15x14 PVC SDR35 gasket pipe
unit price - \$9.75/ft
Total Bid: \$19,519.50

Water Products, Inc.
PO Box 349
Owasso, OK 74055

Bid: 2000 ft of 15" SDR 35 gasket pipe
unit price - \$9.98/ft
Total bid: \$19,960.00

HD Supply Waterworks
2500 NW South Outer Rd
Blue Springs, MO 64015

Bid: 2002 ft 15x14 PVC SDR35 sewer pipe
Unit price - \$9.49
Total bid: \$18,998.98

- 1. B&L Waterworks No bid
- 2. Joplin Water Supply No bid

Motion was made by Councilman Persinger and seconded by Councilman Langland to award the bid to HD Supply in the amount of \$18,998.98.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Water & Waste Water – Manholes

Mike Hightower addressed the council and requested that five manholes be purchased from Stewart Concrete Products for the South Hwy 59 Project. Although the bid from Scurlock Industries is lower, Stewart delivers the manholes to the site, saving the city time and money.

**PUBLIC WORKS – MANHOLES – HWY 59 SOUTH
BID OPENING SUMMARY**

The bid opening was held at 10:10 a.m., November 14, 2007 in the conference room at City Hall. Present for the opening were Amber Pruitt and Stacey Barnes.

The following bids were received:

Stewart Concrete Products
PO Box 347
700 East Ware
Webb City, MO 64870

Bid: 5-48" Inside diameter manholes per bid specs
Total Bid: \$5,400

Scurlock Industries of Springfield
3401 W. Commercial
PO Box 1078
Springfield, MO 65801

Bid: 5-48" Pre-cast manholes per bid specs
Total Bid: \$5,065

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid as recommended.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

Water & Waste Water – Water Leak Repair

Mike Hightower informed the council that there are 15 leaks that the city went out for bids to fix and around 15 more to be bid early next year. Discussion followed

Council Minutes – December 4, 2007

**PUBLIC WORKS – WATER LEAK REPAIRS
BID OPENING SUMMARY**

The bid opening was held at 10:15 a.m., November 27, 2007 in the conference room at City Hall. Present for the opening were David Cannon, Ryan Haggard, Mark Rubottom, Eric Brodie, Renee Johnson and Carla Cummins.

The following bids were received:

1. Cannon's Backhoe Service 14685 Iola Lane Neosho, MO 64850	Bid: Leak #01 - \$2,000.00 Leak #02 - 2,200.00 Leak #04 - 2,000.00 Leak #06 - 2,700.00 Leak #10 - 2,600.00 Leak #11 - 2,400.00 Leak #12 - 2,200.00 Leak #14 - 2,600.00 Leak #18 - 2,000.00 Leak #20 - 2,000.00 Leak #22 - 2,100.00 Leak #24 - 1,300.00 Leak #25 - 1,800.00 Total Bid: \$27,900.00
2. Haggard's Excavating LLC 212 N. College Neosho, MO 64850	Bid: Leak #01 - \$2,100.00 Leak #02 - 2,300.00 Leak #04 - 2,700.00 Leak #06 - 2,800.00 Leak #10 - 2,700.00 Leak #11 - 2,300.00 Leak #12 - 2,700.00 Leak #14 - 2,300.00 Leak #18 - 1,300.00* Leak #20 - 1,800.00 Leak #22 - 2,300.00 Leak #24 - 1,350.00 Leak #25 - 2,600.00 Total bid: \$29,250.00

*If repairs are in street or new service lines installed - \$2,500.00

This bid is given with the understanding that the City of Neosho is not providing any equipment such as hammers, concrete saws, etc.

Rock Clause I: Any large non-removable rock which must be hammered, drilled, or blasted will be billed at cost plus 10%.

Rock Clause II: If it becomes a digging hazard because of excessive rock, all bids are null and void

3. Rubottom Plumbing 20189 Jaguar Road Neosho, MO 64850	Bid: Repair of water leaks per specs Total Bid: \$38,260.00
4. Brodie's Excavating & Hauling 11511 Gateway Drive Neosho, MO 64850	Bid: Repair of water leaks per specs Includes Locates, Excavation, Traffic Control, Bedding Material, Street Repair and clean up Total Bid: \$52,345.00
5. Angelo Excavating 17694 Keisha Lane Neosho, MO 64850	Bid: Repair of water leaks per specs Total Bid: \$31,847
Otten Plumbing	No Bid

Motion was made by Councilman Werneke and seconded by Councilman Persinger to award the bid to Cannon's Backhoe Service in the amount of \$27,900.

Council Minutes – December 4, 2007

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-275...Amending the 2006-2007 Fiscal Year Budget...2nd & 3rd Readings

Bill No. 2007-275 for Ordinance No. 315-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-275 on second and third readings.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes,
Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Bill No. 2007-276...Canvassing Nominating Petitions and Calling for a Municipal Election to be held April 8, 2008...1st Reading

Bill No. 2007-276 was read by title only by Mr. Hays.

Motion was made by Councilman Langland and seconded by Councilman Persinger to pass Bill No. 2007-276 on first reading.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes,
Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Auditorium Project Report by Kromm, Rikimaru, and Johansson Architects & Engineers

David Kromm gave a progress report on the renovations at the Municipal Auditorium. There are still discussions taking place on where to locate storage. The projected completion date is July 14, 2008.

South Street Overpass Project Report by Sprenkle & Associates

Jason Eckhart reported that the South Street project would be going out for bid in February 2008 and the project should begin in March. Discussion followed concerning lighting issues on the bridge and discussions with Kansas City Southern.

CDBG Sidewalk and Parking Lot Project Report by Hurst-Roche Engineers

Tom Baker stated the survey work is completed and they are evaluating costs. The goal is to bid in late January 2008 for a spring letting. There will be five, possibly six parking lots.

Council Minutes – December 4, 2007

Discussion followed.

Consider Single Hauler Trash Proposal

Bobby Gregg presented to council a proposal for a single waste hauler contract. In accordance with law, the area haulers were notified two years ago that the city was considering negotiating a contract. He stated are many benefits for the city and citizens, including a lower trash bill and eliminating the 409 truck loads of illegally dumped trash a year. Staff recommends going our for Request For Proposals to contract with a single waste hauler for Neosho.

Discussion followed regarding Councilman Carnes' concerns about the trash containers.

