

MINUTES
NEOSHO CITY COUNCIL
November 15, 2022 - 7:00 PM
Neosho Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

David Moore 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:

Richard Davidson, Tyler Dewitt, Julie Humphrey, Charles Collinsworth, Ashton Robinson, Carl Cobb, Angela Thomas

COUNCIL ABSENT:

None Were Absent.

CITY OFFICERS PRESENT:

David Kennedy, City Manager; Jordan Paul, City Attorney; and Cheyenne Wright, City Clerk-minutes taken by City Clerk

APPROVAL OF AGENDA

Mayor DeWitt asked to amend the agenda to include the Letter of Support for the YMCA.

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

Roll call vote:

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

No: None

Abstain: None

Passed.

CONSENT AGENDA

Councilwoman Robinson made a motion to Approve the Consent Agenda; Councilwoman Humphrey seconded.

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Bill No. 2022-77 FY23 Budget Amendment

Bill No. 2022-83 Work Authorization Agreement with Allgeier, Martin & Associates for a Water Rate Study

Bill No. 2022-84 Work Authorization Agreement with Allgeier, Martin & Associates for a Wastewater Rate Study

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

Roll call vote:

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

No: None

Abstain: None

Passed.

PROCLAMATION

November Business of the Month for Kelly Anderson Group

November Business of the Month Proclamation read in its entirety by City Clerk Wright.

VISITOR'S BUSINESS

Anna Turney - Friends of the Park Presenting Donated Funds

Anna Turney, with Friends of the Park, presented Parks and Recreation Director Balls with a donation of \$5,000.00 from the Neosho Masonic Lodge for Scenic Park.

NEW BUSINESS

Public Hearing for Bill No. 2022-90 Greens III Final Plat

Mayor DeWitt opened the public hearing for Bill No. 2022-90 at 7:06 p.m.

Jacob Lett with Schuber Mitchell Homes was present to answer any questions anyone may have.

Mayor DeWitt closed the public hearing for Bill No. 2022-90 at 7:07 p.m.

Bill No. 2022-90 Greens III Final Plat

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, ACCEPTING AND APPROVING THE FINAL PLAT OF THE GREENS III SUBDIVISION, A SUBDIVISION OF THE CIT OF NEOSHO, NEWTON COUNTY, MISSOURI.

Attorney Paul read Bill No. 2022-90 in title only.

Councilwoman Thomas made a motion to Approve and Discuss Bill No. 2022-90 Greens III Final Plat; Councilman Cobb seconded.

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Development Services Director Leavens addressed the Council stating that the purpose of this agenda item is to seek council's approval of the final plat for Greens III. This final plat has been reviewed by various city departments, inspector and accepted by the planning and zoning committee. This Schubert Mitchell addition is located at the intersection of Eagle Drive and Waldo Hatler Memorial Drive at the entrance of Greens II subdivision.

Roll call vote:

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

No: None

Abstain: None

Passed.

Public Hearing for Bill No. 2022-91 Special Use Permit for 1720 S. High Street for Neosho School District-Daycare

Mayor DeWitt opened the public hearing for Bill No. 2022-91 at 7:09 p.m.

Jim Cummins was present to answer any questions the Council or citizens may have.

Mayor DeWitt closed the public hearing for Bill No. 2022-91 at 7:10 p.m.

Bill No. 2022-91 Special Use Permit for 1720 S. High St. for Neosho School District-Daycare

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, GRANTING A SPECIAL USE PERMIT TO NEOSHO SCHOOL DISTRICT TO OPERATE A CHILD DAYCARE AT 1720 S. HIGH STREET, NEOSHO, MISSOURI.

Attorney Paul read Bill No. 2022-91 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-91 SUP for 1720 S. High Street; Councilwoman Humphrey seconded.

Development Services Director Leavens addressed the council stating that the purpose of this agenda item is to seek approval of the Special Use Permit at 1720 S. High Street for the Neosho School District for a daycare. The Planning and Zoning Commission voted to approve this special use permit with a 4-yes and 1-no.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-86 Contract Renewal with Blue Valley Public Safety

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement for maintenance with Blue Valley Public Safety, Inc., a Missouri Corporation, for the purpose of maintaining and repairing outdoor

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warning sirens for the not to exceed price of Twelve Thousand Two Hundred Seventy-Six and 00/100 Dollars (\$12,276.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-86 in title only.

