

**COUNCIL AGENDA
CITY OF CARTHAGE, MISSOURI
TUESDAY, APRIL 9, 2019
6:30 P.M. – COUNCIL CHAMBERS**

1. Call to Order
2. Invocation
3. Pledge of Allegiance to Flag
4. Calling of the Roll
5. Reading and Consideration of Minutes of Previous Meeting
6. Presentations/Proclamations
 - Brady Beckham
 - Donal Myers Day

7. Public Comments

(Each person addressing the Council shall state their name and address or the organization or firm represented and is limited to no more than five (5) minutes. The time may be extended by the chair if deemed necessary. Once a person has had their say on a particular issue they are not permitted to once again speak on the issue unless called to answer any further questions by the Council or Chair)

8. Reports of Standing Committees
9. Reports from Special Committees and Board Liaisons
10. Report of the Mayor

11. Reports/Remarks of Councilmembers

(Each Councilmember is limited to no more than two (2) minutes. The time may be extended by the Chair if deemed necessary. Once a Councilmember has had their say on a particular issue they are not permitted to once again speak on the issue unless permitted by the Chair)

12. Administrative Reports
13. Report of Claims Presented Against the City
14. Public Hearings
 - Public Hearing on Annexation

15. Old Business

1. **C.B. 19-12** – An Ordinance authorizing the Mayor to enter into a contract with the Fair Acres Family YMCA, Inc., for Aquatic Facility Management at Municipal Park. (Public Services)
2. **C.B. 19-13** – An Ordinance changing fees at the Carthage Municipal Golf Course. (Public Services)
3. **C.B. 19-14** – An Ordinance authorizing the Mayor to execute an Agreement between the City of Carthage, Missouri and the Missouri Highway and

Transportation Commission providing for a Transportation Alternatives Funds Program Agreement ((TAP-1601(703)) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement. (Public Works)

4. **Election Results** – Motion to Approve
5. **Adjourn Old Council**

*****SHORT RECESS*****

16. New Business

1. Oath of Office
2. Roll Call
3. Mayor's Committee and Board Liaison Appointments
4. Election of Mayor Pro Tem
5. **C.B. 19-15** – An Ordinance annexing certain adjacent territory into the City of Carthage, Jasper County, Missouri. (Planning & Zoning)

17. Mayor's Appointments

18. Resolutions

19. Closing Comments

20. Executive Session

21. Adjournment

PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OR 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING

MINUTES OF THE MEETING OF THE CITY COUNCIL
CITY OF CARTHAGE, MISSOURI
March 26, 2019

The Carthage City Council met in regular session on the above date at 6:30 P.M. in the City Hall Council Chambers with Mayor Dan Rife presiding. Fire Chief Roger Williams gave the invocation and Police Chief Greg Dagnan led the flag salute.

The following Council Members answered roll call: Ray West, Ceri Otero, Mike Daugherty, Alan Snow, Darren Collier, Brady Beckham, Kirby Newport, James Harrison, Juan Topete and David Armstrong. City Administrator Tom Short and City Attorney Nate Dally were present.

The following Department Heads were present: Police Chief Greg Dagnan, Fire Chief Roger Williams, Public Works Director Zeb Carney, Parks Director Alan Bull and City Clerk Traci Cox. Fire Chief Roger Williams left the meeting after the flag salute.

Mr. Daugherty made a motion, seconded by Mr. Harrison, to approve the minutes of the March 12, 2019 Council Meeting. Motion carried unanimously.

During Citizen's Participation Period: Mark Elliff, President of the Chamber of Commerce and Economic Development Director, apologized for not having Student Government Day and suggested it be moved to February next year. Rachel Beckett, 321 Boggess Drive, was present to discuss three dogs in her parents neighborhood that had killed three cats on separate occasions. The owners of the three dogs have been ticketed but have not yet appeared in court. Ms. Beckett stated they have security camera photos of the dogs running at large and felt something should be done to remove the dogs before they killed another pet.

Mr. Collier reported the Budget, Ways and Means Committee was between meetings with the next meeting scheduled for April 8.

Ms. Otero reported the Committee on Insurance/Audit and Claims met on this date in the Council Chambers and approved the claims.

Mr. Harrison reported the Public Safety Committee met March 18. Mr. Harrison made a motion, seconded by Mr. Newport, to approve the request by First Christian Church for closing the 800 block of Main Street from 6-10 a.m, and in the event of inclement weather, the closings of the 800 block of Main between the main building and the Lighthouse building from 6:00 a.m. to 3:00 p.m., 9th Street between Main and Lyon from 6:00 a.m. to 3:00 p.m. and Chestnut Street between Lyon and Main from 12-3 p.m, and to allow vehicles to back into parking spaces. Motion carried. Mr. Harrison made a motion, seconded by Mr. Collier, to approve the street closings for Maple Leaf on October 19 as in years past with the addition of . Motion carried. Mr. Harrison made a motion, seconded by Mr. Collier, to approve the request by YMCA 5K run to close George E Phelps and Airport Drive between Grand and Fulton and provide police assistance on October 18 at 6:00 p.m. Motion carried. Mr. Harrison made a motion, seconded by Mr. Armstrong, to

close and vacate 7th Street from Garrison to Lyon from midnight May 31 to midnight June 1 for the Relay for Life event to be held in Central Park. Motion carried. Mr. Harrison made a motion, seconded by Mr. Daugherty, to approve street closures in Kellogg Lake on July 19-20 and suspend the noise ordinance on Friday, July 19 from 5-12 p.m. for the homemade paddle boat race event contingent upon obtaining event insurance. Motion carried. Mr. Harrison made a motion, seconded by Mr. Newport, to close Grant and Main Streets from 2nd to 5th, 3rd Street from Grant to Main and also all cars to back into parking spaces for the Maple Leaf Cruise Night on October 18. Motion carried.

