

Closed meeting minutes and votes pertaining the City of Neosho / Neosho Transportation Development District litigation which is now resolved shall be opened. Any blank areas found within any document noted "Intentionally Left Blank" is such due to the continued nature of closed business/meeting information. Voted and approved by City Council March 4, 2014.

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
July 5, 2011 - 7:55 p.m.  
Conference Room- City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 7:55 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Charles Collinsworth, Richard Davidson, Steve Hart, David Ruth and Tom Workman.

Also present: Harlan Moore, City Manager, Steven Hays, City Attorney and Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**TDD**

City Attorney Hays stated he received notice of election and ballot for the TDD.

It was the consensus of the council to direct City Attorney Hays to request a ballot.

Motion was made by Councilman Hart and seconded by Councilman Davidson to adjourn the July 5, 2011 Closed Session City Council meeting.

It was the consensus of the council to adjourn the meeting.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 8:51 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

\_\_\_\_\_  
Mayor

**ATTEST:**

*Nora Houdyshell*  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
September 6, 2011 – 9:32 p.m.  
Conference Room- City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:32 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Charles Collinworth, Richard Davidson, Steve Hart and David Ruth.

Also present: Steven Hays, City Attorney and Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

Mayor Davidson announced that City Manager Moore has been excused from the meeting.

**Pursuant to Section 610.021(1) RSMo and Section 610.021(2) RSMo**

**TDD**

City Attorney Hays stated the legal implications of pending developments regarding the TDD.

Motion was made by Councilman Hart and seconded by Councilman Workman to adjourn the September 6, 2011 Closed Session City Council meeting.

Roll call vote:

Richard Davidson - Yes, Steve Hart – Yes, David Ruth – Yes, Charles Collinworth - Yes.

Motion carried.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 10:18 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**NEOSHO CITY COUNCIL**  
**September 8, 2011 – 8:22 p.m.**  
**Conference Room- City Hall**  
**203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:22 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Charles Collinsworth, Richard Davidson, Steve Hart and David Ruth.

Also present: Steven Hays, City Attorney and Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo and Section 610.021(2) RSMo**

**TDD**

City Attorney Hays stated the legal implications of pending developments regarding the TDD the vote.

It was the consensus of the council to direct City Attorney Hays to contact the TDD attorney indicating the City Council will not vote until the plan is finalized with the City's revisions.

Motion was made by Councilman Hart and seconded by Mayor Davidson to adjourn the September 8, 2011 Closed Session City Council meeting.

Roll call vote:

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

Motion carried.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 8:55 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
Mayor

**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
September 20, 2011 - 2:33 p.m.  
Conference Room- City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 2:33 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Charles Collinsworth, Richard Davidson, Steve Hart and David Ruth.

Also present: Troy Royer, City Manager, Steven Hays, City Attorney and Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo and Section 610.021(14) RSMo.**

Councilman Ruth questioned if the cooperative agreement could be amended after executed.

City Attorney Hays said the cooperative agreement could not be changed once executed and the plans have to be drawn to be in conjunction with the agreement.

Motion was made by Councilman Hart and seconded by Councilman Workman to not cast a ballot.

City Manager Royer stated if it passes, there will be a State Audit especially since it is a newly formed TDD.

Roll call vote:

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

Motion carried.

Motion was made by Councilman Workman and seconded by Councilman Hart to adjourn the September 20, 2011 Special Closed Session City Council meeting.

Roll Call:

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

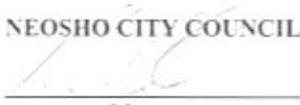
Motion carried.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 3:03 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
January 3, 2012 – 7:49 p.m.  
Conference Room- City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 7:49 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Richard Davidson, Steve Hart, David Ruth and Tom Workman.

Also present: Troy Royer, City Manager, Steven Hays, City Attorney and Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1)**

City Attorney Hays briefed Council on the status of the street sweeper contract in regards to change of venue issues and release of liability.

It was the consensus of the council to concede to release financial liability only.

No vote taken.

Mayor Davidson inquired as to Council's consent to attend the next scheduled TDD meeting and represent the Council and concerns regarding progress.

It was the consensus of the council for Mayor Davidson to represent them at the TDD meeting.

No vote was taken.

Motion was made by Councilman Workman and seconded by Councilman Hart to adjourn the January 3, 2012 Closed Session City Council meeting.