Councilman Collinsworth made a motion to Approve and Discuss Bill No. 2022-86 Contract Renewal with Blue Valley Public Safety; Councilman Cobb seconded.

Fire Chief Houk addressed the Council stating that the purpose of this agenda is to seek council's approval for the renewal of the annual contract with Blue Valley Public Safety for the maintenance of the storm sirens.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-87 Amending Section 605.040 Certain Insurance Policies

AN ORDINANCE amending Section 605.040 Certain Insurance Policies, Etc., Required Before Issuance of Licenses for Plumbers, Electricians, Contractors, and Subcontractors by repealing Section 605.040 and enacting a new Section 605.040 in lieu thereof.

Attorney Paul read Bill No. 2022-87 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-87 Amending Section 605.040 Certain Insurance Policies; Councilman Cobb seconded.

Attorney Paul presented this item regarding the performance and payment bond. This ordinance is to update section 3.b of city code section 605.040 certain insurance policies required before issuance of license for plumbers, electricians, contractors, and subcontractors. This would require that a performance bond be required for city projects in excess of \$50,000.00.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-88 Amendment to the Agreement Between Freeman Health System and City of Neosho

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Amended Agreement with Freeman-Oak Hill Health System, a Missouri Nonprofit Corporation, d/b/a Freeman Health System, for the purpose of providing occupational health services; and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

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Attorney Paul read Bill No. 2022-88 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-88 Amendment to the Agreement with Freeman Occumed; Councilman Collinsworth seconded.

Human Resources Director Muhic addressed the Council stating that the purpose of this agenda item is to seek approval of the amended contract with Freeman Health System Occumed. As a result of higher operating costs driven by current market conditions, Freeman OccuMed services will see a 10% increase in price effective November 1, 2022, which will increase the current rates that the City of Neosho pays. Freeman would like to demonstrate their appreciation for our long-term partnership and they are offering us an increase in our corporate occupational health services discount from 22% to 28% to help offset future costs.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-89 City of Neosho Wastewater Treatment Evaluation

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 treatment evaluation for the not to exceed price of Sixty Thousand and 00/100 Dollars (\$60,000.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-89 in title only.

Councilman Cobb made a motion to Approve and Discuss Bill No. 2022-89 City of Neosho Wastewater Treatment Evaluation; Councilman Collinsworth seconded.

Alliance Water Resources Manager, Ken Brady, presented this item to the City Council seeking approval to enter into an agreement with Allgeier, Martin and Associates for services related to the evaluation of our wastewater treatment system. This would be for a review of the wastewater influent and effluent data to estimate current demand and projection for future demand.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-92 Agreement with Satterlee Heating and Air-City Hall HVAC Replacement

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement for Construction Services with Satterlee Plumbing, HVAC & Mechanical Contracting Co., LLC, a Missouri Limited Liability Company, for the purpose of removing and replacing the HVAC system at Neosho City Hall for the not to

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exceed price of Contractor Thirty Four Thousand Six Hundred Fifty (\$34,650.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-92 in title only.

Councilman Collinsworth made a motion to Approve and Discuss Bill No. 2022-92 Agreement with Satterlee Heating & Air-HVAC City Hall; Councilman Cobb seconded.

City Manager Kennedy addressed the Council requesting approval for the contract with Satterlee Plumbing and Air for the HVAC replacement at City Hall.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-93 Agreement with Satterlee Heating and Air-Senior Center HVAC Replacement

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement for Construction Services with Satterlee Plumbing, HVAC & Mechanical Contracting Co., LLC, a Missouri Limited Liability Company, for the purpose of removing and replacing the HVAC system at the Neosho Senior Center for the not to exceed price of Seventy-Four Thousand Eight Hundred Ninety Five Dollars (\$74,895.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

Attorney Paul read Bill No. 2022-93 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Bill No. 2022-93 Agreement with Satterlee Heating & Air-HVAC Senior Center; Councilwoman Humphrey seconded.