Mr. Beckham reported the Public Services Committee met March 19. Wendi Douglas representing Carthage Arts Council is requesting use of Central Park on April 13 from 10:00 a.m. to 5:00 p.m. Mr. Beckham made a motion, seconded by Mr. Armstrong, to allow Carthage Arts Council to sell items in Central Park and the City to provide tables and trash cans for the event. Motion carried. Kip Smith was present to discuss the paddle boat race to be held July 19-20 at Kellogg Lake. Mr. Beckham made a motion, seconded by Mr. Snow, to approve the use of Kellogg Lake for the paddle boat race and allow the sale of food and beer if all licensing requirements are met and event insurance is obtained. The City will also provide tables and trash cans for the event. Motion carried. The contract with the YMCA for pool management was reviewed. The increase in costs can be attributed to the increase in minimum wage. The contract is being presented in C.B. 19-12. The adult softball contract was reviewed and is being presented in Resolution 1868. Obsolete golf mowers have already been designated as surplus property, and Stockton Country Club submitted a bid of \$500 for purchasing the mowers. An increase in golf fees was discussed and is being presented in C.B. 19-13. Baugh Floors was the only contractor to submit a bid for refinishing the stage floor at Memorial Hall. Mr. Beckham made a motion, seconded by Mr. Daugherty, to approve the bid of \$9,906.68 from Baugh Floors. Motion carried.

Mr. Daugherty reported the Public Works Committee is between meetings with the next meeting scheduled for April 2.

Special Committee and Board Liaison reports were given by Mr. Topete for the Tree Board and Kellogg Lake Board, Mr. Collier for the Police & Fire Pension and Carthage Water & Electric Plant Board, and Ms. Otero for the Carthage Humane Society and Harry S Truman Coordinating Council.

Mayor Dan Rife reported on budget meetings, interviews for the Parks and Recreation Director, and attendance at Gordman's grand opening. Mayor Rife discussed Resolution 1837, which approved the distribution of \$25,000 from the Hospital Trust Fund to the Carthage YMCA to establish a group to explore the possibility of an aquatic facility. A consultant has been hired by the YMCA to design an aquatic facility that would be owned by the City and operated by the YMCA. This was not approved by the council and staff will work to remedy the situation.

During Reports of Council Members, Mr. Armstrong asked that the procedures for handling of a vicious dog be clarified; how are they identified and what can council do to

fix the issue. Chief Dagnan stated the owner must be cited and found guilty. The individual discussed had not been to court so they have not been found guilty. Mr. Newport stated he would be requesting the issue be added to the next agenda of the Public Safety Committee. Mr. Collier discussed the need for a Council Work Day and the need to have Gary Markenson brought back to meet with council members. Mr. Beckham asked what the procedure was for scheduling a Work Day. Mayor Rife stated he would like members to email him discussion topics so an agenda can be prepared and a meeting scheduled.

City Attorney Nate Dally stated there had been four trials for vicious dogs this year and the owners were given time to relocate the animals when found guilty.

Police Chief Greg Dagnan stated he could get special permission from Judge Lasley to schedule trials for two weeks out. He also commended his staff for the way they handled the recent major event.

City Administrator Tom Short reported on Nikki Hill leaving HSTCC, IT offices are almost complete, a Spanish immersion class to be held in new office space at City Hall next week for police officers, the update to the city's webpage will be complete in May, interviews for the Parks and Recreation Director, the bid opening for the Memorial Hall stage floor, and meetings with department heads for the draft budget.

The Committee on Claims filed a report in the amount of \$1,801,479.81 against the following funds: General Revenue \$50,730.89, Public Health \$124,460.41, Public Safety Fund \$12,569.82, Parks Stormwater \$87,076.40, Golf Course \$1,642.29, Library \$25,000.00, Payroll \$260,615.26 and Carthage Water & Electric \$1,500,000.00. Ms. Otero made a motion, seconded by Mr. Armstrong, to accept the report and allow the claims. Motion carried.

Under old business, C.B. 19-10 – An Ordinance to amend Section 805 (06) of the Personnel Policy Manual of the City of Carthage regarding Meals was placed on second reading followed by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Beckham, Collier, Daugherty, Harrison, Newport, Otero, Snow, Topete, and West. The council bill was approved and numbered 19-12.

C.B. 19-11 – An Ordinance to amend Section 25-61 of the Carthage Code to waive, for a period of six (6) months, the established fee in the amount of one hundred dollars (\$100.00) for rezoning property within the city, and for requests for annexation of property to the city was placed on second reading followed by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Beckham, Collier, Daugherty, Harrison, Newport, Otero, Snow, Topete, and West. The council bill was approved and numbered 19-13.

Under new business, C.B. 19-12 – An Ordinance authorizing the Mayor to enter into a contract with the Fair Acres Family YMCA, Inc., for Aquatic Facility Management at Municipal Park was placed on first reading with no action taken.

C.B. 19-13 – An Ordinance changing fees at the Carthage Municipal Golf Course was placed on first reading with no action taken.

C.B. 19-14 – An Ordinance authorizing the Mayor to execute an Agreement between the City of Carthage, Missouri and the Missouri Highway and Transportation Commission providing for a Transportation Alternatives Funds Program Agreement ((TAP-1601(703)) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement was placed on first reading with no action taken.

Mr. Beckham made a motion, seconded by Mr. Harrison to approve the Mayor's appointments of Rob Harmon to the Police Personnel Administration Board until March 2023 and Mark Peterson as the Parks and Recreation Director effective June 1, 2019.

