

MINUTES
NEOSHO CITY COUNCIL
November 1, 2022 - 7:00 PM
Neosho Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Pastor Tye Zola opened with prayer and Mayor DeWitt led the Pledge of Allegiance.

CALL TO ORDER

Mayor DeWitt called the meeting to order at 7 p.m.

ROLL CALL

COUNCIL PRESENT:

TYLER DEWITT, CHARLES COLLINSWORTH, CARL COBB, ANGELA THOMAS, JULIE HUMPHREY, ASHTON ROBINSON

COUNCIL ABSENT:

NONE WERE ABSENT.

CITY OFFICERS PRESENT:

DAVID KENNEDY, CITY MANAGER; JORDAN PAUL, CITY ATTORNEY; CHEYENNE WRIGHT, CITY CLERK

Councilman Cobb Made A Motion To Excuse Councilman Davidson; Councilman Collinsworth Seconded.

Roll Call Vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler Dewitt

No: None

Abstain: None

Passed.

APPROVAL OF AGENDA and CONSENT AGENDA

Councilman Collinsworth made a motion to Approve and Consent the Agenda; Councilman Cobb seconded.

October 18, 2022 City Council Meeting Minutes

October 25, 2022 Special Session City Council Minutes

Bill No. 2022-70: 2023 Fireworks Contract with Riverside Fireworks

Bill No. 2022-75: KPM FY22 Audit Engagement Letter

Bill No. 2022-78: Newton County CDC Change

Bill No. 2022-79: Contract with Stafford Fencing for the Scenic Park Dog Park

Bill No. 2022-81: Double Down Asphalt Agreement for the Golf Course Cart Path

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Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

UNFINISHED BUSINESS

Bill No. 2022-74: Annexation 1066 Baxter Street

AN ORDINANCE APPROVING THE ANNEXATION OF THE PROPERTY LOCATED AT, 1066 Baxter Street, Newton County, Neosho, Missouri.

Attorney Paul read Bill No. 2022-74 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-74: Annexation 1066 Baxter Street; Councilwoman Humphrey seconded.

City Manager Kennedy stated that this pulled from the consent agenda due to Councilman Cobb's ownership of this piece of property.

Roll call vote:

Yes: Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: Carl Cobb due to ownership of the named property.

Passed.

Bill No. 2022-80: Contract with Construction Services Group, LLC for Construction of Morse Park Restrooms

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement for Construction Services with Marion Company, LLC, a Missouri Limited Liability Company, d/b/a Construction Services Group, for the purpose of constructing restrooms at Morse Park for the not to exceed price of One Hundred Thirty-Six Thousand Forty and 00/100 Dollars (\$136,040.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-80 in title only.

Councilwoman Thomas made a motion to Approve and Discuss Bill No. 2022-80 Contract with CSG, LLC for Construction of Morse Park Restrooms; Councilwoman Robinson seconded.

City Manager Kennedy addressed the Council stating that when this was bid, the prevailing wage was not bid for this project. This needs to be amended to remove Section 18 and 31 and amend the total to be \$136,040.00 for prevailing wage.

Councilman Collinsworth made a motion to amend the contract to include prevailing wage in the total amount of \$136,040.00 and to strike sections 18 and 31; Councilwoman Robinson seconded.

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Roll call vote for the amendment:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Roll call vote to approve the bill as amended:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

VISITOR'S BUSINESS

There was nobody present to speak under visitor's business.

BIDS

Horizontal Recycling Bailer

Public Works Director Siler addressed the City Council stating that staff went out for bid for a horizontal recycling bailer. There were multiple bids sent out and two were received back.

Reaction Distributing Inc.	THB 6048X	\$88,899.00
Superior Equipment Services	Cramalot HE-60-M	\$111,518.00
	Cramalot HE-60-M Installed	\$118,120.00

This purchase was budgeted out of the recycling center for \$90,000.00. Staff recommends approving the bid from Reaction Distributing Inc. for the THB 6048X in the amount of \$88,899.00.

