

MINUTES
NEOSHO CITY COUNCIL
October 21, 2014 - 7:00 p.m.
City Hall – Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Mr. Eldon Morgan gave the opening prayer and Mayor Davidson led the Pledge of Allegiance.

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

ROLL CALL

COUNCIL PRESENT:

Richard Davidson; Steve Hart; Tom Workman

COUNCIL ABSENT:

David Ruth; Charles Collinsworth

CITY OFFICERS PRESENT:

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

CITY STAFF PRESENT:

David McCracken, Police Chief	Mike Eads, Fire Chief
David Kennedy, Police Lieutenant	Daphne Pevahouse, Finance Director
Ryan Long, Public Works Director	Duane Lynch, Utilities Director
Pam Baker, Human Resources Director	Dana Daniel, Director of Economic Development
Amy Moritz, Parks Director	Maron Towse, Golf Course Manager
Adam Wimpey, Public Works Department	
Wes Franklin, Public Relations/Events Coordinator	

APPROVAL OF AGENDA

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

Councilman Hart confirmed it was amended due to removing New Business Item #5 Monday, October 20th.

The motion passed unanimously.

CONSENT AGENDA:

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

Roll call vote:

Richard Davidson – Yes

Steve Hart – Yes

Tom Workman - Yes

Motion carried.

MINUTES:

The minutes of October 7, 2014, Regular and Closed Sessions was approved as presented.

PROCLAMATION:

Mayor Davidson stated that the following proclamation was issued on October 17, 2014.

Lowe's – Safety Recognition

WHEREAS, the Neosho City Council recognizes selected Employers of our Community for their contribution to the Growth of our Economic Development Base and overall support to the Neosho local Economy; and

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WHEREAS, in 1921 L.S. Lowe opened a hardware store in North Wilkesboro, North Carolina. His Son James Lowe and Son-in-law Carl Buchan partnered in 1946 to begin the wholesale-style seller of hardware and building supplies leading the way to the birth of Today's "Lowe's". With Carl Buchan at the helm, the company began its legacy as a Specialty Retailer-Destination Center for all customers home improvement's and new construction building materials; and

WHEREAS, going public in 1961, *Lowe's* today boasts the title of the second-largest home improvement retailer in the United States. With more than 400 *Lowe's* Stores in 24 States catering to the "do-it-yourself" home improvement, home décor and construction markets; and

WHEREAS, in 1991, *Lowe's* was fully committed to new marketing strategies and growth, they began to construct large, warehouse-style stores, "Big Box Stores" ranging from 94,000 square feet in the small to medium markets and 117,000 square feet in the metropolitan markets; and

WHEREAS, today, *Lowe's* store #2849 in Neosho, is dedicated to providing a safe workplace and environment for its employees, customers and vendors.

NOW THEREFORE, I, Richard Davidson, Mayor of the City of Neosho, do hereby recognize *Lowe's store #2849* for their achievement in safety with over 365 days without an incident - for the second time in the stores history!

/s/ Richard Davidson, Mayor

Mayor Davidson stated that the following proclamation was issued on October 18, 2014.

Soroptimist – Community Contribution Recognition

WHEREAS, Soroptimist is an global volunteer organization for business and professional women who work to improve the lives of women and girls in local communities and throughout the world; and,

WHEREAS, Soroptimist International of the Americas has a vision that "Women and girls have the resources and opportunities to reach their full potential and live their dreams"; and,

WHEREAS, Soroptimist International of the Americas has a mission to "Improve the lives of women and girls through programs leading to social and economic empowerment"; and,

WHEREAS, Soroptimist International of the Americas has core values committed to Gender Equality, Empowerment, Education and Diversity & Fellowship; and,

WHEREAS, Soroptimist members are engaged personally and financially in the development and support of community service projects that improve the status of women and girls; and,

WHEREAS, the name Soroptimist means "Best of Women" and that is what the organization strives to achieve.

THEREFORE, I, Richard Davidson, Mayor of the City of Neosho, Missouri, do hereby recognize the Soroptimist's South Central Region - District 2 for their efforts in support of women and girls and thank them for their contributions to Soroptimist International of the Americas.

/s/ Richard Davidson, Mayor

VISITORS BUSINESS

Mr. Eldon Morgan – Malpractice Insurance

Mr. Morgan stated the information received by the City Clerk regarding his request during the last city council meeting for information regarding the City's malpractice insurance coverage for the City Attorney was not sufficient. He then requested a copy of the entire City insurance policy for his review.