Mr. Armstrong made a motion, seconded by Mr. Collier, to divide the vote for the Mayor's appointments. Motion carried. Mr. Beckham withdrew his motion.

Mr. Newport made a motion, seconded by Mr. Harrison, to approve the Mayor's appointment of Rob Harmon to the Police Personnel Administration Board until March 2023. Motion carried.

Mr. Daugherty made a motion, seconded by Mr. Snow, to approve the Mayor's appointment of Mark Peterson as the Parks and Recreation Director effective June 1, 2019. Motion carried on a vote of 8-2 with Mr. Topete and Mr. Newport casting the nay votes.

Mr. Daugherty made a motion, seconded by Mr. Snow, to approve Resolution 1867 – A Resolution concerning annexation of Property. Resolution passed by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Beckham, Collier, Daugherty, Harrison, Newport, Otero, Snow, Topete, and West.

Mr. Armstrong made a motion, seconded by Mr. Snow, to approve Resolution 1868 – A Resolution of the City of Carthage, Missouri, authorizing the Mayor to enter into an agreement with Jonathan Goolsby for complete management of an Adult Softball Program located at Hallam Field. Resolution passed by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Beckham, Collier, Daugherty, Harrison, Newport, Otero, Snow, Topete, and West.

During closing remarks, Council members congratulated Mark Peterson on his appointment, Mr. West and Ms. Otero thanked the Chamber for hosting the Candidate Forum, Mr. Snow discussed the need for a planning session to work toward a common vision, Mr. Collier encouraged all to attend the Innovative Industries Tour, Mr. Beckham encouraged council members to do what they can to get everyone engaged in the election process and vote, and many council members discussed the need for transparency.

Mr. Armstrong made a motion to adjourn the Council Meeting. Due to last minute negotiations, Mr. Collier made a motion, seconded by Mr. Daugherty, to amend the agenda to add an emergency closed session according to Section 610.021 (2) the Agenda includes the possibility of a vote to close part of the meeting to discuss leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. Motion passed by a roll call vote of 9 yeas and 1 nays. Ayes: Armstrong, Beckham, Collier, Daugherty, Harrison, Otero, Snow, Topete, and West. Nay: Newport. Mr. Armstrong withdrew his motion. Council went into closed session at 8:02 p.m.

CLOSED SESSION

Mr. Daugherty made a motion, seconded by Mr. Collier, to return to the regular session of the Council Meeting followed by a roll call vote of 8 yeas and 2 nays. Ayes: Beckham, Collier, Daugherty, Newport, Otero, Snow, Topete, and West. Nay: Armstrong and Harrison.

Mr. Snow made a motion, seconded by Mr. Daugherty, to adjourn the regular session of the Council Meeting. Motion carried and meeting adjourned at 8:22 PM.

Dan Rife, Mayor

Traci Cox, City Clerk

***PRESENTATIONS/
PROCLAMATIONS***

PROCLAMATION

WHEREAS, Donal Myers, an avid St. Louis Cardinals fan, was raised on and worked alongside his father and brothers on his family farm outside of Everton; and

WHEREAS, Donal & Maxine Myers were married for 78 years and 51 days. Their love being one of the main factors that Donal credits for living such a long and happy life; and

WHEREAS, Donal & Maxine had one daughter, Katherine Sue (Goettel), who later gave them their only granddaughter Kendra Sue who is now a teacher at Columbian Elementary; and

WHEREAS, Donal Myers, of Myers Realty, attended Real Estate school in Springfield, MO. He later used his real estate brokers license to help ConAgra locate and purchase properties when their business expanded; and

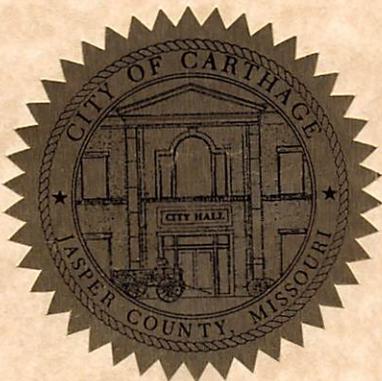
WHEREAS, Donal Myers was a member of the Masons for 65 years, a Shriner for 52 years, and a member of the Carthage Affordable Housing Task Force for more than 23 years. He was one of the original 15 on the Carthage "Train Crew"; and

NOW, THEREFORE, I, Dan Rife, Mayor of Carthage, Missouri, declare the day of March 30, 2019 as

DONAL MYERS DAY

in the City of Carthage. Further, I hereby extend my best wishes to Donal Myers and encourage his family and friends and all citizens of Carthage to do the same.

BE IT FURTHER RESOLVED, that a copy of this Proclamation be properly inscribed and presented to Donal Myers.





Dan Rife
Mayor

***PUBLIC
HEARINGS***

***OLD
BUSINESS***

COUNCIL BILL NO. 19-12

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to enter into a contract with the Fair Acres Family YMCA, Inc., for Aquatic Facility Management at Municipal Park.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI as follows:

SECTION I: SECTION I: The Mayor of the City of Carthage is hereby authorized to enter into a contract with the Fair Acres family YMCA, Inc., for Aquatic Facility Management at Municipal Park, a copy of which agreement is attached hereto and incorporated herein as if set out in full.

SECTION II: That all ordinances or parts of ordinances therefore enacted which are in conflict herewith are hereby repealed.

SECTION III: This ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2019.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

City of Carthage

2019

POOL MANAGEMENT CONTRACT

This agreement is entered into on this day _____, by and between the Fair Acres Family YMCA, Inc., a Missouri non-profit corporation (hereinafter, "FAFY"), and the City of Carthage (hereinafter, "The City").