Councilwoman Thomas made a motion to Approve the bid from Reaction Distributing Inc. for the THB 6048X in the amount of \$88,899.00; Councilman Cobb seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

City Hall HVAC

City Manager Kennedy addressed the Council stating that this bid is to replace an HVAC unit at City Hall. There were five bids sent out and this bid was also posted on the City website. There were three bids received back as follows:

Satterlee Plumbing and Heating Bid 1	\$34,650.00
Bid 2	\$33,900.00

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Bid 3 \$32,250.00

Lyerla Heating and Air	\$31,900.00
West Mechanical Services	\$37,500.00

Staff recommends approving the bid from Satterlee Plumbing and Heating. Although their bid came in higher on this bid, the next bid on the agenda was substantially lower than the Lyerla Heating and Air bid. Satterlee has been very responsive in getting work done for the City.

Councilman Cobb made a motion to Approve the bid from Satterlee Heating and Plumbing for the amount of \$34,650.00; Councilwoman Robinson seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Senior Center HVAC

City Manager Kennedy stated that this is to replace a HVAC unit at the Senior Center. There were five bids sent out and two were received back, as follows:

Satterlee Plumbing and Heating	\$74,895.00
Lyerla Heating and Air	\$149,666.00

Staff recommends approving the bid from Satterlee Plumbing and Heating in the amount of \$74,895.00.

Councilman Collinsworth made a motion to Approve Satterlee Plumbing and Heating in the amount of \$74,895.00; Councilwoman Robinson seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

NEW BUSINESS

Bill No. 2022-76: FY22 Budget Amendment

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, PROVIDING THAT THE REVENUES AND EXPENDITURES BUDGET BE AMENDED FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022.

Attorney Paul read Bill No. 2022-76 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-76: FY22 Budget

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Amendment; Councilman Cobb seconded.

City Manager Kennedy addressed the Council stating that the Finance Director was unable to make it to the meeting tonight, however this budget amendment is to clean up the FY22 budget for the audit the beginning of the month.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Bill No. 2022-77: FY23 Budget Amendment

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, PROVIDING THAT THE REVENUES AND EXPENDITURES BUDGET BE AMENDED FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023.

Attorney Paul read Bill No. 2022-77 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-77: FY23 Budget Amendment; Councilwoman Humphrey seconded.

City Manager Kennedy addressed the Council stating that this budget amendment is to update the FY23 budget to reflect open purchase orders and capitol items not finalized in the FY22 budget.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Bill No. 2022-83: Work authorization agreement with Allgeier Martin for a water rate study

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement with Allgeier, Martin and Associates, Inc., a Missouri Corporation, for the purpose of providing engineering services related to a water utility rate study for the not to exceed price of Thirty Thousand and 00/100 Dollars (\$30,000.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-83 in title only.

Councilwoman Thomas made a motion to Approve and Discuss Bill No. 2022-83: Work Auth. with Allgeier Martin for a Water Rate Study; Councilwoman Humphrey seconded.

Public Works Director Siler addressed the Council stating that the purpose of this agenda item is to seek council approval of an agreement with Allgeier, Martin to conduct a water rate study. This study will include calculations for operational costs, needed maintenance, replacement schedules for the future needs, and options

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for future rate increases. Each agreement has a dollar amount shown for the max ceiling cost. The water study max amount is \$30,000.00.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Bill No. 2022-84: Work authorization agreement with Allgeier Martin for a wastewater rate study

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement with Allgeier, Martin and Associates, Inc., a Missouri Corporation, for the purpose of providing engineering services related to a wastewater utility rate study for the not to exceed price of Twenty Thousand and 00/100 Dollars (\$20,000.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-84 in title only.

Councilwoman Thomas made a motion to Approve and Discuss Bill No. 2022-84: Work Auth. with Allgeier Martin for Wastewater Rate Study; Councilman Collinsworth seconded.