Motion was made by Councilman Werneke and seconded by Councilman Langland to authorize the city to send out RFP for a single waste hauler.

Further discussion followed.

Councilman Werneke called for the question.

Motion was made by Councilman Carnes to submit the issue to the public on a ballot. Motion died due to lack of a second.

Councilman Werneke called for the question again.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - No.

Motion carried.

Consider request for change of medical insurance provider

Vickie Dexter presented the council with a request to change insurance from Blue Cross/Blue Shield of Anthem to Employers Committed to Control Health Insurance Costs (ECCHIC) and Benefit Administrative Systems, LLC. The switch would lower costs to employees by 3% and have a less expensive Family Insurance Plan.

Motion was made by Councilman Werneke and seconded by Councilman Persinger to authorize the change of medical insurance provider.

Discussion followed.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - No, Howard Birdsong - Yes,
RoseMarie Carnes - No, Warren Langland - Yes.

Motion carried.

Consider agreement between the City of Neosho and Branco Enterprises for sidewalk replacements on Wood and Main Streets

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the agreement and authorize the mayor to execute.

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes, Matthew Persinger - Yes.

Motion carried.

Council Minutes – December 4, 2007

REPORT OF CITY OFFICERS

There were none.

APPOINTMENTS & VACANCIES

Historic District Commission

Mayor Birdsong announced that two vacancies exist for terms of 3 years beginning Dec. 1, 2007, with letters of interest received from Linda Anderson and Gale Ellis.

Motion was made by Councilman Werneke and seconded by Councilman Langland to appoint Gale Ellis to a term of three years on the Historic District Commission.

Councilman Carnes requested an election take place resulting in the withdrawal of the previous motion and second.

Councilman Werneke nominated Gale Ellis.

Councilman Carnes nominated Linda Anderson.

Roll call vote:

Howard Birdsong - Ellis, RoseMarie Carnes - Anderson, Warren Langland - Ellis, Matthew Persinger - Ellis, Jeff Werneke - Ellis.

Gale Ellis was appointed to the Historic District Commission.

Board of Appeals

Mayor Birdsong announced that two vacancies exist for terms of 3 years which began Nov. 1, 2007. A letter of interest was received from Don Gustaveson.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to appoint Don Gustaveson to the Board of Appeals for a term of three years.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

Senior Citizen Committee

Mayor Birdsong announced that one vacancy exists for a term of 3 years which began Nov. 1, 2007.

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2226...1st Reading

Master Fund Appropriation Ordinance No. 2226 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2226 in the amount of \$424,113.27 on 1st Reading.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes,
Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Appropriation Ordinance No. 2226...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2226 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2226 in the amount of \$424,113.27 on 2nd & 3rd Readings.

Roll call vote:

Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes,
RoseMarie Carnes - Yes, Warren Langland - Yes.

Motion carried.

CLOSED MEETING:

Motion was made by Councilman Langland and seconded by Councilman Persinger to close the meeting pursuant to RSMo Sections 610.021(2)(3).

Roll call vote:

Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes,
Warren Langland - Yes Matthew Persinger - Yes.

Motion carried.

Mayor Birdsong closed the meeting at 9:25 p.m.

The meeting reconvened in open session at 10:26 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 10:27 p.m.

APPROVED:

NEOSHO CITY COUNCIL



Mayor

ATTEST:



City Clerk

**MINUTES
NEOSHO CITY COUNCIL
December 18, 2007 - 7:00 p.m.
Council Chambers - City Hall
203 E. Main, Neosho, MO**

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

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mayor Birdsong gave the opening prayer and led the Pledge of Allegiance

ROLL CALL

Present: Howard Birdsong, RoseMarie Carnes, Warren Langland, Matthew Persinger, and Jeff Werneke. Also present: Jan Blase, City Manager; Steven Hays, City Attorney; and Audrey Covey, City Clerk

APPROVAL OF MINUTES

Regular Session of December 4, 2007

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the Regular Session minutes of December 4, 2007.

Roll call vote:

Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes.

Motion carried.

Closed Session of December 4, 2007.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the Closed Session minutes of December 4, 2007.

Roll call vote:

RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes.

Motion carried.

PROCLAMATIONS

Mayor Birdsong issued the following Certificate of Honor:

Master Sergeant Thomas Crowell

Whereas, American men and women have been called upon to defend and preserve our democracy for over two hundred years, many of whom have made the ultimate sacrifice in service to their country; and

Whereas, we wish to honor their commitment to duty, their patriotism, and their sacrifice in defense of our liberties; and

Whereas, United States Air Force Master Sergeant Thomas Crowell made his sacrifice in combat operations in Iraq on November 1, 2007; and

Whereas, Master Sergeant Crowell will be remembered, not only as a brave soldier, but as a loving husband, father, son, and friend by all who have known him, and enjoy the freedoms for which he fought; and

Council Minutes – December 18, 2007

Whereas, the community of Neosho mourns the death of one its sons, we also pause to honor the life of Thomas Crowell; and

Now, Therefore, we, the Neosho City Council, representing the citizens of our community, do hereby commend Master Sergeant Thomas Crowell for his courage, and for the sacrifice he made the United States of America, and urge all people to remember his heroic efforts on our behalf.

In Witness Whereof, we do hereby set our hands this Eighteenth Day of December in the year Two Thousand Seven.

/s/ Howard Birdsong /s/RoseMarie Carnes /s/ Warren Langland
/s/ Matt Persinger /s/Jeff Werneke

Missouri State Representative Kevin Wilson also presented resolutions from the Missouri State House of Representatives.

VISITORS Recognized for stating the subject of business before the council (other than those already scheduled on the agenda).

There were none.