WHEREAS, FAFY is engaged in the business of Aquatic Facility Management and,

WHEREAS, The city is the owner of two public swimming pool facilities located at 520 Roberts Ellis Young Dr., Carthage, Missouri and 714 S Garrison, Carthage, Missouri and,

WHEREAS, Owner desires to hire FAFY to manage and maintain the pool, upon the terms and conditions hereinafter set forth. The parties hereto intend that an independent contractor-employer relationship will be created by this contract. The City is interested only in the results to be achieved and the conduct and control of the work will lie solely with FAFY. FAFY is not to be considered an agent of the city for any purpose, and the employees of FAFY are not entitled to any of the benefits that the City provides for its employees, if any.

WHEREAS, it is the purpose of the City to provide, in the most efficient and effective manner, recreational facilities and programs to the residents of the City. The City believes that the scope and effectiveness of its programs can be improved by associating with the FAFY in order to utilize its training, experience and resources. The purpose of this Agreement is to outline the terms of a cooperative arrangement between the parties that is designed to increase, improve and enhance the City's recreational programs.

NOW, THEREFORE, in consideration of these premises and of the agreements hereinafter set forth, the parties agree as follows:

1. ENGAGEMENT. The owner hereby hires FAFY, and FAFY agrees to maintain and operate the pool upon the terms and conditions set forth in the Contract.

2. STAFFING REQUIREMENT. FAFY shall provide YMCA or Red Cross Certified Lifeguard(s), for the management of the pool pursuant to the terms of this contract. Pool manager will be on FAFY salary allowing a decrease in management fees. All personnel provided by FAFY shall be FAFY's employees. FAFY shall be responsible for all hiring and firing and scheduling decisions, paying the employees, providing workers compensation and unemployment insurance, and for adequate supervision and administration of the staff.

3. SCHEDULE AND FEES. The pool will be operated according to the times Set forth in Schedule A (Operational Schedule). The pool shall be opened during the hours specified unless the pool must be closed due to mechanical breakdown, unsafe weather conditions, or contamination as reasonably determined by the FAFY. In the event of unsafe weather conditions, the FAFY staff member on duty shall evacuate the pool and remain on station for 1 hour to determine if the pool may be re-opened that day. If it starts raining after 4:45pm, it will be within the lifeguard's discretion as to

whether to close or keep the pool open. The City will pay FAFY according to Schedule B (Payment schedule). Gate fees, individual and family passes, and all other special passes and fees, are set forth in Schedule C (Fee Schedule); however, The City and FAFY may modify or amend the gate and pass fees by mutually agreed upon written amendment to Schedule C.

4. INSPECTION. The FAFY administrative staff or lifeguards shall inspect the Pool on a daily basis to insure that the terms and provisions of this contract and the policies of FAFY are being properly executed.

5. POOL REGULATIONS. FAFY shall establish and enforce all pool operational procedures and regulations for safety and maintenance. FAFY shall also enforce additional regulations pertaining to the pool, as provided by the City. All FAFY personnel, the City's members, employees, and guests of the City using the pool and its environs shall follow these regulations. FAFY staff is hereby authorized to cause to be removed from the pool or its environs any individual(s) violating the pool regulations as reasonably determined by FAFY's employees, in their sole discretion. FAFY employees maintain the right to permanently remove from the pool any individual as a result of drinking/drug abuse or physical assault, etc.

The FAFY lifeguard has the last word on the pool deck and in the water. Both the FAFY and the lifeguard are held harmless with regard to any consequences arising from this termination or agreement and the lifeguard will immediately cease all activity and vacate the premises.

6. REPAIRS. If the pool must be closed while awaiting mechanical repair, the City's designated representative shall be advised as soon as practicable. FAFY's personnel will not open the pool unless all systems are operating properly. The City shall provide any reasonable repairs to the pool and the surrounding area. Any clean-up due to vandalism and/or repair due to vandalism shall be billed separately from contract and paid for by The City. FAFY shall contact the City's designated representative to arrange inspection prior to clean up. If the pool must be closed for mechanical repair that by no means does that obviate the City's duty to pay FAFY under the terms of schedule B.

7. ROUTINE MAINTENANCE. All necessary chemicals to properly maintain the pool will be supplied by FAFY. FAFY shall maintain the pool according to the regulations of the Missouri State Health. FAFY will provide paper products for the restrooms. The City will provide utilities services, including electric, sewer, trash, natural gas, and a functional, hard-wired telephone with 911 capability, and any additional fees relating to utilities for the duration of the contract to begin one week prior to pool opening. The City will remove water, clean and refill the pool with fresh city water the third week in May. FAFY will initiate the treatment and maintenance of the pool water following the City's initial spring clean-up no earlier than the third week in May.

8. HOLD HARMLESS AGREEMENT. To the fullest extent permitted by law, The FAFY agrees to indemnify, defend and hold harmless the City of Carthage, Missouri, its officers, agents, volunteers, and employees from and against all claims for bodily injuries or property damage or loss, including but not limited to attorney's fees, court costs, or other alternative dispute resolution costs, arising out of, or in any manner related to the use of the pool by the City and the City's residents, invitees, or trespassers, caused in whole or in part by the actual or alleged negligent acts, errors, or omissions of the FAFY, its officers, agents and volunteers, or anyone directly or indirectly employed or hired by the FAFY or anyone for whose acts FAFY may be liable.

To the fullest extent permitted by law, the City of Carthage agrees to indemnify, defend and hold harmless the Fair Acres Family YMCA, its officers, agents, volunteers, and employees from and against all claims for bodily injuries or property damage or loss, including but not limited to attorney's fees, court costs, or other alternative dispute resolution costs, arising out of, or in any manner related to the use of the pool by the City and the City's residents, invitees, or trespassers, caused in whole or in part by the actual or alleged negligent acts, errors, or omissions of the City of Carthage, Missouri, its officers, agents and volunteers, or anyone directly or indirectly employed or hired by the City of Carthage or anyone for whose acts the City of Carthage may be liable.