Mr. Kevin Foote – Fireworks Ordinance

Mr. Foote stated concerns regarding the sale dates proposed in the recommended fireworks ordinance presented at tonight are meeting. He made recommendations then stated if this ordinance is passed as is, it may force him to move his fireworks tent to the County.

UNFINISHED BUSINESS

Bill No. 2014-635... Providing that the Revenues and Expenditures Budget be amended for the Fiscal Year Beginning October 1, 2013, and Ending September 30, 2014...2nd and 3rd Reading. (Police Department)

Bill No. 2014-635 for Ordinance No. 38-2014 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-635 on second and third readings by Councilman Workman and seconded by Councilman Hart

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Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Bill No. 2014-637...Vacating and abandoning the alley between Oak Street and Hickory...2nd and 3rd Reading.

Bill No. 2014-637 for Ordinance No. 39-2014 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-637 on second and third readings by Councilman Workman and seconded by Councilman Hart

Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Bill No. 2014-638...De-annexing the below described property located within the West ½ of the E ½ of the SW ¼ of the NW ¼ of Section 20, Township 25, Range 31, except one acre square in the Northeast corner thereof; Newton County, Missouri all of which is contiguous with the City of Neosho as petitioned by Robert & Laverne Norman...2nd and 3rd Reading.

Bill No. 2014-638 for Ordinance No. 40-2014 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-638 on second and third readings by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Tom Workman – Yes
Richard Davidson - Yes
Steve Hart – Yes

Motion carried.

Bill No. 2014-639...Accepting and approving the Cullum Acres Subdivision...2nd and 3rd Reading.

Bill No. 2014-639 for Ordinance No. 41-2014 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-639 on second and third readings by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Richard Davidson – Yes
Steve Hart – Yes
Tom Workman – Yes

Motion carried.

BID

Police Department – 2015 Utility Vehicle

The following bid recommendations were presented for consideration.

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Lieutenant Kennedy informed the council this is a bid for a 2015 Ford Interceptor Utility Vehicle in the amount of \$26,840.00 to replace one patrol unit as budgeted.

Motion to approve the bid from Joe Machens Ford as presented by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Parks Department – 2015 Vehicle

The following bid recommendations were presented for consideration.

Mr. Adam Whimpey, Public Works Department informed the council there were three bidders for the Parks Department vehicle and recommended the council accept the bid from Joe Machens Ford in the amount \$25,023.00.

The following bids were received by:

Joe Machens Ford, Columbia, Mo	\$25,023.00
Don Brown Chevrolet, St. Louis, Mo	\$28,056.00
Blue Springs Ford, Blue Springs, Mo	\$25,190.00

Councilman Hart confirmed with City Manager Royer this vehicle is budgeted.

Motion to approve the bid from Joe Machines Ford for the Parks Department new truck as presented by Councilman Workman and seconded by Councilman Hart

Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Public Works Utility Department – Lightning Damage to Crowder WWTP

The following bid recommendations were presented for consideration.

Duane Linch, Utilities Director, informed the council after some confusion, we anticipate the insurance company will cover all of the equipment damage minus \$1,000.00 deductible. He recommended the council accept the following bids:

Kriz Davis-Variable Frequency Drive	\$5,099.00 plus \$117.18 shipping delivered in two days
Graybar-Filter	\$2,204.09 plus \$125.00 shipping One month minimum
Long Electric	\$1,500.00 for install and labor
Total Purchase	\$9,045.27

Mayor Davidson confirmed with Mr. Linch the plant can function for a short period of time using a small blower to alternate between the two applications to maintain proper aeration.

Motion to approve the three bids totaling the amount of \$9,045.27 as presented by Councilman Workman and seconded by Mayor Davidson

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Roll call vote:

Tom Workman – Yes
 Richard Davidson - Yes
 Steve Hart – Yes

Motion carried.

Public Works – D&M Vehicle

The following bid recommendations were presented for consideration.

