

**MINUTES
NEOSHO CITY COUNCIL
November 17, 2015 - 7:00 p.m.
City Hall – Council Chambers
203 E. Main St., Neosho, MO**

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Charles Collinsworth gave the opening prayer and Mayor Davidson led the Pledge of Allegiance.

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

ROLL CALL

COUNCIL PRESENT:

Charles Collinsworth; Richard Davidson; Timothy Lewis; Tom Workman

COUNCIL ABSENT:

Steve Hart

CITY OFFICERS PRESENT:

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

APPROVAL OF AGENDA

Motion was made to approve the agenda as amended by Councilman Workman and seconded by Councilman Lewis. The motion passed unanimously.

CONSENT AGENDA:

Without objection from the City Council, Mayor Davidson requested the November 3, 2015 regular session minutes be amended to include Mr. Jared Vansandt's statement that he did not agree with his employee's negative comments towards the City.

Motion to approve the consent agenda items as amended by Councilman Collinsworth and seconded by Councilman Workman

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
Timothy Lewis – Yes
Tom Workman - Yes

Motion carried.

MINUTES:

The minutes of November 3, 2015, Regular and Closed Sessions was approved as presented.

VISITORS BUSINESS

There was none.

UNFINISHED BUSINESS

Bill No. 2015-793...Authorizing the Mayor to execute all documentation necessary to join the Missouri Intergovernmental Risk Management Association; approving the form of certain documents necessary to that end; and fixing the time when this ordinance shall become effective...2nd and 3rd Reading.

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Bill No. 2015-793 for Ordinance No. 44-2015 was read by title only by Mr. Hays.

Motion to pass Bill No. 2015-793 on second and third readings by Councilman Lewis and seconded by Councilman Workman

Roll call vote:

Richard Davidson – Yes
Timothy Lewis – Yes
Tom Workman – Yes
Charles Collinsworth - Yes

Motion carried.

Bill No. 2015-794...Providing that the revenues and expenditures budget be amended for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015...2nd and 3rd Reading.

Bill No. 2015-794 for Ordinance No. 45-2015 was read by title only by Mr. Hays.

Motion to pass Bill No. 2015-794 on second and third readings by Councilman Collinsworth and seconded by Councilman Lewis

Mayor Davidson confirmed with Finance Director Pevahouse that the auditors will be in Neosho on November 30th.

Roll call vote:

Timothy Lewis – Yes
Tom Workman - Yes
Charles Collinsworth – Yes
Richard Davidson – Yes

Motion carried.

BID

Public Relations/Events Coordinator – Celebrate Neosho Fireworks

Public Relations/Events Coordinator Wes Franklin informed the council there were three bids solicited for the Celebrate Neosho fireworks display and two bids were received. He recommended the council accept the bid from AM Pyrotechnics in the amount of \$9,978.89.

The following bids were received by:

AM Pyrotechnics, Buffalo, Mo

- \$9,978.89 fireworks show (after 30% discount); 7,249 shells ranging from bundled multi shots to 10 inch in diameter.

J&M Displays, Yarmouth, IA

- \$9,500 fireworks show; 5,083 shells ranging from bundled multi shots to 3 inch and 6 inch in diameter.

No bid received from Premier Pyrotechnics

Mayor Davidson stated there are local citizens who would like to make a financial donation to the fireworks show and asked Mr. Franklin to determine the time frame of which those donations could be made.

Mr. Franklin stated the majority of the fireworks from AM are not only made in the United States but in Buffalo, Missouri.

Discussion followed.

Motion to approve bid from AM Pyrotechnics as submitted in the amount of \$9,978.89 by Councilman Collinsworth and seconded by Councilman Lewis

Roll call vote:

Tom Workman – Yes
Charles Collinsworth – Yes
Richard Davidson - Yes
Timothy Lewis – Yes

Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Bill No. 2015-795...Annexing described property located beginning at the Northwest Corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 24 North, Range 32 West, Newton County, as petitioned by Jay and Susan Renner, under zoning District R-2, Second Dwelling House Classification...1st Reading.

Bill No. 2015-795 was read by title only by Mr. Hays.

Motion to pass Bill No. 2015-795 on first reading by Councilman Workman and seconded by Councilman Collinsworth

Economic Development Director Dana Daniel reviewed the annexation request noting two residents was present for the Planning and Zoning Commission public hearing but voiced no objections. He stated the property is contiguous on the West side.

Discussion followed.

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
Timothy Lewis – Yes
Tom Workman - Yes

Motion carried.

Consider approval of the Lift Truck Center, Inc. forklift lease agreement

Economic Development Director Dana Daniel reviewed the lease and lease to purchase options for the Recycle Center forklift and recommended the council accept the 36 month lease only and maintenance in the amount of \$467.17 per month.

Discussion followed including, but not limited to, buyout options, age of current forklift and hours used.

Without objection from council, Mr. Daniel was directed to review the State bid for a comparable forklift to purchase out-right.