9. INSURANCE. The City shall maintain, in full force and effect during the term of this contract, a general liability insurance policy, to protect the City, in the face amount of not less than \$2,000,000. FAFY shall also maintain general liability insurance in the face amount of \$2,000,000, in full force for the duration of this contract and will provide the City with certificates of insurance, with the City of Carthage being listed as an additional insured and all proper endorsements being attached, for both general liability and workers' compensation insurance on request. In turn the City will provide the Fair Acres Family YMCA with certificates of insurance, with the Fair Acres Family YMCA being listed as an additional insured and all proper endorsements being attached, for both general liability and workers' compensation insurance on request.

10. PROGRAMMING. FAFY is solely authorized to conduct swimming instruction and water exercise programs on Mondays through Saturdays. Private parties will be scheduled by FAFY and staffed by FAFY personnel at the rate of \$125.00 for 2 hours. In general, the FAFY agrees to provide the personnel necessary to organize, publicize, manage and operate the City's swimming pool facilities. Also, the FAFY agrees to be liable for the operating costs incurred by these programs. Carthage summer Aquatic Swim Team will have access to the municipal pool for practices and meets. Times and dates will need to be agreed upon with FAFY staff.

11. TERMINATION. The City shall have the right to terminate this contract at any time for cause, and any of the following acts by FAFY shall constitute cause for termination of this contract:

- A. The assignment by FAFY of this Contract, or any rights there under, without the City's written consent, or
- B. The appointment of a receiver for FAFY, or an application therefore, or the filing of a petition by or against FAFY under the federal bankruptcy Act, or,
- C. The assignment for the benefit of creditors, or,
- D. Natural Disaster and/or acts of mother nature, or,
- E. The breach of any terms or conditions contained herein.

Cancellation of this contract by the City for any reason other than the Causes expressly stated above shall constitute a breach of this contract, in which case the balance of the Contract shall become immediately due and payable.

In the event of a litigation to enforce the payment terms of this contract, the prevailing party shall be entitled to a reasonable attorney's fee and costs, if any.

12. OWNER'S DESIGNATED REPRESENTATIVE. The City shall designate an Agent(s) who shall be an employee of the City, for the purpose of this contract. The FAFY Director of Aquatics shall address to and all patron complaints or suggestions. The City's designated agent may be changed from time to time at the discretion of the City.

Mayor Dan Rife
City of Carthage

Date_____

Tom Short
City of Carthage
Director

Date_____

Jonathan H Roberts
Executive Director
Fair Acres Family YMCA

Date_____

Municipal and Central Park Pool Summary

REVENUES	BUDGET								
	2011	2012	2013	2014	2015	2016	2017	2018	2019
Gate Fees	\$ 13,462	\$ 17,143	\$ 16,093	\$ 10,451	\$ 12,199	\$ 12,849	\$ 13,233	\$ 11,969	\$ 12,000
Rentals						\$ 2,309	\$ 3,854	\$ 3,642	\$ 3,750
Concessions	\$ 7,482	\$ 8,853	\$ 8,018	\$ 5,945	\$ 7,779	\$ 11,201	\$ 11,556	\$ 10,382	\$ 10,500
	\$ 20,944	\$ 25,996	\$ 24,111	\$ 16,396	\$ 19,978	\$ 26,359	\$ 28,643	\$ 25,993	\$ 26,250
Expenses									
Salaries	\$ 40,203	\$ 47,288	\$ 36,628	\$ 36,027	\$ 38,054	\$ 48,101	\$ 49,037	\$ 48,578	\$ 53,500
FICA	\$ 2,931	\$ 3,492	\$ 2,880	\$ 2,617	\$ 2,882	\$ 3,715	\$ 3,767	\$ 3,800	\$ 4,300
Worker's Comp	\$ 879	\$ 936	\$ 1,054	\$ 1,350	\$ 979	\$ 518	\$ -	\$ -	\$ -
	\$ 44,013	\$ 51,716	\$ 40,562	\$ 39,994	\$ 41,915	\$ 52,334	\$ 52,804	\$ 52,378	\$ 57,800
Maintanance	\$ 7,727	\$ 8,347	\$ 4,369	\$ 6,740	\$ 6,201	\$ 542	\$ 596	\$ -	\$ -
Chlorine						\$ 10,026	\$ 12,136	\$ 9,450	\$ 10,000
Telephone/Tablet	\$ 211	\$ 155	\$ 76	\$ 168	\$ 134	\$ 100	\$ 100	\$ 100	\$ 100
General Office Expense	\$ 340	\$ 326	\$ 24	\$ 222	\$ 6	\$ -	\$ -	\$ -	\$ -
Concession Supplies	\$ 6,022	\$ 5,375	\$ 6,017	\$ 5,349	\$ 5,411	\$ 6,729	\$ 5,985	\$ 5,306	\$ 6,000
General Tools and Supplies	\$ 868	\$ 130	\$ 2,777	\$ 4,206	\$ 4,215	\$ 1,966	\$ 904	\$ 2,564	\$ 2,000
Utilities	\$ 5,519	\$ 4,072	\$ 7,189	\$ 5,111	\$ 6,716	\$ -	\$ -	\$ -	\$ -
	\$ 20,687	\$ 18,405	\$ 20,452	\$ 21,796	\$ 22,683	\$ 19,363	\$ 19,721	\$ 17,420	\$ 18,100
Capital									
Grants/Donation	\$ -	\$ -	\$ -	\$ 3,619	\$ -	\$ 25,000	\$ -	\$ -	\$ -
Total Expenses	\$ 64,700	\$ 70,121	\$ 61,014	\$ 61,790	\$ 64,598	\$ 71,697	\$ 72,525	\$ 69,798	\$ 75,900
Profit/Loss	\$ (43,756)	\$ (44,125)	\$ (36,903)	\$ (45,394)	\$ (44,620)	\$ (45,338)	\$ (43,882)	\$ (43,806)	\$ (49,650)
City Contract						\$ 40,500	\$ 44,000	\$ 44,000	\$ 50,000
Total Visits			5,499	4,922	5,802	11,180	10,757	10,363	
Daily Average			74	67	78	159 - Muni	132 - Muni	140 - Muni	
Days Open			59	61	56	27 - Central	36 - Central	21 - Central	
Days Closed/partial			15	13	18	66	70	67	
						18	16	12	