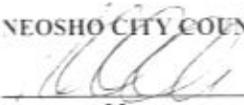
It was the consensus of the council to adjourn the meeting.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 8:10 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
January 17, 2012- 8:43 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:43 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Steve Hart, David Ruth and Charles Collinsworth.

Also present: City Manager Troy Royer, City Clerk Nora Houdyshell, Public Works Director Mike Hightower, Engineer Mike Atkinson and City Attorney Steven Hays; Minutes taken by Steven Hays.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

**TDD**

In furtherance of negotiating the TDD Cooperative Agreement, City Engineer Mike Atkinson and Public Works Director Mike Hightower was asked by Mayor Davidson to discuss their respective opinions relating to the actual cost of maintaining streets, curbs & gutter and right-of-ways. Mike Atkinson discussed his experience and knowledge of maintaining roads not only in Neosho but the City of Joplin as well. Discussion included Missouri Department of Natural Resources requirements for storm water drainage.

At 9:10 p.m. Mike Atkinson and Mike Hightower departed the meeting.

Further discussion between Councilmen, City Manager and City Attorney continued and direction was provided to the City Attorney as to the Council's response to the TDD's revised proposed Cooperative Agreement.

it was the consensus of the Council to adjourn the meeting.

**ADJOURN**

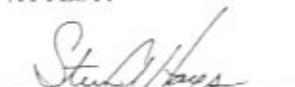
Mayor Davidson adjourned the closed meeting at 10:24 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
\_\_\_\_\_  
City Attorney

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 6, 2012– 8:20 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:20 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Steve Hart and David Ruth. Councilman Charles Collinsworth absent, excused in Open Session.

Also present: City Manager Troy Royer and City Attorney Steven Hays; Minutes taken by Steven Hays.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

**TDD**

In furtherance of negotiating the TDD Cooperative Agreement City Attorney Hays discussed conversations he had been in with Chris Williams, TDD attorney. Issues were discussed and direction was provided to City Attorney.

Further discussion was engaged in concerning financing documents provided to the City by the TDD Board and direction for review of documentation was given to City Manager.

Motion to adjourn made by Councilman Workman, seconded by Councilman Hart. Unanimous vote to adjourn.

**ADJOURN**

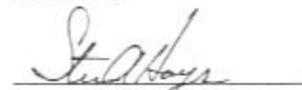
Mayor Davidson adjourned the closed meeting at 9:20 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
\_\_\_\_\_  
City Attorney

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 20, 2012- 9:40 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:40 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Charles Collinsworth, Richard Davidson, Steve Hart and David Ruth.

Also present: City Manager Troy Royer, City Clerk Nora Houdyshell and City Attorney Steven Hays; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Discussion was engaged concerning the TDD Agreement as presented. Direction was given to City Attorney to make discussed revisions and present revised Agreement to the TDD Attorney.

Motion to adjourn made by Councilman Workman, seconded by Councilman Hart. Unanimous vote to adjourn.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 10:35 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 22, 2012- 4:50 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 4:50 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinsworth, Steve Hart and David Ruth.

Also present: City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

In furtherance of negotiating the TDD Cooperative Agreement discussions were held pertaining to the revisions recommended by the TDD Board. Issues were discussed and direction was provided to City Attorney.

Motion was made by Councilman Workman and seconded by Councilman Ruth to pass Bill No. 2012-485 on first reading.

Roll call vote:

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

Motion carried.

Motion to adjourn made by Councilman Hart and seconded by Mayor Davidson. Unanimous vote to adjourn.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 6:31 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 30, 2012- 9:04 a.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:04 a.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Charles Collinsworth, Richard Davidson, Steve Hart and David Ruth.

Also present: City Manager Troy Royer, City Clerk Nora Houdyshell and City Attorney Steven Hays; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Discussion was engaged concerning the TDD Agreement revisions and reviewed the ballot language presented to the voters.

Motion to adjourn made by Councilman Workman and seconded by Councilman Hart.

Roll call vote:

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

Motion carried.

**ADJOURN**

Mayor Davidson adjourned the closed meeting at 9:31 a.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
May 7, 2012- 8:41 a.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:41 a.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Steve Hart and David Ruth.

Also present: Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Discussion was engaged concerning a writ with the Court against the Neosho TDD.