BIDS

The following bids were presented for consideration:

Fire Department – Thermal Imaging Cameras

FIRE DEPARTMENT – THERMAL IMAGING CAMERA
BID OPENING SUMMARY

The bid opening was held at 10:00 a.m., December 3, 2007 in the conference room at City Hall. Present for the opening were Clark Bogle, Brendan Walker, Greg Hickman and Amber Pruitt

The following bids were received:
Towers Fire Apparatus Co., Inc.
502 South Richland Street
Freeburg, IL 62243-1597

Bid #1: 3 MSA 5200HD2 Thermal Imaging
Cameras per bid specs- \$7890.00 each
Options: Truck Mounted Charger - \$420.00
Truck Mounted Charger (2) - 321.00
Sun Shroud - 50.00
Video Capture System - 2650.50
Wireless Transmitter - 1589.50
Receiver Kit w/Screen 3222.00
Mini-Receiver Kit - 1750.00
Total bid #1: \$23,670.00
Total bid #1 w/ options: \$33,673.00

Bid #2: 3 MSA 5200 Thermal Imaging Cameras
Per bid specs - \$7,415.00 each
Options: Truck Mounted Charger \$420.00
Truck Mounted Charger (2) - 321.00
Sun Shroud - 50.00
Video Capture System - 2650.50
Wireless Transmitter - 1589.50
Receiver Kit w/Screen 3222.00
Mini-Receiver Kit - 1750.00
Total bid #2 for 3 cameras: \$22,245.00
Total bid #2 w/options: \$32,248.00

Alex Air Apparatus
1602 West Hartley St.
Ozark, MO 65721

Bid #1: Draeger 3200 TIC (320x240 pixels)
w/thermal scan & 1 lithium ion battery
\$9,048.60 each
Options: Desktop Charger \$ 182.85
Lithium Battery 189.75
Vehicle Mounting Charger 431.25
Image/Video Capt.Handle 1304.10
AA Aux. Battery Pack 102.10
Wireless Transmitter/receiver 3050.00
Lanyard 38.00
Total Bid #1: \$9,048.60
Total Bid #1 w/options: \$14,346.65

Council Minutes – December 18, 2007

Bid #2: Draeger 3200 TIC (320x240 pixels)
w/o thermal scan & w/1 lithium ion battery
\$8,883.60 each

Options: Desktop Charger	\$ 182.85
Lithium Battery	189.75
Vehicle Mounting Charger	431.25
Image/Video Capt.Handle	1304.10
AA Aux. Battery Pack	102.10
Wireless Transmitter/receiver	3050.00
Lanyard	38.00

Total Bid #2: \$8,883.60
Total Bid #2 w/options: \$14,181.65

Bid #3: Draeger 1600 TIC (160x120 pixels) w/
thermal scan and 1 lithium ion battery
\$7,200.00 each

Options: Desktop Charger	\$ 182.85
Lithium Battery	189.75
Vehicle Mounting Charger	431.25
Image/Video Capt.Handle	1304.10
AA Aux. Battery Pack	102.10
Wireless Transmitter/receiver	3050.00
Lanyard	38.00

Total Bid #3: \$7,200.00
Total Bid #3 w/options: \$12,498.05

Bid #4: Draeger 1600 TIC (160x120 pixels) w/o
thermal scan and w/ 1 lithium ion battery
\$7,035.00 each

Options: Desktop Charger	\$ 182.85
Lithium Battery	189.75
Vehicle Mounting Charger	431.25
Image/Video Capt.Handle	1304.10
AA Aux. Battery Pack	102.10
Wireless Transmitter/receiver	3050.00
Lanyard	38.00

Total Bid #4: \$7,035.00
Total Bid #4 w/options: \$12,333.05

Heiman Fire Equipment, Inc.
1737 Deringer Dr
Chillicothe, MO 64601

Bid #1: 2 Bullard T4 Thermal Imager per bid specs -
\$11,500.00 each

Options: 2-channel transmit handle	\$1500.00
Mobilink Receiver	2400.00
Scene Saver Handle	1800.00
AA Battery pack	75.00
Bullard Glareshield	105.00

Total Bid #1 for 2 cameras: \$23,000.00
Total Bid #1 w/options: \$28,880.00

Bid#2: 2 Bullard T3MAX Thermal Imager Kit
Cameras per bid specs - \$9,600.00 each

Options: 2-channel transmit handle	\$1500.00
Mobilink Receiver	2400.00
Scene Saver Handle	1800.00
AA Battery pack	75.00
Bullard Glareshield	105.00

Total Bid #2 for 2 cameras: \$19,200.00
Total Bid #2 w/options: \$25,080.00

Bid #3: 2 Bullard T#XT Thermal Imager Kit
Cameras per bid specs - \$8,600.00 each

Options: 2-channel transmit handle	\$1500.00
Mobilink Receiver	2400.00
Scene Saver Handle	1800.00
AA Battery pack	75.00
Bullard Glareshield	105.00

Total Bid #3 for 2 cameras: \$17,200.00
Total Bid #3 w/options: \$23,080.00

Bid #4: 1 TacSight S1 Law Enforcement
Thermal Imager per bid specs \$6,700.00 each
TacScope attachable monocular eyepiece 300.00
AA Battery Pack, 2 rechargeable batteries,
battery charger, shoulder strap – all included
Total Bid #4: \$7,000.00

Council Minutes – December 18, 2007

Leo M. Ellebracht Co.
1000 Corporate Pkwy Suite 101
Wentzville, MO 63385

Bid #1: 2 ISG K1000 Elite thermal imager cameras per specs - \$8,440.00 each

Options:

Image/Video capturing capability	\$850.00
Vehicle mounting w/ 12v charger	included
110 volt AC charger	included
Addl. replacement battery per unit	included
AA Battery Pack	160.00
Resolution 320 x 240	Included
Law enforcement tactical display	Included
Wireless transmitter/receiver /unit	90.00
Lanyard	included

Total bid #1: \$16,880.00

Total bid #1 w/options: \$17,980

Bid #2: ISG K1000 Enforcer imager camera per specs - \$9,140.00 each

Options:

Image/Video capturing capability	\$850.00
Vehicle mounting w/ 12v charger	included
110 volt AC charger	included
Addl. replacement battery per unit	included
AA Battery Pack	160.00
Resolution 320 x 240	Included
Law enforcement tactical display	Included
Wireless transmitter/receiver /unit	90.00
Lanyard	included

Total Bid #2: \$9,140.00

Total Bid #2 w/options: \$10,240

No Response:

BAE Systems
L-3 Communications Infrared Products
Scott Health & Safety

Infrared, Inc.
Battalion Three
Conrad Fire Equipment

Chief Hickman presented the following recommendation:

To: City Manager Jan Blase, Finance Director Bob Blackwood
From: Fire Chief Greg Hickman
Date: December 11, 2007
Re: Purchase of Thermal Imaging Cameras

Attached you will find a bid specifications for the purchase of three Thermal Imaging Cameras. Two cameras are for the Neosho Fire Department and one for the City of Neosho Homeland Security Response Team (Neosho HSRT).