City Manager Kennedy addressed the Council requesting approval for the contract with Satterlee Plumbing and Air for the HVAC replacement at the Senior Center.

Roll call vote:

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

No: None

Abstain: None

Passed.

Bill No. 2022-94 Phase II Bike Trail Contract with American Ramp Company

AN ORDINANCE authorizing the City of Neosho, Missouri, to enter into an Agreement for Construction Services with American Ramp Company, a Missouri Corporation, for the purpose of constructing a bike park at Morse Park for the not to exceed price of One Hundred Fifty-Nine Thousand and 00/100 Dollars (\$159,000.00); and authorizing the Mayor to execute the same by and on behalf of the City of Neosho.

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Attorney Paul read Bill No. 2022-94 in title only.

Councilman Collinsworth made a motion to Approve and Discuss Bill No. 2022-94 Phase II Bike Trail Contract with American Ramp Company; Councilwoman Humphrey seconded.

Parks and Recreation Director Balls presented this item to council seeking approval for the contract with American Ramp Company for Phase II of the mountain bike trails at Morse Park.

Roll call vote:

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

No: None

Abstain: None

Passed.

Resolution Bill No. 2022-16 LWCF Grant Scenic Park

A RESOLUTION OF THE CITY OF NEOSHO, MISSOURI, STATING INTENT TO SEEK FUNDING THROUGH THE LAND AND WASTER CONSERVATIONFUND PROGRAM AND AUTHORIZING DAVID KENNEDY TO SIGN ALL GRANT APPLICATION DOCUMENTS IN AN ATTEMPT TO SECURE FUNDING.

Attorney Paul read Resolution Bill No. 2022-16 in title only.

Councilwoman Robinson made a motion to Approve and Discuss Resolution Bill No. 2022-16 LWCF Grant Scenic Park; Councilman Cobb seconded.

Development Services Director Leavens presented this item to Council seeking approval to authorize the City Manager to sign documents for LWCF Scenic Park, including playground equipment grant and park upgrades.

Roll call vote:

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

No: None

Abstain: None

Passed.

Resolution Bill No. 2022-17 Donation of Animal Abuse Reward Funds

A RESOLUTION authorizing the City of Neosho, Missouri, to donate reward funds in the amount of Nineteen Thousand Eight Hundred Thirty-Two and 00/100 Dollars (\$19,832.00) to Faithful Friends Animal Advocates, Inc., a Missouri Nonprofit Corporation.

Attorney Paul read Resolution Bill No. 2022-17 in title only.

Councilwoman Thomas made a motion to Approve and Discuss Resolution Bill No. 2022-17 Donation of Animal Abuse Reward Funds; Councilwoman Humphrey seconded.

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Police Chief Baird addressed the Council stating that in 2019 an animal abuse case was investigated that drew national attention. Reward funds for the arrest of a suspect were donated to the city by individuals all over the nation. It was made clear to the donors that if no suspect was arrested/convicted, then the funds would be donated to a local animal shelter. In 2022, the statute of limitations on the case passed with no suspect arrested. The total funds collected were \$19,832.00. This resolution is to donate these funds to Faithful Friends Animal Shelter, which is the closest animal shelter to Neosho, just outside the city limits.

Roll call vote:

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

No: None

Abstain: None

Passed.

Amendment to the Electric Service Agreement with Liberty Utilities

Public Works Director Siler addressed the Council stating that the purpose of this agenda item is to seek approval for the amendments to the Liberty Utilities Contract as follows:

Councilman Cobb made a motion to Approve the Amendments to the Liberty Utilities Contract, as presented by Staff; Councilwoman Thomas seconded.

Public Works Director Siler addressed the Council stating that there are ten amendments to the Liberty Utilities contract, as follows:

Pineville and Glenview monthly increase \$0.76

Davis and Patterson monthly increase \$0.76

1809 Rachel Drive monthly decrease -\$1.79

398 N College monthly decrease -\$4.17

201 N College monthly decrease -\$4.17

2802 Neosho Heights monthly decrease -\$1.79

906 Summit Street monthly decrease -\$1.79

Pineville and Daugherty monthly decrease -\$0.76

321 Hamilton monthly decrease -\$1.79

109 W Main monthly decrease -\$7.96

Total Decrease of -\$21.18

Roll call vote:

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

No: None

Abstain: None

Passed.