Highlights

2016

Steadley Grant purchases

- Purchased 50 lounge chairs and 15 rocking chairs for guests
- Replaced the Fridge and Freezer in Concession stand - Muni
- Replaced Air Conditioning unit in Concession stand - Muni
- Purchased 6 new lifeguard chairs and 6 new umbrellas - Muni
- Purchased a new pool vacuum - Muni
- Replaced valve on chlorinator - Muni
- Installed two baby changing tables in locker rooms - Muni
- Other upgrades by the city
- Added new shade structure - Muni
- Painted the Lockerrooms - Muni
- Replaced the Pool grates - Both

2017

- Hosted a two day outdoor swim meet - Muni
- Painted the pools - Both
- Replaced starting blocks - Muni
- Replaced entrance steps - Muni
- Survived a hail storm

2018

- New ADA compliant Lift
- New pool Vacuum
- Building roof repairs - Muni
- Bathroom remodel - Central
- New Stairs for shallow well entry and exit - Muni
- Hosted a two Day outdoor swim meet - Muni
- Opened for three Food Truck Friday - Central

2019???

- New Central pool Fence
- Add anchors and inflatables

SCHEDULE A: Operational Schedule

Opening date: Saturday, May 25th

Closed Days: TBD

Last Day of Season: August 14th

SCHEDULE B: Payment Schedule

The contract amount for the summer of 2018 is: \$50,000.00

Payments will be divided as follows:

May: \$12,500.00

June: \$12,500.00

July: \$12,500.00

August: \$12,500.00

All swimming facility income should it be program, gate or other should go directly to the FAFY

Payments will be due on the 25th of each month. FAFY will provide an invoice to the City no later than the 10th of each month.

SCHEDULE C: Fee Schedule

Daily Pass

Central Pool

FREE – Ages 10 & under

Municipal Pool

Free - Age 3 & Under

\$2.00 - Age 4-15

\$3.00 – Age 16+

Rental

\$150 – Municipal Pool for 2hrs

\$50 – Central Pool for 2hrs

Admission to the pools at no additional costs will be included in Fair Acres Family YMCA memberships.

COUNCIL BILL NO. 19-13

ORDINANCE NO. _____

An Ordinance changing fees at the Carthage Municipal Golf Course.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE,
JASPER COUNTY, MISSOURI** as follows:

SECTION I: Fee changes are hereby established for the Carthage Municipal Golf Course in accordance with the schedule which is attached hereto and incorporated herein by reference; the new daily fees shall go into effect on April 15, 2019.

SECTION II: This ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2019.

Dan Rife, MAYOR

ATTEST:

Traci Cox, CITY CLERK

Sponsored by: Public Services Committee

PROPOSED GOLF FEES APRIL 15, 2019

MEMBERSHIP TYPE

		<u>Proposed City Resident</u>	<u>Proposed Non Resident</u>
JUNIOR 17 & UNDER	\$90.00	\$90.00	\$90.00
SINGLE 18-61	\$675.00	\$775.00	\$825.00
SENIOR 62 & OVER	\$525.00	\$625.00	\$675.00
FAMILY 2- 18 & OVER	\$975.00	\$1,175.00	\$1,250.00
SINGLE WITH CART	\$1,650.00	\$1,650.00	\$1,650.00
SENIOR WITH CART	\$1,500.00	\$1,500.00	\$1,500.00

Membership Type	Current	Proposed City Resident	Proposed Non Resident	Briarbrook	Schifferdecker	Neosho
Junior 17 & Under	\$ 90.00	\$ 90.00	\$ 90.00	\$ 120.00	\$ 90.00	\$ 140.00
Single 18-61	\$ 675.00	\$ 775.00	\$ 825.00	\$900-\$1520	\$ 650.00	\$ 575.00
Senior 62 & Over	\$ 525.00	\$ 625.00	\$ 675.00	\$900-\$1520	\$ 500.00	\$ 499.00
Family 2 - 18 & Over	\$ 975.00	\$ 1,175.00	\$ 1,250.00		\$ 1,000.00	
Single w/Cart	\$ 1,650.00	\$ 1,650.00	\$ 1,650.00	\$1500-\$2120	\$ 1,300.00	
Senior w/ Cart	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$1500-\$2120	\$ 1,025.00	

173 Annual Members
Estimate a minimum of \$13,000 in additional fees

COUNCIL BILL NO. 19-14

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to execute an Agreement between the City of Carthage, Missouri and the Missouri Highway and Transportation Commission providing for a Transportation Alternatives Funds Program Agreement ((TAP-1601(703)) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER

COUNTY, MISSOURI as follows:

SECTION I: The Mayor of the City of Carthage is hereby authorized to execute on behalf of the City of Carthage, Missouri an Agreement with the Missouri Highway and Transportation Commission providing for a Municipal Agreement for TAP-1601(703) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement, a true copy of which is attached hereto and incorporated herein as if set out in full.