Funding for the two cameras for the Neosho Fire Department are part of the 2006 Firefighter Grant program we received in August this year. The approved project grant totaled \$177,220.00; with Federal share \$168,359.00 and the City of Neosho and the Neosho Area Fire Protection District sharing the remaining \$8,861.00 on a 50/50 cost. The Fire Grant Program has allowed \$10,000 per camera of this purchase or \$20,000 for both cameras. Remainder of the grant will be used to purchase 36 Self Contained Breathing Apparatus (SCBA), extra air cylinders, Rapid Intervention air unit, and needed mounting brackets. Bidding for these items will be going out in the future.

The remaining camera will be purchased for the Neosho Homeland Security Team and assigned to the Neosho Police Department, which is the Law Enforcement part of the team. This camera was budgeted as part of the 2006 Missouri Homeland Security Program funds for the team. Our proposal for the purchase of this camera was in the amount of \$7,000. We have the ability to adjust this amount within our proposed budget. Total team budget for 2006 is for \$34,315.36

Last month, we submitted bids to 11 dealers and manufacturers and received 4 bids back. Exceptions to specifications were noted by part of the bidders. These exceptions were noted and considered, but not the deciding factors. We reviewed bids mainly considering options available for each unit and cost per unit.

Consideration was given to the different types of environment the cameras would be subjected to, resolution on screen, type of service needed, type and cost of options that could be added at a later date, interoperability of the cameras between the fire and law enforcement, and warranty offered.

Council Minutes – December 18, 2007

We propose the purchase of two (2) Drager 3200 Thermal Imaging Cameras with thermal scan with 1 Lithium Ion Battery included from Alex Air Apparatus of Alexandria, Minnesota for \$9048.60 per camera. Total \$18,097.20

Plus basic options to include: two (2) extra batteries
 one for each camera at \$189.75 each Total \$379.50
 two (2) 110 volt chargers, one for each camera at \$182.85 each Total \$365.70
 two (2) retractable lanyards, one for each camera at \$38.00 each Total \$76.00
Total for Fire Department Cameras \$18,918.40

We propose the purchase of one (1) Drager 1600 Thermal Imaging Camera without thermal scan with 1 Lithium Ion Battery included from Alex Air Apparatus of Alexandria, Minnesota for \$7,035.00 per camera. Total \$7,035.00

Plus basic options to include: one extra battery for camera at \$189.75 each Total \$189.75
 One (1) 110 volt chargers for camera at \$182.85 each Total \$182.85
 One (1) retractable lanyard for camera at \$38.00 each Total \$38.00
Total for Police Department Camera \$7,445.60

Once purchase is approved and invoice is provided we will submit for funding reimbursement from the FEMA Fire Grant funding to cover purchase of the equipment.

Funding reimbursement for the camera funded through Homeland Security Program for the Law Enforcement will be submitted when funding guidelines are met, which is 50% of allotted funds are expended.

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Alex Air Apparatus as requested in the amount of \$26,364.

Roll call vote:

Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes.

Motion carried.

Public Works – Backhoe

**PUBLIC WORKS - BACKHOE
 BID OPENING SUMMARY**

The bid opening was held at 10:00 a.m., December 11, 2007 in the conference room at City Hall. Present for the opening were Houston Giles, Audy Holman, Bill Ewan, Carla Sherman and Amber Pruitt.

To: Honorable Mayor Birdsong & Councilpersons
 From: Mike Hightower, Public Works Director
 Date: December 13, 2007
 Re: Purchase of 2 backhoes

We have received bids back for the purchase of 2 backhoes. One backhoe will be for the Street Department and the other will be for the Wastewater Department.

The bids are as follows:

Murphy Tractor & Equip. 1401 State Hwy MM Springfield, MO 65802	Backhoe #1:	Backhoe #2:
	Base Price: \$70,781.00	Base Price: \$70,781.00
	4-1 bucket: \$ 2,866.00	Total Price: \$70,781.00
	Total Price: \$73,647.00	Trade In: \$20,000.00
Total Cost of Backhoes after Trade: \$124,428.00		

John Fabick Tractor Co. 3534 E. 20th St. Joplin, MO 64801	Backhoe #1:	Backhoe #2:
	Base Price: \$74,500.00	Base Price: \$74,500.00
	4-1 bucket: \$ 4,600.00	Total Price: \$74,500.00
	Total Price: \$79,100.00	No Trade Ins
Total Cost of Backhoes: \$153,600.00		

Victor L Phillips 5430 Hwy 43 Joplin, MO 64804	Backhoe #1:	Backhoe #2:
	Base Price: \$70,950.00	Base Price: \$70,950.00
	4-1 bucket: \$ 2,000.00	Total Price: \$70,950.00
	Total Price: \$72,950.00	Trade In: \$18,050.00
Total Cost of Backhoes after Trade: \$125,850.00		

Council Minutes – December 18, 2007

Mr. Hightower recommended awarding the bid to Murphy Tractor & Equipment in the amount of \$124,428.00

Motion was made by Councilman Langland and seconded by Councilman Persinger to award the bid to Murphy Tractor & Equipment in the amount of \$124,428.00.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

UNFINISHED BUSINESS

Bill No. 2007-276...Canvassing Nominating Petitions and Calling for a Municipal Election to be held April 8, 2008...2nd & 3rd Readings

Bill No. 2007-276 for Ordinance No. 316-2007 was read by title only by Mr. Hays.

Motion was made by Councilman Werneke and seconded by Councilman Langland to pass Bill No. 2007-276 on second and third readings.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

CORRESPONDENCE

Watershed Surveys

Mayor Birdsong announced that the Shoal Creek Association sent watershed surveys to the council requesting that they be filled out and returned.

NEW BUSINESS

Bill No. 2007-277...Approving a settlement agreement and binding unilateral agreement with U. S. Cellular relating to business license taxes...1st Reading

Bill No. 2007-277 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-277 on first reading.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

Public Hearing regarding an application submitted by Ozark Christian Schools to vacate part of the alley between Lots 15 and 16 and Lot 6 and 7, Block 6, of Henning's Addition to the City of Neosho.

Mayor Birdsong opened the public hearing.

Mr. Ray Brahoda, Ozark Christian School

Mr. Brahoda presented pictures of the land adjoining the alley showing a carport and garage with sections built on the alley. There is a vacated alley across the street and the alley in question has not been used in decades.