Motion was made by Councilman Ruth and seconded by Councilman Hart to direct City Attorney Hays to file the writ with the Court.

Roll call vote:

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

Motion carried.

Motion to adjourn made by Mayor Davidson and seconded by Councilman Hart. Unanimous vote to adjourn.

**ADJOURN**

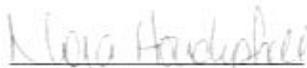
Mayor Davidson adjourned the closed meeting at 9:33 a.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
June 5, 2012- 8:36 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:36 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Charles Collinsworth, Richard Davidson and Steve Hart.

Also present: City Manager Troy Royer, City Clerk Nora Houdyshell and City Attorney Steven Hays; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays gave an update regarding discussion engaged with the additional TDD Attorney.

Motion to adjourn made by Councilman Hart and seconded by Councilman Collinsworth.

Roll call vote:

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

Motion carried.

**ADJOURN**

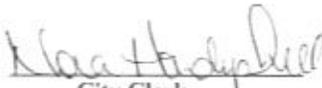
Mayor Davidson adjourned the closed meeting at 9:09 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
June 19, 2012- 8:02 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Hart called the closed session to order at 8:02 p.m.

**ROLL CALL**

Mayor Hart presided and the following council members were present: Tom Workman, Steve Hart and David Ruth. Charles Collinworth and Richard Davidson excused during Open Session.

Also present: City Manager Troy Royer and City Attorney Steven Hays; Minutes taken by Steven Hays.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays updated Council members on the lawsuit filed by the City against the Neosho TDD. Discussions followed.

No vote taken.

**ADJOURN**

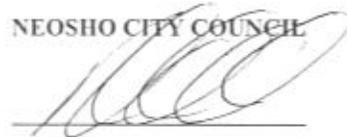
Motion to adjourn by Councilman Ruth.  
Seconded by Councilman Workman.

Unanimous vote to adjourn.

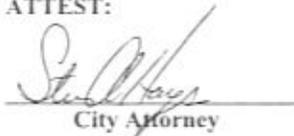
Mayor Hart adjourned the closed meeting at 8:58 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Attorney

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
July 17, 2012-8:56 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:56 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Steve Hart and David Ruth.

Also present: Jane Obert, Finance Director (Left at 9:03 p.m.) Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays and the Council members engaged in discussions regarding MODOT voting in the TDD election.

No vote taken.

**ADJOURN**

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

Unanimous vote to adjourn.

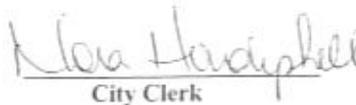
Mayor Davidson adjourned the closed meeting at 9:30 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
August 7, 2012-8:28 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:28 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Steve Hart and David Ruth.

Also present: Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays informed Council members of discussions held with special council regarding TDD issues and possible fees for services.

Motion was made by Councilman Hart and seconded by Councilman Workman to authorize City Attorney Hays and special council to move forward with petitions by whatever form needs to be written and authorize Mayor Richard Davidson and/or City Manger Troy Royer to execute verified petition.

Roll call vote:

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

Motion carried.

**Pursuant to Section 610.021(3) RSMo.**

**ADJOURN**

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

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 9:07 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**  


**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
August 16, 2012-6:00 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 6:07 p.m.

**ROLL CALL**

COUNCIL PRESENT: Charles Collinsworth, Richard Davidson, Steve Hart (Arrived at 6:27 p.m.), David Ruth, Tom Workman (Arrived at 6:12 p.m.).

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

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays informed Council members of discussions held with special council and requested a conference call with Dan Vogel and Ryan A. Moehlman, Attorneys at Law with Cunningham, Vogel & Rost, P.C. regarding TDD issues. The conference call ended at 6:53 p.m.

Discussion held.

Motion was made by Mayor Davidson and seconded by Councilman Workman to authorize City Attorney Hays and special council to move forward with the presented Motion to Set Transportation Development District Actions and Elections and Other Relief be filed and include injunction to protect taxpayer funds.

Roll call vote:

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

Motion carried.

**ADJOURN**

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

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 7:08 p.m.

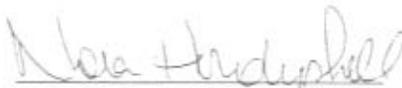
**APPROVED:**

**NEOSHO CITY COUNCIL**



Mayor

**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
August 21, 2012-8:57 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:57 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinsworth and Steve Hart.