SECTION II: This ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2019.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

Sponsored by: Public Works Committee

COUNCIL BILL NO. _____

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to execute an Agreement between the City of Carthage, Missouri and the Missouri Highway and Transportation Commission providing for a Transportation Alternatives Funds Program Agreement ((TAP-1601(703)) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, **and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement.**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER

COUNTY, MISSOURI as follows:

SECTION I: The Mayor of the City of Carthage is hereby authorized to execute on behalf of the City of Carthage, Missouri an Agreement with the Missouri Highway and Transportation Commission providing for a Municipal Agreement for TAP-1601(703) for ADA compliant sidewalks, entrances and crosswalks along Central Avenue (MO 96), from Garrison Avenue to Route 66, **and the Missouri Highway and Transportation Commission Sidewalk Improvements Agreement, as required as part of the terms of the Transportation Alternatives Funds Program Agreement,** a true copy of which is attached hereto and incorporated herein as if set out in full.

SECTION II: This ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2019.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

Sponsored by: Public Works Committee

**GENERAL ELECTION
RESULTS APRIL 2, 2019**

FOR COUNCIL MEMBER - 1 st Ward :(two year term)	
JAMES HARRISON.....	70
FOR COUNCIL MEMBER - 2 nd Ward :(two year term)	
DAVID ARMSTRONG.....	43
FOR COUNCIL MEMBER - 2 nd Ward :(one year term)	
RAYMOND WEST.....	39
FOR COUNCIL MEMBER - 3 rd Ward :(two year term)	
CERI OTERO.....	124
FOR COUNCIL MEMBER - 4 th Ward :(two year term)	
ALAN SNOW.....	194
DAWN DENNISTON.....	164
FOR COUNCIL MEMBER - 5 th Ward :(two year term)	
ED BARLOW.....	86
TJ TEED.....	26
BRENNA BARKSDALE.....	82

**We need a motion to accept the certified election results from the Jasper
County Clerk.**

Thank You,

Traci Cox

Jasper County Courthouse
302 S. Main • Room 102
Carthage, Missouri 64836
Office: 417-358-0416
Fax: 417-358-0415

JASPER COUNTY CLERK

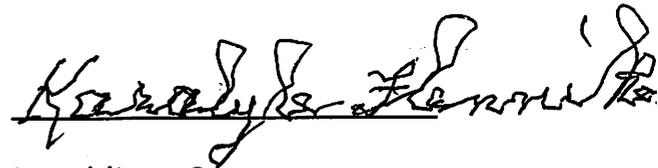
Charlie Davis

Jasper County Courts Building
601 S. Pearl Avenue
Joplin, Missouri 64801
Office: 417-625-4307
Fax: 417-625-4308

We, the undersigned representatives of opposite political parties, hereby certify that on the 2nd day of April, 2019, we did tabulate returns of the election in Jasper County; the following being a true and accurate account of the votes cast at said polling places:



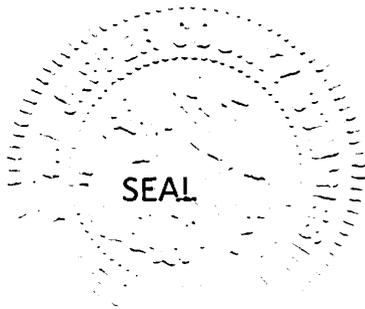
Democratic Canvasser



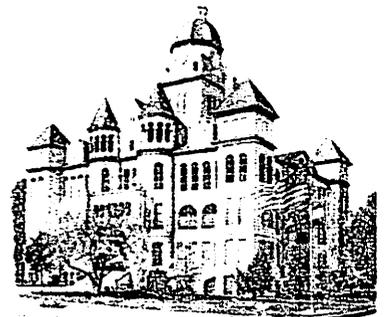
Republican Canvasser

STATE OF MISSOURI)
)ss
County of Jasper)

IN TESTIMONY WHEREOF,
I, Charlie Davis,
Hereunto set my hand
and affix the Seal of the
County of Jasper, at my
office in Carthage, MO,
this 5th day of April, 2019.



Charlie Davis
Jasper County Clerk



Handwritten text at the top of the page, possibly a name or title.

Handwritten text below the first line, possibly a date or address.

Handwritten text below the second line, possibly a recipient name.

Handwritten text below the third line, possibly a street address.

Handwritten text below the fourth line, possibly a city or state.

Handwritten text below the fifth line, possibly a zip code.

Handwritten text below the sixth line, possibly a return address.

Handwritten text below the seventh line, possibly a phone number.

Handwritten text below the eighth line, possibly a business name.

Handwritten text below the ninth line, possibly a street address.

Handwritten text below the tenth line, possibly a city or state.

Handwritten text below the eleventh line, possibly a zip code.

Handwritten text below the twelfth line, possibly a return address.

Handwritten text below the thirteenth line, possibly a phone number.

Handwritten text below the fourteenth line, possibly a business name.

Handwritten text below the fifteenth line, possibly a street address.

Handwritten text below the sixteenth line, possibly a city or state.

Handwritten text below the seventeenth line, possibly a zip code.

Handwritten text below the eighteenth line, possibly a return address.

Handwritten text below the nineteenth line, possibly a phone number.

Handwritten text below the twentieth line, possibly a business name.

Handwritten text below the twenty-first line, possibly a street address.

Handwritten text below the twenty-second line, possibly a city or state.

Handwritten text below the twenty-third line, possibly a zip code.