Discussion followed.

Mr. Blase noted that the city needs to retain utility easement rights. Staff's concern is if the utility easements are ever needed, the city would have to purchase them back from the petitioner. If the city could retain the utility easements, he would recommend support for vacating the alley.

Mr. Hays stated that a utility easement agreement could be prepared granting the city the easements. Mr. Brahoda had no objections to the City retaining the easements.

Council Minutes – December 18, 2007

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

Bill No. 2007-278...Vacating part of the alley between Lots 15 and 16 and Lot 6 and 7, Block 6, of Henning's Addition to the City of Neosho...1st Reading

Bill No. 2007-278 was read by title only by Mr. Hays.

Motion was made by Councilman Persinger and seconded by Councilman Werneke to pass Bill No. 2007-278 on first reading with the condition that a utility line easement agreement would be signed before final passage of the ordinance.

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Consider catering agreement between the City of Neosho and Johnny Carino's Italian

Motion was made by Councilman Persinger and seconded by Councilman Werneke to approve the contract between the City of Neosho and Johnny Carino's Italian for catering the annual Christmas Dinner in the amount of \$1513.21.

Roll call vote: Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes. Motion carried.

Consider Professional Services Agreement between the City of Neosho and Gross & Associates to provide consulting services for transportation improvements near Hwy 71 and Hwy 60 intersection

Motion was made by Councilman Persinger and seconded by Councilman Langland to approve the contract between the City of Neosho and Gross & Associates, and authorize the mayor to execute.

Roll call vote: Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes. Motion carried.

REPORT OF CITY OFFICERS

Mayor Birdsong announced that the regularly scheduled council meeting in January falls on a holiday and will not be held. There will be special session on January 8, 2008 at the Lampo Community Center at 6:00 p.m. The Charter Review Committee will present recommended Charter amendments to the City Council and a public hearing will be held.

APPOINTMENTS & VACANCIES

Board of Appeals

Mayor Birdsong announced that one vacancy exists for a term of 3 years which began Nov. 1, 2007.

Senior Citizen Committee

Mayor Birdsong announced that one vacancy exists for a term of 3 years which began Nov. 1, 2007.

Airport Industrial Development Board

Mayor Birdsong announced that a letter of resignation was submitted by Mr. Jim Robertson. Without objection, the council accepted Mr. Robertson's letter of resignation. Mayor Birdsong announced that a letter of interest in the vacancy has been received from Mr. Kelly Anderson.

Councilman Carnes requested the appointment be postponed until the next meeting to allow the media to publish the vacancy. No objections were stated by the council.

VISITORS BUSINESS

There was none.

APPROPRIATIONS

Appropriation Ordinance No. 2227...1st Reading

Master Fund Appropriation Ordinance No. 2227 was read by title only by Mr. Hays

Motion was made by Councilman Werneke and seconded by Councilman Persinger to pass Master Fund Appropriation Ordinance No. 2227 in the amount of \$998,910.77 on 1st Reading.

Roll call vote: Jeff Werneke - Yes, Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes. Motion carried.

Appropriation Ordinance No. 2227...2nd & 3rd Readings

Master Fund Appropriation Ordinance No. 2227 was read by title only by Mr. Hays

Motion was made by Councilman Persinger and seconded by Councilman Langland to pass Master Fund Appropriation Ordinance No. 2227 in the amount of \$998,910.77 on 2nd & 3rd Readings.

Roll call vote: Howard Birdsong - Yes, RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes. Motion carried.

CLOSED MEETING:

Motion was made by Councilman Werneke and seconded by Councilman Langland to close the meeting pursuant to RSMo. Section 610.021(1) and Section 610.021(2).

Roll call vote: RoseMarie Carnes - Yes, Warren Langland - Yes, Matthew Persinger - Yes, Jeff Werneke - Yes, Howard Birdsong - Yes. Motion carried.

Mayor Birdsong closed the meeting at 7:40 p.m.

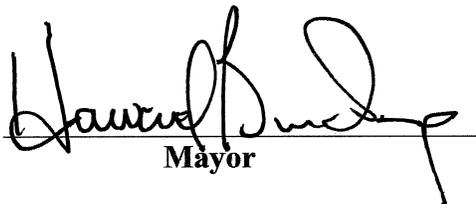
The meeting reconvened in open session at 8:48 p.m. and Mayor Birdsong announced the council conferred with the city attorney and no action nor vote was taken.

ADJOURN

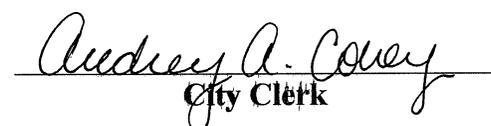
There being no further business to come before the council, Mayor Birdsong adjourned the meeting at 8:49 p.m.

APPROVED:

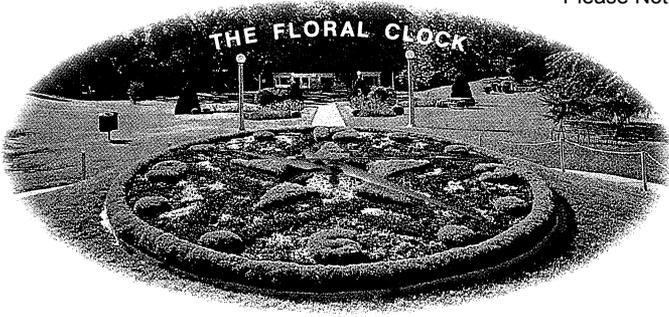
NEOSHO CITY COUNCIL


Mayor

ATTEST:


City Clerk

Please Note: These are legal size pages.



City of Neosho

203 EAST MAIN • NEOSHO, MISSOURI 64850
(417) 451-8050 • FAX (417) 451-8065

May 9, 2007

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Neosho City Council on Tuesday, May 8, 2007 at 7:00 p.m., in the council chambers at City Hall, located at 203 E. Main, Neosho, MO., regarding the Sterling Development Plan for the redevelopment of an area generally located at 106 North Washington Street, Neosho, Missouri. All interested persons and affected taxing districts shall be given an opportunity to be heard at the public hearing.