Public Works Director Siler addressed the Council stating that the purpose of this agenda item is to seek council approval of an agreement with Allgeier, Martin to conduct a wastewater rate study. This study will include calculations for operational costs, needed maintenance, replacement schedules for the future needs, and options for future rate increases. Each agreement has a dollar amount shown for the max ceiling cost. The wastewater study max amount is \$20,000.00.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Bill No. 2022-85: Special Use Permit Amendment for Section 405.180 for Government Entities

AN ORDINANCE amending Section 405.180 Special Use, by repealing Section 405.180, and enacting a new Section 405.180 in lieu thereof.

Attorney Paul read Bill No. 2022-85 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-85 SUP Amendment for Section 405.180; Councilwoman Humphrey seconded.

Development Services Director Leavens addressed the City Council stating that the purpose of this agenda item is to modify the city code section 405.180 involving Special Use Permits to extend the period that a SUP may be issued to a political subdivision of the State of Missouri in increments of up to ten (10) years.

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Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Amendment to the electric service agreement with Liberty Utilities

Public Works Director Siler addressed the City Council stating that this is to make amendments to the Liberty Utilities Contract, as follows:

1932 Sherry Lea Drive monthly decrease -\$1.79

Councilman Collinsworth made a motion to Approve the amendment to the Liberty Utilities Agreement; Councilwoman Robinson seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

Irrevocable Consent for Annexation for 1297 N Business 49

Development Services Director Leavens addressed the Council stating that the property located at 1297 N. Business 49 also the location of Skateland, is requesting to connect to the city water system.

Councilman Collinsworth made a motion to Approve the Irrevocable Consent for Annexation for 1297 N. Business 49; Councilwoman Robinson seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

National Fire Safety Council Permission

Fire Chief Houk addressed the City Council stating that the purpose of this agenda item is to request permission for the National Fire Safety Council to send letters to businesses in the Neosho Fire Department service area requesting voluntary donations to support the fire prevention program put on by the City of Neosho. The fire safety program will not only be targeted at children but will also be a useful tool for all the population we serve, from children to senior adults. The average cost of a program is \$6,000.

Councilman Collinsworth made a motion to Approve the City of Neosho to be a part of the National Fire Safety Council; Councilwoman Humphrey seconded.

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Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

Abstain: None

Passed.

REPORT OF CITY OFFICERS

City Manager Kennedy addressed the City Council about the Lime Kiln Dam Ribbon Cutting this Saturday at noon and land learning will also be doing planting of trees and teaching on Friday and Saturday.

City Manager Kennedy asked for direction regarding the code for licenses and 605.040 bonding and how council would like to see this code written. The prevailing wage kicks in at \$75,000 and any project that exceeds \$75,000 should be bonded to the City.

The Council needs to give us a hardline amount to put into the ordinance code.

By a consensus of the Council to see the floor of this ordinance be at \$25,000.

ADJOURN

There being no further business to come before the Council, Mayor DeWitt asked for a motion to adjourn.

Councilwoman Thomas made a motion to Adjourn; Councilman Collinsworth seconded.

Roll call vote:

Yes: Carl Cobb, Angela Thomas, Charles Collinsworth, Julie Humphrey, Ashton Robinson, Tyler DeWitt

No: None

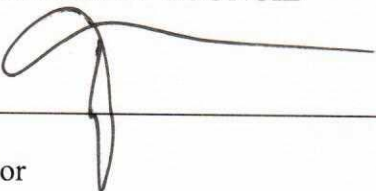
Abstain: None

Passed.

Mayor DeWitt adjourned the November 1, 2022 Council Meeting at 7:42 p.m.

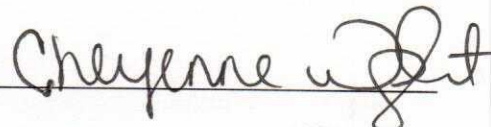
APPROVED

NEOSHO CITY COUNCIL



Mayor

ATTEST



City Clerk