Also present: Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell and City Attorney Hays.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

**TDD**

City Attorney Hays informed Council members of conversations between special council and the TDD attorney.

**ADJOURN**

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

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 10:10 p.m.

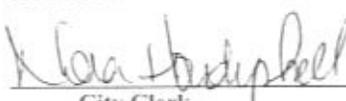
**APPROVED:**

**NEOSHO CITY COUNCIL**



---

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
City Attorney

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
September 4, 2012-8:53 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:53 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinworth, Steve Hart and David Ruth.

Also present: Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

**TDD**

City Attorney Hays informed Council members of conversations with special council regarding the Motion to Set Aside TDD Actions and Elections filed in the Circuit Court of Newton County.

Conference call took place beginning at 9:16 p.m. with Dan Vogel and Ryan Moehlman, special council.

No vote taken.

**ADJOURN**

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

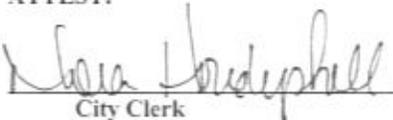
Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 10:18 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
September 26, 2012-8:30 a.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:32 a.m.

**ROLL CALL**

COUNCIL PRESENT: Charles Collinsworth, Richard Davidson, Steve Hart, David Ruth, Tom Workman (Arrived at 8:32 a.m.).

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

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays informed Council members of discussions held with special council and requested a conference call with Dan Vogel and Ryan A. Moehlman, Attorneys at Law with Cunningham, Vogel & Rost, P.C. regarding TDD issues.

Discussion held.

Motion was made by Mayor Davidson, seconded by Councilman Hart that in light of the TDD Board's failure to agree to the requirements presented by the City to the TDD to ensure no further expenditure of tax money by the TDD and to avoid interference in the City's proposed fix, the TDD response leaves the City with no option that would allow it to move forward to form a CID.

Roll call vote:

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

Motion carried.

Motion was made by Councilman Ruth, seconded by Councilman Hart that Given the rejection of the City's proposed fix to the unlawful TDD entity, the City proposes to provide City funds to replace the TDD match for the 60 and Kodiak Signal portion of the improvements, as ordered to be completed by Judge Selby, and hereby requests MoDot to provide appropriate documentation for mutual execution to have the City serve as the matching entity in place of the invalid TDD for such portion of improvements.

Roll call vote:

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

Motion carried.

Motion was made by Councilman Hart, seconded by Councilman Collinsworth that the Mayor, City Manager, City Attorney and special counsel are hereby authorized to take such actions as necessary to effect and communicate these motions.

Roll call vote:

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

Motion carried.

The conference call ended at 9:57 a.m.

Councilman Workman left at 9:48 a.m.  
Councilman Collinsworth left at 9:56 a.m.

**ADJOURN**

Motion to adjourn by Mayor Davidson.  
Seconded by Councilman Hart.

Unanimous vote to adjourn.

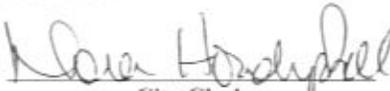
Mayor Davidson adjourned the closed meeting at 9:59 a.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
October 24, 2012-8:30 a.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Pro Tem Hart called the closed session to order at 8:32 a.m.

**ROLL CALL**

COUNCIL PRESENT: Charles Collinsworth, Steve Hart, David Ruth, Tom Workman.

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

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Mayor Pro Tem Hart stated a conference call has been requested between city attorney, special council, Mayor Davidson, TDD Chairman Cummins and TDD attorneys.

City Attorney Hays informed Council members of city and county involvement pertaining to the TDD. He further stated it was a possibility that the TDD Board was going to replace Dr. Cummins with Steve Roark as Chairman.

Discussion held.

Motion was made by Councilman Collinsworth, seconded by Councilman Workman to allow city attorney and mayor to correspond with TDD's attorneys for specific projects of the TDD.

Roll call vote:

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

Motion carried.

Discussion held regarding the election of the TDD and council's responsibility to vote.

Motion was made by Councilman Collinsworth, seconded by Councilman Workman to abstain from voting in the election and/or nominating a candidate for the TDD election held on October 26, 2012.

Roll call vote:

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

Motion carried.

Councilman Collinsworth left at 8:59 a.m.