Mr. Adam Wimpey, Public Works Department, informed the council there were three bidders for the D&M truck and recommended the council accept the bid from Joe Machens ford in the amount of \$29,902.00

The following bids were received by:

Joe Machens Ford, Columbia, Mo	\$29,902.00
Don Brown Chevrolet, St. Louis, Mo	\$39,970.00
Blue Spring Ford, Blue Springs, Mo	\$30,069.00

Motion to approve the bid from Joe Machens Ford as presented by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Richard Davidson – Yes
 Steve Hart – Yes
 Tom Workman – Yes

Motion carried.

**Public Works Department FY2015 Annual Bids:
 Chemical for Water Filtration & Wastewater Plants**

Mayor Davidson suggested the above annual bids be presented at the same time.

The following bid recommendations were presented for consideration.

Mr. Linch, Utilities Director, reviewed bids for the Water Filtration and Wastewater Plants chemicals and recommend the following:

Hydrated Lime-Bulk	Mississippi Lime	\$214.04 per ton
Liquid Chlorine-2000# cyl	Brenntag Mid-South	\$478.00 per ton
Liquid Chlorine-150# cyl	Brenntag Mid-South	\$.64 per #
P.A.C.-Hyper ION 1090	Brenntag Mid-South	\$.385 per #
Polymer FBS-7802	Ft. Bend Services	\$1.54 per #
Polymer Continued	Ft. Bend Services	450# drum \$693.00 per drum

The following bids were received by:

2015 Chemicals Bid	Advance Chemical Solutions	DPC Enterprises	Ft Bend Services	Mississippi Lime	Brenntag Mid-South
Hydrated Lime-Bulk	No Bid	No Bid	No Bid	\$214.04/Ton	No Bid
Ground Aluminum Sulfate-Bulk	No Bid	No Bid	No Bid	No Bid	No Bid
Liquid Chlorine-2000# Cylinders	No Bid	\$600.00/Ton	No Bid	No Bid	\$0.239/LB, \$478.00/Ton
Liquid Chlorine-150# Cylinders	No Bid	\$150.00/Cylinder	No Bid	No Bid	\$.64/LB, \$95.25/Cylinder
P.A.C.-Hyper ION 1090 Bulk	No Bid	No Bid	No Bid	No Bid	\$.385/LB
Polymer FBS-7802 or equivalent	No Bid	No Bid	\$1.54/LB, \$3,080.00/Ton	No Bid	No Bid
Polymer continued			450# Drum, \$693.00/Drum Minimum 2 Drum Order		
Fuel Surcharge per Delivery		Included in price	Included in price	Included in price	Included in price
Projected Shipping Date		2-3 Business Days after order	3-5 Days ARO	Blank	Blank
			*Minimum 2 Drum Order		

Public Works Department FY2015 Annual Bids:

Ryan Long, Public Works Director, presented the remaining annual bids with the following recommendations:

- Bulk Rock – Kemp Stone
- Concrete – Neosho Concrete
- Rock Salt – Kunshek chat & Coal, Inc.
- Asphalt – Swift Construction for Hot Mix BPI and Blevins Asphalt for Cold Mix

The following bids were presented for Bulk Rock

	Kemp Stone	Joplin Stone	Anchor Stone
	<u>Per Ton</u>	<u>Per Ton</u>	<u>Per Ton</u>
1" Base Rock	\$ <u>6.25</u>	\$ No Bid	\$ <u>6.25</u>
¼" Clean	\$ <u>7.50</u>	\$ No Bid	\$ <u>8.50</u>
Lime Screenings	\$ <u>5.25</u>	\$ No Bid	\$ <u>6.00</u>
¼" Chips	\$ <u>10.00</u>	\$ No Bid	\$ <u>10.00</u>
6" Rip Rap	\$ <u>9.95</u>	\$ No Bid	\$ <u>9.50</u>
12" Rip Rap	\$ <u>12.00</u>	\$ No Bid	\$ <u>10.50</u>
5/16" Chips	\$ <u>No Bid</u>	\$ No Bid	\$ <u>No Bid</u>
½" Chips	\$ <u>No Bid</u>	\$ No Bid	\$ <u>No Bid</u>

Notice: 24-48 Hr Notice _____ Does Not State

The following bids were presented for Concrete (As needed for repairs)