Consider approval of the Younkin Airshows agreement.

Public Relations/Events Coordinator Wes Franklin informed the council that Younkin Airshows has offered to perform his “Magic by Moonlight” act at no charge during Celebrate Neosho 2016 and his normal daylight aerobatic act which includes a media day in the amount of \$9,000.00 plus fuel.

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Motion to accept agreement between the City of Neosho and Younkin Airshows as presented and authorize Mayor to execute by Councilman Lewis and seconded by Councilman Workman

Roll call vote:

Richard Davidson – Yes
Timothy Lewis – Yes
Tom Workman – Yes
Charles Collinsworth - Yes

Motion carried.

Consider approval of the Inter-Act Maintenance and Support Invoice.

Police Chief Kennedy stated this is to renew the annual maintenance agreement for mobile data software in the amount of \$9,722.09.

Motion to approve renewal with Service Inter-Act as presented by Councilman Collinsworth and seconded by Councilman Lewis

Roll call vote:

Timothy Lewis – Yes
Tom Workman – Yes
Charles Collinsworth - Yes
Richard Davidson – Yes

Motion carried.

Consider approval to apply for the Missouri Police Chiefs Charitable Foundation grant.

Police Chief Kennedy stated, if awarded, this grant would be used to update the Police Department's laptops.

Motion to authorize Police Chief to apply for grant and authorize signatures as required by Councilman Collinsworth and seconded by Councilman Lewis

Roll call vote:

Tom Workman – Yes
Charles Collinsworth – Yes
Richard Davidson - Yes
Timothy Lewis – Yes

Motion carried.

Consider approval to apply for the MOSCAP grant.

Police Chief Kennedy stated this would complete the P25 digital radio project.

Motion to MOSCAP grant application as presented and authorize the Mayor and Police Chief to execute by Councilman Lewis and seconded by Councilman Collinsworth

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
Timothy Lewis – Yes
Tom Workman - Yes

Motion carried.

Discussion of Roadside Park property.

City Manager Royer explained he was contacted by MoDOT regarding a roadside park easement that was deeded to them by the City in 1952. He stated according to an ordinance, the City purchased this property to be used for a park. He further stated MoDOT now wants to deed the park back to the City and exercise the reversionary clause within the deed.

Discussion followed

Without objection from the City Council, the City Manager was given authority to notify MoDOT to proceed with deeding the park back to the City.

REPORT OF CITY OFFICERS

Finance Director - October Financials

Finance Director Pevahouse reviewed financials.

Utilities Department – Monthly Report

Mr. Jim Ianke with Alliance Water Resources reviewed the Operations Report for the month of October. He informed Council the wastewater reports will come one month behind the water reports. He stated staff cleaned and repaired the U.V. System. Mr. Ianke also informed Council the Shoal Creek Wastewater Plant's permit expires next year.

Fire Chief Mike Eads – ISO Rating

The Fire Chief stated the ISO rating is set at 4/4x and knows of cases where the insurance rates have been lowered due to the lower ISO rating.

Discussion was held including, but not limited to, ways to address issues that would improve the rating.

City Manager Troy Royer – TDD

Mr. Royer reported after the meeting held with two of the TDD Board members, MoDOT, Allgeier and Mr. Ryan Long, improvements have been made to the issues previously discussed.

Discussion followed.

Mayor Richard Davidson – Empire Electric Fees

Mayor Davidson stated he noticed Joplin opposed the Empire Electric rate increase request.

Councilman Collinsworth stated the council and staff should be proactive in addressing rate increase requests and join Joplin.

Discussion followed.

Mayor Davidson directed City Manager Royer to determine the time line pertaining to Empire's agreement and possible request for rate increases.

City Attorney Hays – American Legion

Mr. Hays stated since the Council presented the proposal to the American Legion during the October 20th council meeting, he received a faxed letter to city hall this day from the American Legion legal representative, Patricia Loveland requesting an additional 10 days and noted the ballots have been mailed.

Mayor Richard Davidson – TDD Lawsuit

Mayor Davidson informed the public that the TDD Board has now named the City of Neosho and himself in the lawsuit between the TDD and Mr. Steve Hays.

APPOINTMENTS & VACANCIES

Senior Citizen Committee

One vacancy: Begins November 1, 2014 and expires October 31, 2017.

One letter of interest has been received from Mrs. Norma Newton

Motion to appoint Mrs. Norma Newton to the Senior Citizen Committee by Councilman Collinsworth and seconded by Councilman Workman

Roll call vote:

- Richard Davidson – Yes
- Timothy Lewis – Yes
- Tom Workman – Yes
- Charles Collinsworth - Yes

Motion carried.

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 November 17, 2015, Regular Session City Council meeting.

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

Mayor Davidson adjourned the regular session meeting at 7:52 p.m.

APPROVED:

NEOSHO CITY COUNCIL

Mayor

ATTEST:

City Clerk