**ADJOURN**

Motion to adjourn by Mayor Pro Tem Hart.  
Seconded by Councilman Ruth.

Council consensus to adjourn.

Mayor Pro Tem Hart adjourned the closed meeting at 9:04 a.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



\_\_\_\_\_  
**Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**City Clerk**

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
November 6, 2012-8:00 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:00 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinsworth, Steve Hart and David Ruth. Also present: Troy Royer, City Manager, City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

**TDD**

City Attorney Hays informed Council members of the conversations with special council regarding the TDD Term Sheet and financial report. Discussion held.

Motion was made by Councilman Workman and seconded by Councilman Hart for City Attorney Hays to prepare response to the TDD Term Sheet wherein CID proceeds under city control and authorization; that the TDD terminates and the tax terminates; and that the proposal with the city paying for the 60 Kodiak signal light and MODOT moves forward with construction.

Roll call vote: Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart - Yes, David Ruth - Yes, Tom Workman - Yes. Motion carried.

Motion was made by Councilman Ruth and seconded by Councilman Hart directing City Attorney Hays to resolve this at a civic or appellant level to protect the citizen taxpayer.

Roll call vote: Richard Davidson - Yes, Steve Hart - Yes, David Ruth - Yes, Tom Workman - Yes, Charles Collinsworth - Yes. Motion carried.

**ADJOURN**

Motion to adjourn by Councilman.  
Seconded by Councilman Collinsworth.

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 8:55 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
November 27, 2012-6:31 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 6:31 p.m.

**ROLL CALL**

COUNCIL PRESENT: Charles Collinsworth, Richard Davidson, Steve Hart (arrived at 6:33 p.m.), David Ruth, Tom Workman.

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

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays reviewed correspondence received from the TDD Board and their attorneys.

Discussion held.

Motion was made by Councilman Hart, seconded by Councilman Workman directing city attorney to correspond the City's position in response to the TDD's correspondence dated November 21, 2012 to the TDD's attorneys.

Roll call vote: Charles Collinsworth - Yes, Richard Davidson - Yes, Steve Hart - Yes, David Ruth - No, Tom Workman - Yes. Motion carried.

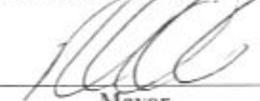
**ADJOURN**

Motion to adjourn by Councilman Hart. Seconded by Councilman Ruth. Council consensus to adjourn.

Mayor Davidson adjourned the closed meeting at 6:45 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
February 5, 2013 - 9:05 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:05 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinworth, Steve Hart and David Ruth.

Also present: City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

Pursuant to Section 610.021(1) RSMo.

Councilman Hart asked for TDD update. City Attorney informed council there has been nothing received regarding this matter.

No vote taken.

**ADJOURN**

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

Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 9:22 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 19, 2013 – 9:07 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:07 p.m.

**ROLL CALL**

Mayor Davidson presided and the following council members were present: Tom Workman, Richard Davidson, Charles Collinsworth, Steve Hart and David Ruth.

Also present: City Manager, Troy Royer; City Attorney Steven Hays and City Clerk Nora Houdyshell; Minutes taken by Nora Houdyshell.

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Mr. Hays requested City Council direction regarding whether to file the TDD appeal.

Motion was made by Mayor Davidson and seconded by Councilman Workman to suspend further action regarding the TDD and withdraw the appeal.

After further discussion it was the consensus of the Council to withdraw the motion.

It was the consensus of the council to direct City Attorney Hays to inform special legal council to cease further work towards TDD until notified.

**ADJOURN**

Motion to adjourn by Mayor Davidson.  
Seconded by Councilman Workman.

Roll call vote:

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

Motion carried.

Mayor Davidson adjourned the closed meeting at 9:44 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
March 27, 2013 – 9:05 a.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:05 a.m.

**ROLL CALL**

COUNCIL PRESENT:

Charles Collinsworth  
Steve Hart  
Tom Workman

Richard Davidson  
David Ruth

CITY OFFICERS PRESENT:

Steven Hays, City Attorney  
Troy Royer, City Manager  
Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Mr. Hays stated he received correspondence at 4:44 p.m. yesterday from Fleischaker & Williams, Attorney at Law regarding a suit against the Missouri Highway and Transportation Commission which may affect the City Council's decision to file an appeal.