	Neosho Concrete Neosho, MO	G& H Redi Mix Joplin, MO
4000# Street Mix (200 yards)	\$ <u>86.00</u> per yard	\$ <u>No Bid</u> per yard
4000# Curb Mix (50 yards)	\$ <u>86.00</u> per yard	\$ <u>No Bid</u> per yard
4000# Wall Mix (50 yards)	\$ <u>86.00</u> per yard	\$ <u>No Bid</u> per yard
Flowable Fill (50 yards)	\$ <u>74.00</u> per yard	\$ <u>No Bid</u> per yard
2% Calcium	\$ <u>6.00</u> per yard	\$ <u>No Bid</u> per yard
Fiber	\$ <u>4.50</u> per yard	\$ <u>No Bid</u> per yard
Black Dye	\$ <u>67.00</u> per yard	\$ <u>No Bid</u> per yard
Light Load Charge	\$ <u>50.00</u> per load	\$ <u>No Bid</u> per yard

The following bids were presented for Rock Salt

Cargill, Inc. North Olmsted, OH	\$ <u>No Bid</u> _____
Bingham Sand & Gravel Baxter Springs, KS 66713	\$ <u>89.00</u> Per Tons plus delivery TBA
Central Salt, LLC Elgin, IL 60123	\$ <u>80.25</u> Per Ton plus delivery 48-72 Hr after receipt of order
Independent Salt Co. Kanapolis, KS 67454	\$ <u>No Bid</u> _____
Kunshek Chat & Coal, Inc. Pittsburg, KS 66762	\$ <u>70.00</u> Per Ton plus delivery 2-3 Days Notice & if available

The following bids were presented for Asphalt (As needed for repairs)

Swift Construction Company Neosho, MO 64850	Hot Mix BP1 \$ <u>48.00</u> Cold Mix \$ <u>75.00</u>
Blevins Asphalt Mt. Vernon, MO 65712	Hot Mix BP1 \$ <u>52.00</u> Cold Mix \$ <u>67.00</u>
APAC Missouri Joplin, MO 64801	Hot Mix BP1 \$ <u>56.50</u> Cold Mix \$ <u>No Bid</u>

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Motion to approve the Public Works 2015 annual bids as presented by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Steve Hart – Yes
 Tom Workman - Yes
 Richard Davidson – Yes

Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Bill No. 2014-640...Providing that the revenues and expenditures budget be amended for fiscal year beginning October 1, 2014, and ending September 30, 2015...1st Reading. (General Administrative Budget – Health Insurance and Police Department Budget)

Bill No. 2014-640 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-640 on first reading by Councilman Workman and seconded by Mayor Davidson

City Manager Royer reviewed the amendment and noted the change in formatting. He explained the budget adjustments will be presented to council with multiple departments listed and include the fund balance of the funding budget as outlined below:

<u>Fund</u>	<u>Account</u>	<u>Account Number</u>	<u>Revenues</u>	<u>Expenditures</u>	<u>Fund Bal.</u>	
					<u>Increase (Decrease)</u>	<u>Transfers In (Out)</u>
General Admin.	Health Ins.	100-110-5190-110	14,459.52	(14,459.52)		
Police	Law Enf. Veh.	100-120-5780-120	27,000.00	(27,000.00)		
TOTALS			\$41,459.52	(\$41,459.52)		

This budget amendment will increase budgeted expenditures in the General Administrative Budget from \$572,955.40 to \$587,414.92.

This budget amendment will increase budgeted expenditures in the Police Dept. Budget from \$1,540,913.80 to \$1,567,913.80.

Discussion followed.

Roll call vote:

Tom Workman – Yes
 Richard Davidson - Yes
 Steve Hart – Yes

Motion carried.

Bill No. 2014-641...Providing that the revenues and expenditures budget be amended for fiscal year beginning October 1, 2013, and ending September 30, 2014...1st Reading. (Fiscal Year End)

Bill No. 2014-641 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-641 on first reading by Councilman Workman and seconded by Mayor Davidson

Mayor Davidson confirmed with City Manager Royer this adjustment is to close out the fiscal year end budget and noted appreciation for the new format.

Roll call vote:

Richard Davidson – Yes
Steve Hart – Yes
Tom Workman – Yes

Motion carried.

Bill No. 2014-642...Providing that Chapter 215 of the Code of Ordinances, City of Neosho, Missouri, be amended by revising Section 215.195 of said Code, providing for fireworks regulations in the City of Neosho and setting an effective date thereof...1st Reading.