Audrey Covey
Acting City Clerk
City of Neosho

To be published in the Neosho Daily News, Sunday, May 13, 2007

15 copies
✓

"The Flower Box City"

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, PROVIDING THAT THE BUDGET FOR THE FISCAL YEAR 2006-2007 BE AMENDED TO PROVIDE FOR REVENUES IN THE AMOUNT OF \$19,036,974 AND EXPENDITURES IN THE AMOUNT OF \$19,823,315 FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEOSHO, MISSOURI, AS FOLLOWS:

Section 1: That Section 3 of Ordinance No. 264-2006 be amended so that such section shall read as follows:

The City Manager is hereby authorized to expend the funds as set forth in said budget. Receipts and disbursements shall be within the limits herein described and adopted by reference and shall be made in accordance with applicable laws and ordinances. These limits shall be referenced by fund as follows:

Fund	Revenues	Reserves/Fund Balance (Increase) Decrease	Expenditures Less Bond Requirements	Transfers In/(Out)
General Fund	\$13,400,870	(576,227)	\$12,156,225	\$ (668,418)
Golf Course	947,733	231,629	978,841	(200,521)
Water/Wastewater	2,924,849	1,119,259	3,904,305	(139,803)
Trust Funds	575	11,680	12,255	0
Bonded Debt Service	125,352	0	816,106	690,754
FEMA Grant	1,637,595	0	1,955,583	317,988
Total	\$19,036,974	\$ 786,341	\$19,823,315	\$ 0

Section 2: All other ordinances and parts of ordinances in conflict herewith are repealed.

Section 3: This ordinance shall be in full force and effect upon final passage and approval.

APPROVED after final passage this _____ day of June, 2007.

ATTEST:

CITY OF NEOSHO, CITY COUNCIL

City Clerk

Mayor

APPROVED:

City Attorney

15 copies
✓

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, AUTHORIZING THE CITY OF NEOSHO TO AMEND A CROSSING CLOSURE AND ROADWAY IMPROVEMENTS AGREEMENT BETWEEN THE CITY OF NEOSHO, THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION, AND THE KANSAS CITY SOUTHERN RAILWAY COMPANY

WHEREAS, the parties entered into an Agreement for Crossing Closure and Roadway Improvements, executed by the Kansas City Southern Railway Company (hereinafter "Railroad") on May 2, 2003, by the City of Neosho (hereinafter, "Agency") on September 26, 2002, and by the Missouri Highways and Transportation Commission (hereinafter, "Commission") on May 12, 2003 (hereinafter, "Original Agreement"); and

WHEREAS, all parties to said Original Agreement have agreed to amend said agreement;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEOSHO, MISSOURI, AS FOLLOWS:

Section 1: That the City Manager of the City of Neosho, Missouri, is hereby authorized to execute, on behalf of the City of Neosho, Missouri Highways and Transportation Commission First Amendment to the Agreement For Crossing Closure and Roadway Improvements.

Section 2: The agreement is hereby approved in substantially the forms submitted to and reviewed by the Council of the City on the date hereof. The City Manager's execution thereof to be conclusive evidence of the approval thereof.

Section 3: This ordinance shall be in full force and effect fifteen (15) days after final passage and approval.

APPROVED after final passage this _____ day of May, 2007.

ATTEST:

CITY OF NEOSHO, CITY COUNCIL

City Clerk

Mayor

APPROVED:

City Attorney

15 copies ✓

Bill No. 2007-253

Ordinance No. xxx-2007

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, ANNEXING THE BELOW DESCRIBED PROPERTY, ALL OF WHICH IS CONTIGUOUS WITH THE CITY OF NEOSHO, AS PETITIONED BY ABUNDANT LIFE ASSEMBLY OF GOD, UNDER ZONING DISTRICT R-1, FIRST DWELLING HOUSE DISTRICT

Section 1: Whereas a verified petition, signed by the owners of all the fee interests of record of the real estate to be annexed labeled Exhibit "A" attached and incorporated by reference has been presented to the City Council; and

Section 2: Whereas the necessary notice has been published in a newspaper of general circulation qualified to publish legal matters; and

Section 3: Whereas there has been no written objection to this annexation filed as prescribed by law.

Section 4: NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEOSHO, MISSOURI, that the City of Neosho annex, under Zoning District R-1, First Dwelling House District, as defined by the zoning laws of the City of Neosho, the following described property:

All of that part of the following described real estate located in Newton County, Missouri lying East of new U.S. Highway 71 as now located, to-wit: All of the Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 34, Township 25, Range 32, EXCEPT the West 10 acres of the Northeast Quarter of the Northwest Quarter.

Section 5: The City Clerk is hereby directed to certify three copies of this ordinance and file said copies with the Newton County Clerk.

Section 6: This ordinance shall be in full force and effect fifteen (15) days after final passage and approval.

APPROVED after final passage this xx day of May, 2007.

ATTEST:

CITY OF NEOSHO, CITY COUNCIL

City Clerk

Mayor

APPROVED:

City Attorney

15 copies ✓

City of Neosho

203 E. Main
Neosho, MO 64850

Phone (417) 451-8050
Fax (417) 451-8065

Jan Blase, City Manager

MEMO

To: Jan Blase
From: David Gambel
Date: 05/07/07
Re: City of Neosho Website Proposal

Early December went out for bids for the design and hosting of a new city website. The bids are as follows:

Civic Plus	\$ 6.4k; 14.4k, 23.3k	\$3.9k/yr maint
KelDev	\$ 20.9k-39.9k design	\$6.1k/yr maint
EGov	\$ 25.5k design	\$4.9k/yr maint
Gov-Office	\$ 7.8k design	\$1.2k/yr maint

I recommend hiring Civic Plus to design and host our website for a total cost of \$ 6,400 and \$ 3,900/yr maintenance fees. The price differences listed are for various levels of onsite training, however, the City of Neosho can send up to two employees to Civic Plus to get trained, and that would be included in the \$6,400, per April Hamilton. Also, for a small fee, we can obtain both content and source code at any time, which can be migrated to the data host of our choice.

F2B ✓
15 copies

**COMMUNICATIONS – WEBSITE DESIGN/HOSTING
BID OPENING SUMMARY**

Attached is a compilation of the bids received for design and hosting of a new website for the City of Neosho.

The bid opening was held at 10:00 a.m., December 8, 2006 in the Lobby of City Hall. Present for the opening were Becky Hannah and Steve Moore.