**ADJOURN**

Motion to adjourn by Councilman Ruth  
Seconded by Councilman Collinsworth

Roll call vote:

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

Motion carried.

Mayor Davidson adjourned the closed meeting at 9:44 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
April 2, 2013 – 9:35 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:35 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Charles Collinsworth  
Steve Hart  
Tom Workman

Richard Davidson  
David Ruth

CITY OFFICERS PRESENT:

Steven Hays, City Attorney  
Troy Royer, City Manager  
Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell

**CLOSED MEETING**

**Pursuant to Section 610.021(1) RSMo.**

Mr. Hays notified City Council that they have until April 18<sup>th</sup> for the Transportation Development District transcript to be filed.

Discussion held including but not limited to a consensus of statement to the press.

**ADJOURN**

Motion to adjourn by Mayor Davidson  
Seconded by Councilman Hart

Roll call vote:

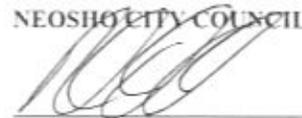
Charles Collinsworth – Yes  
Richard Davidson – Yes  
Steve Hart – Yes  
David Ruth – Yes  
Tom Workman - Yes.

Motion carried.

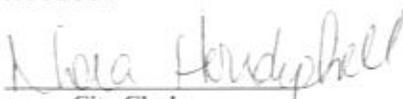
Mayor Davidson adjourned the closed meeting at 10:09 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



**ATTEST:**

  
City Clerk

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
April 16, 2013 - 9:17 p.m.  
Conference Room - City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 9:17 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Charles Collinsworth  
Steve Hart  
Tom Workman

Richard Davidson  
David Ruth

CITY OFFICERS PRESENT:

Steven Hays, City Attorney  
Troy Royer, City Manager  
Nora Houdyshell, City Clerk; Minutes taken by Nora Houdyshell

**Pursuant to Section 610.021(1) RSMo.**

**Transportation Development District**

Mr. Hays notified City Council that the TDD transcript was filed today. No vote taken.

**ADJOURN**

Motion to adjourn by Councilman Hart  
Seconded by Councilman Workman

Roll call vote:

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

Motion carried.

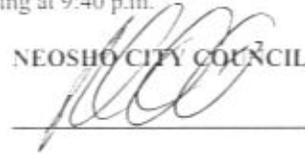
Mayor Davidson adjourned the closed meeting at 9:40 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
NEOSHO CITY COUNCIL

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
June 18, 2013 – 8:46 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:46 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Mayor Richard Davidson  
Mayor-Pro Tem Steve Hart  
Councilman Tom Workman  
Councilman Charles Collinsworth  
Councilman David Ruth

CITY OFFICERS PRESENT:

Minutes taken by Nora Houdyshell, City Clerk

**Pursuant to Section 610.021(1) RSMo.**

City Attorney Hays reviewed discussions with Bruce Copeland, Attorney at Law regarding Neosho Land Development easement and possible TDD support for the City to move forward with a CID.

Discussion followed.

Absent no objection, it is the consensus of the council to authorize the City Attorney to move forward with CID talks.

No vote taken.

**ADJOURN**

Motion to adjourn made by Councilman Hart and seconded by Councilman Workman.

Roll call vote:

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

Motion carried.

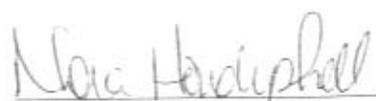
Mayor Davidson adjourned the closed meeting at 9:42 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Attorney

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
August 20, 2013 – 8:28 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:28 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Mayor Richard Davidson  
Mayor-Pro Tem Steve Hart  
Councilman Tom Workman  
Councilman Charles Collinsworth  
Councilman David Ruth

CITY OFFICERS PRESENT:

Troy Royer, City Manager  
Minutes taken by Nora Houdyshell, City Clerk

**Pursuant to Section 610.021(3) RSMo.**

Mayor Davidson turned the floor over to Councilman Hart.

Councilman Hart requested information regarding the spending of funds towards the TDD Appeal without a vote of the council and who authorized it.

Mayor Davidson stated discussion needs to pertain to personnel only.

Councilman Hart engaged in conversations with City Attorney Hays regarding the authorization of filing the appeal and referred to minutes dated March 19<sup>th</sup> wherein he was directed to cease to proceed.