Bill No. 2014-642 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-642 on first reading by Councilman Workman and seconded by Councilman Hart

Mr. Royer reviewed the changes made to the ordinance per discussions during the October 7th city council meeting.

Discussion followed.

Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Consider approval of the 2015 Celebrate Neosho Younkin Airshow Agreement.

Mr. Wes Franklin, Public Relations/Events Coordinator, informed council the 2015 Celebrate Neosho will be held on June 27, 2015, and would like to maintain the quality of the event to equal citizen's expectations. He stated the Younkin Airshow has agreed to perform again and recommended council approve the agreement.

Motion to approve agreement between Younkin Airshow and the City of Neosho and authorize Mayor to execute by Councilman Hart and seconded by Councilman Workman

Roll call vote:

Tom Workman – Yes
Richard Davidson - Yes
Steve Hart – Yes

Motion carried.

REPORT OF CITY OFFICERS

City Manager Royer – TDD Money

Mr. Royer confirmed the TDD has their funding secured and should receive a project list from MoDOT.

City Manager Royer – Hatchery/Benton Project

Mr. Royer reported the historic brick has been pulled and securely stored.

City Manager Royer – Fall Projects

Mr. Royer stated during the fall the departments will be working on facility maintenance projects.

City Manager Royer – Leak Detection

Mr. Royer informed council Westrum Leak Detection will be working in town next week.

City Manager Royer – Police Chief McCracken

Mr. Royer announced as the retirement of Police Chief David McCracken, a 20 plus year City employee as of January 2, 2015.

Daphne Pevahouse, Finance Director – Financials/Annual Auditor

Mrs. Pevahouse reviewed the September financials and noted the bottom line will not be finalized until the annual audit adjustments are made.

Daphne Pevahouse, Finance Director – Springbrook/Online Bill Pay

Mrs. Pevahouse presented an update regarding Springbrook implementation. She stated the accounts payable; bank reconciliation, general ledger, utility billing and dashboard modules are completed. The fixed assets, Mrs. Pevahouse commented, is a work in progress as well as the licensing module.

She informed council she has been investigating options for online bill pay but stated concerns regarding the astronomical fees the City would be obligated to pay to provide this service.

Mayor Davidson stated he was pleased it was progressing and would assist with the research.

Mr. Wes Franklin, Public Relations/Events Coordinator – Fall Festival

Mr. Franklin reported 110 vendors attended the October 4 and 5, 2014, fall festival and was pleased with extending the event to two days. He and City Manager Royer stated appreciate to all who volunteered time and money to make the event successful.

Dana Daniel, Director of Economic Development

Mr. Daniel reported the Baxter Street property has been cleared and stated appreciation to the Public Works Department for a job well done. He further informed council the neighbors are pleased with the progress.

Mr. Royer informed council during the clearing of the property a time capsule was found wherein laid a corner stone for the church previously located on the property. He stated the stone has been placed for viewing on the lot.

APPOINTMENTS & VACANCIES

Airport Industrial Development Board: There is one three-year vacancy available which began October 1, 2014. *Two letters of interest have been received. One from Mr. Kyle Franklin for re-appointment and one from Mr. Steve Herrin.*

Motion to re-appoint Mr. Kyle Franklin to the Airport Board by Councilman Workman and seconded by Mayor Davidson

Roll call vote:

Richard Davidson – Yes
Steve Hart – No
Tom Workman – Yes

Motion failed.

Ethics Board: There are two two-year vacancies. One remaining vacancy beginning on September 1, 2013 and expiring on August 31, 2015 due to a resignation and one expired term of

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Ms. Lee Duran. *One letter of interest has been received for re-appointment from Ms. Lee Duran.*

Motion to re-appoint Ms. Lee Duran to the Ethics Board by Councilman Workman and seconded by Mayor Davidson

Roll call vote:

Steve Hart – Yes
Tom Workman - Yes
Richard Davidson – Yes

Motion carried.

Senior Citizen Commission: There are two three-year terms available. One term is due to expire October 31, 2014, and one vacancy has been made available, due to expire October 31, 2015.

ADJOURN

Mayor Davison asked if there was any further business to come before Council, with no response he asked for a motion to adjourn the October 21, 2014, Regular Session City Council meeting.

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

Mayor Davidson adjourned the closed meeting at 8:14 p.m.

APPROVED:

NEOSHO CITY COUNCIL

Mayor

ATTEST:

City Clerk