The following bids were received:

Civic Plus 317 Houston St. Manhattan, KS 66502	Bid: Website design per specs: Opt. #1, \$6,400 Opt. #2, \$14,100, Opt. # 3, #23,300 Web hosting: \$3900/year
KelDev Technologies 216 W. Spring St., Suite A Neosho, MO 64850	Bid: Website design per specs: \$20,945.00 Web hosting: \$6150/year
E-Gov Strategies One Jackson Square 233 S. McCrea St., Suite 600 Indianapolis, IN 46225	Bid: Consulting Services: \$12,971 Core Modules: \$12,611 Web Hosting: \$4,950 Additional Services offered at cost
Gov Office Web Solutions 1380 Energy Lane Suite 206 St. Paul, MN 55108	Bid: Website design per specs: \$9,075 Web Hosting: \$1,200



F.Y.I.

5/3/07

Neosho Police Department

David McCracken Chief of Police

May 3, 2007

We are preparing to vacate the a days. We have looked at this in t new police department building interest to preplan the second mo

After reviewing the Health Build temporary site for the police depa utility area.

Due to the many problems we cur would only have the expense and corruption once we feel the best option is to move the operation of the police department into the Health Building at the same time we vacate the armory building.

This will allow for an orderly move and allow the construction to proceed without interruption when the time comes. We can make the Health Building a professional police station with adequate room if we use the existing building to house utility areas not normally used or seen by the public.

The cost factors in making this change have been considered. It should be noted that these costs will be made at some point and will not be any more costly now than later. It is also noted that the utility cost will result in a good deal of savings due to the adjusted operation and poor energy conservation of the existing site.

City Council
Packets
Keep Copy

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quate
storage and

The proposal consists of the Police Department moving to the Health Building after the First of June. We would prepare the building with a secure handicap reception area.

Some minor repairs and painting would be required. We would be able to do some of this work in house and contract with vendors to complete the project. No major issues are involved in preparing the building. Inspection of heating and air and other utilities will be done prior to committing to the project. We have enough funds in our budget to pay for any required cost.

We would move all public areas and employees to the new location retaining the present building for storage of equipment and records. The present garage area would remain our utility and repair area.

We would turn off all unnecessary utilities and consolidate most of our costs to the new location. This would allow a temporary operation until work is completed on the future police station.

The Court would remain at its present location until being required to relocate. They have their own heating and air system at this time and would not require any additional cost to their operation.

I feel this is the best course of action; we have a plan for the future improvement of our station while minimizing the disruption of the operation as well as the public convenience. I have talked to representatives with the Architect firm, who advised this would allow them to move forward when the time comes without delay.

I have attached information we considered for your review.

Additional Cost Items

- 1. Move phone lines**
- 2. Wire network cables**
- 3. Move MULES**
- 4. Move Red Phone**
- 5. Move sign**
- 6. Relocate Fiber Optic cable**
- 7. Evaluation of Heating and Air**
- 8. Paint and prepare building**
- 9. Move Alarm**
- 10. Change Locks**
- 11. Program Phone System**
- 12.**

UTILITY COMPARISON

EMPIRE ELECTRIC

POLICE DEPARTMENT

April-06	\$858.17
May-06	\$779.72
June-06	\$1,189.34
July-06	\$1,204.09
August-06	\$1,259.07
September-06	\$1,026.16
October-06	\$754.89
November-06	\$797.51
December-06	\$752.66
January-07	\$880.90
February-07	\$951.32
March-07	\$845.99

ARMORY

April-06	\$103.89
May-06	\$82.11
June-06	\$105.47
July-06	\$85.76
August-06	\$60.61
September-06	\$73.94
October-06	\$70.92
November-06	\$73.96
December-06	\$107.96
January-07	\$166.88
February-07	\$112.98
March-07	\$135.52

MISSOURI GAS ENERGY

POLICE DEPARTMENT & ARMORY TOGETHER

April-06	157.73
May-06	80.46
June-06	74.04
July-06	72.28
August-06	67.75
September-06	72.84
October-06	137.68
November-06	523.78
December-06	1519.64
January-07	2249.26
February-07	1855.16

TOTAL AVERAGE MONTHLY BILL

EMPIRE ELECTRIC

POLICE DEPARTMENT	\$942.00
ARMORY	\$98.00
EXTENSION OFFICE	\$165.00

MISSOURI GAS ENERGY

POLICE DEPT & ARMORY	\$619.00
EXTENSION OFFICE	\$99.00

****Note****

Billing for Missouri Gas Energy is a combined bill for the Police Department and the Armory.

