

**MINUTES**  
**NEOSHO CITY COUNCIL**  
**June 7, 2022 – 7:00 p.m.**  
**Neosho Council Chambers**  
**203 E. Main St., Neosho, MO**

**OPEN & CALL TO ORDER**

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

**OPENING PRAYER & PLEDGE OF ALLEGIANCE**

Ken Robinson gave the opening prayer and Mayor DeWitt led the Pledge of Allegiance.

**ROLL CALL**

COUNCIL PRESENT:

Carl Cobb, Charles Collinsworth, Richard Davidson, Tyler DeWitt, Julie Humphrey, Ashton Robinson, and Angela Thomas were present.

COUNCIL ABSENT:

None were absent.

CITY OFFICERS PRESENT:

Jordan Paul, City Attorney; David Kennedy, City Manager; Cheyenne Wright, City Clerk. Minutes taken by City Clerk.

**APPROVAL OF AGENDA**

Councilman Davidson made a motion to approve the agenda; Councilwoman Humphrey seconded.

**Roll Call Vote:**

Carl Cobb – Yes  
Charles Collinsworth - Yes  
Richard Davidson – Yes  
Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
*Motion carried.*

**CONSENT AGENDA**

Councilman Davidson made a motion to approve and Consent the Agenda to include the following items:  
May 17, 2022 Open Session Council Minutes  
May 26, 2022 Special Session Council Minutes  
Bill No. 2022-44: Contract with Blevins Construction  
Councilwoman Thomas seconded.

**Roll Call Vote:**

Charles Collinsworth - Yes  
Richard Davidson – Yes

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Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
*Motion carried.*

**UNFINISHED BUSINESS**

**Bill No. 2022-40: Rezoning for Timber Valley Estates from R-1 to R-2**

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, REZONING THE REAL PROPERTY DESCRIBED BELOW, GENERALLY LOCATED BETWEEN 925 AND 945 BAXTER STREET, FROM R-1, FIRST DWELLING HOUSE DISTRICT, TO R-2, SECOND DWELLING HOUSE DISTRICT.

*Bill No. 2022-40 was read in title only by Attorney Paul.*

Councilwoman Thomas made a motion to approve and discuss Bill No. 2022-40: Rezoning for Timber Valley Estates from R-1 to R-2; Councilwoman Humphrey seconded.

Development Services Director Leavens addressed the Council stating that the developer and property owner that spoke under the public hearing during the May 17<sup>th</sup> Council Meeting have come to an agreement that they were both happy with.

**Roll Call Vote:**

Richard Davidson – Yes  
Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
Charles Collinsworth - Yes  
*Motion carried.*

**Bill No. 2022-41: Final Plat for Timber Valley Estates**

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, ACCEPTING AND APPROVING THE FINAL PLAT OF TIMBER VALLEY ESTATES II SUBDIVISION, A SUBDIVISION OF THE CITY OF NEOSHO, NEWTON COUNTY, MISSOURI.

*Bill No. 2022-41 was read in title only by Attorney Paul.*

Councilman Collinsworth made a motion to approve and discuss Bill No. 2022-41: Final Plat for Timber Valley Estates; Councilman Cobb seconded.

Development Services Director Leavens addressed the Council stating that this plat does not reflect the changes discussed with the property owner.

Staff recommends the approval of the final plat for Timber Valley Estates II.

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### **Roll Call Vote:**

Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
Charles Collinsworth - Yes  
Richard Davidson – Yes  
*Motion carried.*

Attorney Paul asked for these comments to be put in the minutes record: *The owner's certificate and dedication says said land has been subdivided as shown here on, streets and easements are relinquished and dedicated to the public.* I want the record to show that even though this reflects a storm drainage easement, however this does not mean the City will be taking over maintenance of the retention ponds and storm drainage. This was also discussed during the May 17, 2022 Council Meeting and Frog Pond Endeavors was asked by Council if they were expecting the City to take the retention ponds over, to which they stated no.

### **VISITOR'S BUSINESS**

There was no one present for visitor's business.

### **INTRODUCTION OF NEW RESOLUTIONS**

#### **Resolution Bill No. 2022-09: Authorization for filing of DNR ARPA Grant (Stormwater Projects)**

A RESOLUTION authorizing the filing of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the U.S. Department of the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act, (Pub. L, No, 117-2 (March 11, 2021), 135 Stat. 4, 223-26.

*Resolution Bill No. 2022-09 was read in title only by Attorney Paul.*

Councilman Collinsworth made a motion to approve and discuss Resolution Bill No. 2022-09: Authorization for filing of DNR ARPA Grant (Stormwater Projects); Councilwoman Robinson seconded.

Development Services Director Leavens addressed the Council stating that the purpose of this resolution is to seek Council's approval of filing an ARPA grant through DNR for the stormwater project at School Branch and Lafayette Street.

### **Roll Call Vote:**

Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
Charles Collinsworth - Yes  
Richard Davidson – Yes  
Tyler DeWitt – Yes  
*Motion carried.*

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### **Resolution Bill No. 2022-10: Authorization for filing of DNR ARPA Grant (Buffalo Creek lift station)**

A RESOLUTION authorizing the filing of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the U.S. Department of the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act, (Pub. L, No, 117-2 (March 11, 2021), 135 Stat. 4, 223-26.