Mayor Davidson, Councilman Workman and Councilman Collinsworth stated, without review of the minutes, they remember discussions to proceed with appeal.

Councilman Ruth stated he had reviewed closed session minutes and he cannot find it. Councilman Collinsworth stated he remembered asking City Attorney Hays an estimate amount of fees for filing the appeal and Mr. Hays indicated an additional \$25,000 to the already spent \$50,000.

Councilman Hart stated the vote to file the appeal should be in the minutes and the authority to spend additional funds.

Discussion continued.

Mayor Davidson stated the majority of the council recalls the City Attorney proceeded as authorized.

**ADJOURN**

Motion to adjourn made by Councilman Collinsworth and seconded by Mayor Davidson.

Roll call vote:

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

Motion carried.

Mayor Davidson adjourned the closed meeting at 8:48 p.m.

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
September 17, 2013 – 8:48 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 8:28 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Mayor Richard Davidson  
Mayor-Pro Tem Steve Hart  
Councilman Tom Workman  
Councilman Charles Collinsworth  
Councilman David Ruth

CITY OFFICERS PRESENT:

Steve Hays, City Attorney  
Minutes taken by Nora Houdyshell, City Clerk

**Pursuant to Section 610.021(1) RSMo.**

**TDD Appeal**

City Attorney Hays stated that Mr. Dan Vogel has requested a vote pertaining to the appeal associated with the TDD litigation.

Motion was stated that the law firm of Cunningham, Vogel & Rose along with City Attorney Hays has had and continues to have authority to proceed with the legal appeal associated with the TDD litigation by Mayor Davidson and Seconded by Councilman Workman

Councilman Hart reiterated there has never been a vote to approve the appeal to be filed or a vote to spend the accrued attorney fees.

Councilman Ruth stated he had asked for a vote several times regarding the appeal in closed session and was told there was no need for one.

Discussion continued as the councilmen recalled closed meeting discussions.

Mayor Davidson stated he recalled reading a quote in the paper from a certain councilman that said, "Let them die!" referencing the TDD members.

Councilman Hart stated 15 minutes after the ruling he stated the Judge made the ruling now let's move forward and reemphasized that he never approved to spend this amount of money on legal fees.

Roll call vote:

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

Motion carried.

**ADJOURN**

Motion to adjourn made by Councilman Workman and seconded by Councilman Collinsworth.

Roll call vote:

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

Motion carried.

Mayor Davidson adjourned the closed meeting at 8:55 p.m.

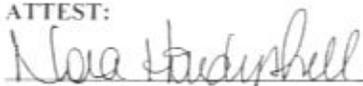
**APPROVED:**

**NEOSHO CITY COUNCIL**



Mayor

**ATTEST:**

  
City Clerk

COPIED

**MINUTES - CLOSED SESSION  
NEOSHO CITY COUNCIL  
February 4, 2014 – 7:35 p.m.  
Conference Room – City Hall  
203 E. Main - Neosho, MO**

**CALL TO ORDER**

A quorum being present, Mayor Davidson called the closed session to order at 7:35 p.m.

**ROLL CALL**

COUNCIL PRESENT:

Mayor Richard Davidson; Mayor-Pro Tem Steve Hart; Councilman Tom Workman;  
Councilman Charles Collinsworth; Councilman David Ruth

CITY OFFICERS PRESENT:

Steve Hays, City Attorney; Troy Royer, City Manager; Minutes taken by Nora Houdyshell, City Clerk

**Pursuant to Section 610.021(1) RSMo.**



**TDD**

Mr. Hays stated the TDD Attorney contacted him requesting clarification regarding the City's position on voting property owner's in the TDD area.

Discussion followed.

Motion to direct City Attorney Hays to contact TDD Attorney to modify their position that people owning right-of-way or easements are not considered land owners. If they do not modify their position, Council directs City Attorney Hays to supply our own judgment stating land owners still get to vote made by Mayor Davidson and seconded by Councilman Workman.

Roll call vote:

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

Motion carried.

**ADJOURN**

Motion to adjourn made by Councilman Workman and seconded by Councilman Collinsworth.

Roll call vote:

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

Motion carried.

Mayor Davidson adjourned the closed meeting at 7:57 p.m.

**APPROVED:**

**NEOSHO CITY COUNCIL**



Mayor

**ATTEST:**

  
City Clerk