UTILITY COMPARISON

EMPIRE ELECTRIC

MONTHLY AVERAGE

POLICE DEPT & ARMORY	\$1040.00
EXTENSION OFFICE	\$165.00

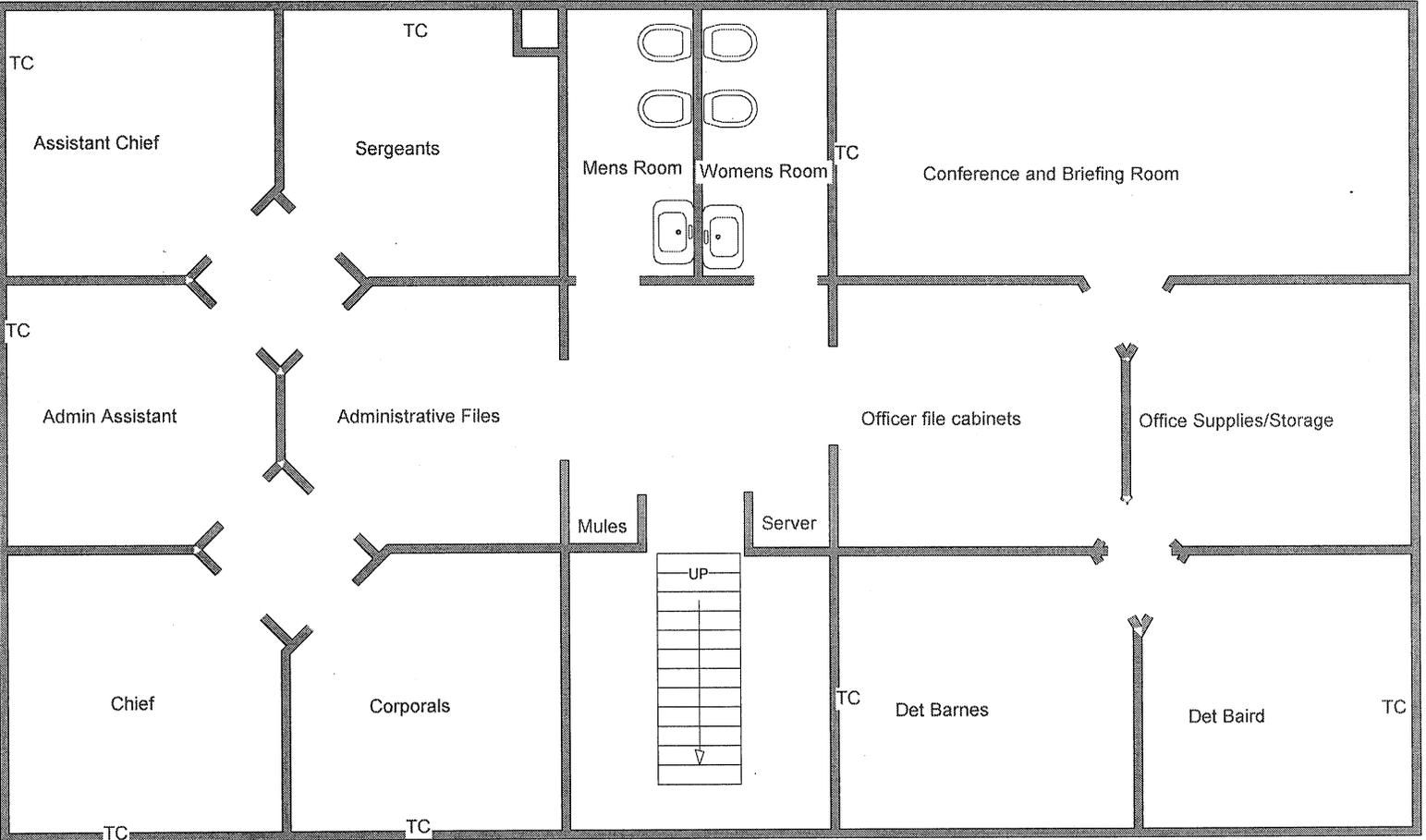
MISSOURI GAS ENERGY

MONTHLY AVERAGE

POLICE DEPT & ARMORY	\$619.00
EXTENSION OFFICE	\$99.00

Please Note: These are legal size pages.

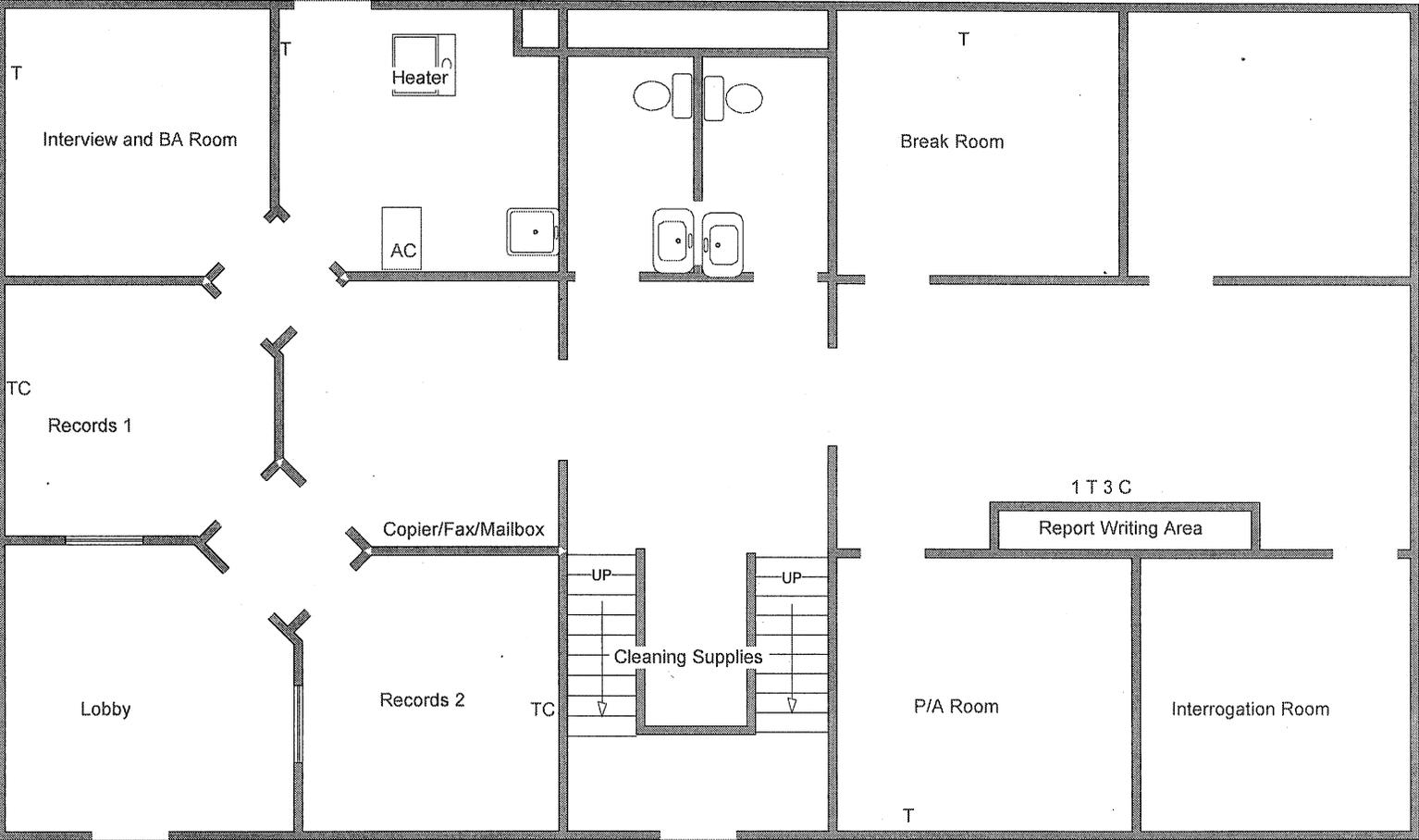
Upstairs 201 N College



LIVING AREA
1804 sq ft

Please Note: These are legal size pages.

Downstairs 201 N College



LIVING AREA
1804 sq ft