*Resolution Bill No. 2022-10 was read in title only by Attorney Paul.*

Councilwoman Thomas made a motion to approve and discuss Resolution Bill No. 2022-09: Authorization for filing of DNR ARPA Grant (Buffalo Creek lift station); Councilwoman Robinson seconded.

Development Services Director Leavens addressed the Council stating that the purpose of this resolution is to seek Council's approval of filing an ARPA grant through DNR for the Buffalo Creek lift station for updates and repairs.

#### **Roll Call Vote:**

Ashton Robinson – Yes

Angela Thomas – Yes

Carl Cobb – Yes

Charles Collinsworth - Yes

Richard Davidson – Yes

Tyler DeWitt – Yes

Julie Humphrey – Yes

*Motion carried.*

### **Resolution Bill No. 2022-11: Authorization for filing of DNR ARPA Grant (Water Distribution System)**

A RESOLUTION authorizing the filing of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the U.S. Department of the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act, (Pub. L, No, 117-2 (March 11, 2021), 135 Stat. 4, 223-26.

*Resolution Bill No. 2022-11 was read in title only by Attorney Paul.*

Councilman Cobb made a motion to approve and discuss Resolution Bill No. 2022-09: Authorization for filing of DNR ARPA Grant (Buffalo Creek lift station); Councilwoman Robinson seconded.

Development Services Director Leavens addressed the Council stating that the purpose of this resolution is to seek Council's approval of filing an ARPA grant through DNR for water distribution system improvements.

#### **Roll Call Vote:**

Angela Thomas – Yes

Carl Cobb – Yes

Charles Collinsworth - Yes

Richard Davidson – Yes

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Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
*Motion carried.*

### **NEW BUSINESS**

#### **ARPA Grant Local Match Percentage**

Public Works Director Siler addressed the Council stating that the purpose of this agenda item is to explain the funding for the Resolutions that were just presented. The Department of Natural Resources put out information to apply for ARPA Infrastructure grants. Staff is seeking guidance for the percentage of local match money to be used. These grants will be available in drinking water, storm water, wastewater, and lead service line inventory. There is a max grant of five million dollars for drinking water, storm water, wastewater and five hundred thousand available for lead service line inventory. These grants require a minimum of one dollar match. The grant applications will be scored in multiple categories according to their criteria. The local match is scored in the following: 1% match receives 0 points, 1-10% receives 2 points, 10-20% receives 3 points while greater than 20% receives 5 points, the max number of available points. Staff is requesting 21% match would be \$1,329,114.00. The total amount for these three projects would be \$6,329,114.00.

Councilwoman Thomas made a motion to approve the amount of cash on hand percentage of 21% as presented by staff; Councilman Cobb seconded.

#### **Roll Call Vote:**

Carl Cobb – Yes  
Charles Collinsworth - Yes  
Richard Davidson – Yes  
Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
*Motion carried.*

### **REPORT OF CITY OFFICERS**

Parks and Recreation Director Dalbom addressed the Council updating them on the progress of the Golf Course.

Parks and Recreation Director Dalbom also updated the Council on the issues that have arisen at the Neosho Municipal Pool and how staff is collaborating with Titan Aquatics to correct the issues to reopen the pool.

### **CLOSED**

Mayor DeWitt asked for a motion to go into closed and Councilman Davidson made a motion to go into closed session under  
Section 610.021 (1) RSMo...Legal actions, causes of action or 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.

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Councilwoman Thomas seconded.

**Roll Call Vote:**

Charles Collinsworth - Yes  
Richard Davidson – Yes  
Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
*Motion carried.*

Mayor DeWitt closed the meeting at 7:49 p.m.

The meeting reconvened in regular session at 8:21 p.m. and announced that no votes were taken.

**ADJOURN**

Mayor DeWitt asked if there was any further business to come before Council, with no response, he asked for a motion to adjourn; a motion was made by Councilman Cobb; seconded by Councilman Collinsworth.

**Roll Call Vote:**

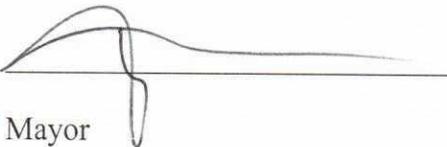
Richard Davidson – Yes  
Tyler DeWitt – Yes  
Julie Humphrey – Yes  
Ashton Robinson – Yes  
Angela Thomas – Yes  
Carl Cobb – Yes  
Charles Collinsworth - Yes  
*Motion carried.*

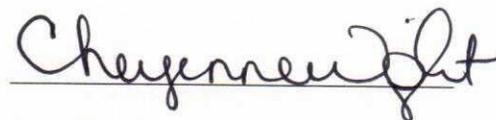
Mayor DeWitt adjourned the regular session meeting at 8:22 p.m.

APPROVED

ATTEST

NEOSHO CITY COUNCIL

  
Mayor

  
City Clerk