Letter of Support for Neosho Habitat for Humanity

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City Manager Kennedy addressed the Council stating that the purpose of this agenda item is to seek council's approval for the Mayor to sign a letter of support for Neosho Area Habitat for Humanity regarding their application for the Community Revitalization funds available through a DED grant.

Councilwoman Thomas made a motion to Approve the Letter of Support for Neosho Habitat for Humanity ; Councilman Cobb seconded.

Roll call vote:

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

No: None

Abstain: None

Passed.

Letter of Support for YMCA

City Clerk Wright addressed the the Council stating that the purpose of this agenda item is to request council's approval to allow the Mayor to sign a letter of support for the YMCA to apply for a grant for ARPA funds through the state.

Councilwoman Robinson made a motion to Approve the Letter of Support for the YMCA; Councilman Cobb seconded.

Roll call vote:

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

No: None

Abstain: None

Passed.

APPOINTMENTS AND VACANCIES

Historic District Commission

- 1. David Sims Letter of Reappointment**
- 2. Suzie Crosno Letter of Reappointment**

City Clerk Wright stated that both of these letters are for reappointment and no other applications have come in for these positions.

Councilman Collinsworth made a motion to Motion to Reappoint David Sims and Suzie Crosno to the Historic District Commission; Councilwoman Humphrey seconded.

Roll call vote:

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

No: None

Abstain: None

Passed.

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Senior Citizen Committee

- 1. Janet Penn Letter of Interest**
- 2. Daniel Wood Letter of Interest**

City Clerk Wright stated that there were two openings on this board, as of October 31, 2022. The two members that were on the board were sent expiration letters and neither sent letters requesting to stay on this board. There were two letters received requesting to serve on this board, one from Janet Penn and one from Daniel Wood. These two citizens spend time at the Senior Center.

Councilman Cobb made a motion to Motion to Appoint Janet Penn and Daniel Wood to the Senior Center Committee; Councilman Collinsworth seconded.

Roll call vote:

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

No: None

Abstain: None

Passed.

REPORT OF CITY OFFICERS

City Manager Kennedy stated that we received information on the ARPA Grants. There was one denied for drinking water, approved for stormwater and wastewater is pending.

Pictures of the Bridge

Parks and Recreation Manager Balls addressed the Council regarding the bridge that was to be used for the RTP Grant. This bridge is in ill-repair. We did estimate the cost of this bridge at around \$20,000. A new bridge would cost \$75,000 to \$100,000. This is a 50ft bridge and was inspected a year ago by the past Parks and Rec Director. However, the bridge was not really looked over thoroughly.

CLOSED SESSION

Mayor DeWitt asked for a motion to go into closed session under:

Section 610.021 (1) RSMo...Legal actions, causes of action of litigation involving a public governmental body and any confidential or privileged communications between public governmental body or its representatives and its attorneys.

Section 610.021 (2) RSMo...Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Councilwoman Thomas made a motion to Motion to go into Closed Session; Councilman Cobb seconded.

Roll call vote:

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

No: None

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Abstain: None
Passed.

Mayor DeWitt closed the open session at 7:42 p.m.

Mayor DeWitt came back into open session at 8:26 p.m. and announced that there were no votes taken.

ADJOURN

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

Councilman Cobb made a motion to adjourn; Councilwoman Humphrey seconded.

Roll call vote:

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

No: None

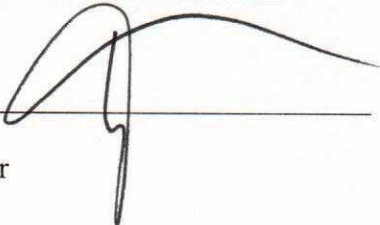
Abstain: None

Passed.

Mayor DeWitt adjourned the November 15, 2022 City Council Meeting at 8:27 p.m.

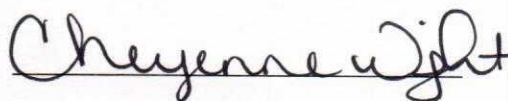
APPROVED

NEOSHO CITY COUNCIL



Mayor

ATTEST



City Clerk