Election Summary Report

General Election
 JASPER COUNTY
 April 02, 2019

Summary for: COUNCIL MEMBER for CITY OF CARTHAGE 1ST WARD, JASPER COUNTY, COUNCIL MEMBER 2 YR for CITY OF CARTHAGE 2ND WARD, JASPER COUNTY, COUNCIL MEMBER 1 YR for CITY OF CARTHAGE 2ND WARD, JASPER COUNTY, COUNCIL MEMBER for CITY OF CARTHAGE 3RD WARD, JASPER COUNTY, COUNCIL MEMBER for CITY OF CARTHAGE 4TH WARD, JASPER COUNTY, COUNCIL MEMBER for CITY OF CARTHAGE 5TH WARD, JASPER COUNTY, All Districts, All Counting Groups

Precincts Reported: 47 of 47 (100.00%)
 Registered Voters: 6,336 of 76,113 (8.32%)
 Ballots Cast: 6,336

COUNCIL MEMBER for CITY OF CARTHAGE 1ST WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		86 / 1,076	7.99%
Candidate	Party	Total	
JAMES HARRISON		70	97.22%
Write-in		2	2.78%
Total Votes		72	

COUNCIL MEMBER 2 YR for CITY OF CARTHAGE 2ND WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		48 / 1,114	4.31%
Candidate	Party	Total	
DAVID ARMSTRONG		43	100.00%
Write-in		0	0.00%
Total Votes		43	

COUNCIL MEMBER 1 YR for CITY OF CARTHAGE 2ND WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		48 / 1,114	4.31%
Candidate	Party	Total	
RAYMOND WEST		39	100.00%
Write-in		0	0.00%
Total Votes		39	

COUNCIL MEMBER for CITY OF CARTHAGE 3RD WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		155 / 1,473	10.52%
Candidate	Party	Total	
CERI OTERO		124	94.66%
Write-in		7	5.34%
Total Votes		131	

COUNCIL MEMBER for CITY OF CARTHAGE 4TH WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		377 / 2,147	17.56%
Candidate	Party	Total	
ALAN SNOW		194	53.89%
DAWN DENNISTON		164	45.56%
Write-in		2	0.56%
Total Votes		360	

COUNCIL MEMBER for CITY OF CARTHAGE 5TH WARD, JASPER COUNTY (Vote for 1)

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		203 / 1,826	11.12%
Candidate	Party	Total	
ED BARLOW		86	43.88%
TJ TEED		26	13.27%
BRENNA BARKSDALE		82	41.84%
Write-in		2	1.02%
Total Votes		196	

***NEW
BUSINESS***

OATH OF OFFICE

State of Missouri

County of Jasper

I, (state your name) solemnly swear, that I possess all the qualifications prescribed by law, that I will support the Constitution of the United States and of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage, and faithfully demean myself in office, and well and truly perform the duties of the office of Council Member within and for said City, to the best of my skill and ability.

City Clerk

COUNCIL BILL NO. 19-15

ORDINANCE NO. _____

An ordinance annexing certain adjacent territory into the City of Carthage, Jasper County, Missouri.

WHEREAS, a verified petition signed by all the owners of the real estate hereinafter described requesting annexation of said territory into the City of Carthage, Missouri, was filed with the Clerk; and

WHEREAS, said real estate as hereinafter described is adjacent and contiguous to the present corporate limits of the City of Carthage; and

WHEREAS, the Planning & Zoning Commission held a public hearing on March 18, 2019 and made a recommendation to the City Council to accept the zoning classification as requested as “C” (Apartment); and

WHEREAS, a public hearing concerning the said matter was held at City Hall Carthage, Missouri, at 5:30 p.m. on March 18, 2019; and

WHEREAS, notice of said public hearing was given by publication of notice thereof; and

WHEREAS, at said public hearing all interested persons, corporations, or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation and zoning classification; and

WHEREAS, no written objections to the proposed annexation were filed with the Council of the City of Carthage within fourteen days after the public hearing; and

WHEREAS, the Council of the City of Carthage does find and determine that said annexation is reasonable and necessary to the proper development of the City; and

WHEREAS, the City is able to furnish normal municipal services to said area within a reasonable time after annexation.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE, MISSOURI, JASPER COUNTY, MISSOURI as follows:

SECTION I: Pursuant to the provisions of Section 71.012 RSMo., the following

described real estate is hereby annexed and zoned respectively into the City of Carthage, Missouri, to wit:

A tract of land in Section 08, Township 28 North, Range 31 West, Jasper County, Missouri, more particularly described as follows:

TRACT 1:

ALL THAT PART OF SECTION 8, TOWNSHIP 28, RANGE 31, PART IN THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF LOT 16, BRECKENWOOD EIGHTH ADDITION, A SUBDIVISION BEING LOCATED IN THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, THENCE ALONG THE EAST PROPERTY LINE OF LOT 16, BRECKENWOOD EIGHTH ADDITION NORTH 01 DEG 12'00" WEST A DISTANCE OF 261.23 FEET, THENCE NORTH 89 DEG 41'05" EAST A DISTANCE OF 35 FEET TO THE POINT OF BEGINNING, THENCE NORTH 01 DEG 12'00" WEST A DISTANCE OF 50 FEET TO AN EXISTING ½" IRON PIN, THENCE NORTH 89 DEG 51'28" EAST A DISTANCE OF 285.69 FEET TO A POINT OF CURVATURE TO THE LEFT, THENCE ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 325 FEET, AN ARC DISTANCE OF 155.26 FEET, A CHORD BEARING NORTH 76 DEG 09'46" EAST 153.79 FEET, THENCE NORTH 62 DEG 28'37" EAST A DISTANCE OF 81.04 FEET, THENCE NORTH 24 DEG 25'00" WEST ALONG THE EAST LINE OF BRECKENWOOD SEVENTH ADDITION, A SUBDIVISION BEING LOCATED IN THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, A DISTANCE OF 712.33 FEET, THENCE NORTH 09 DEG 25'00" WEST CONTINUING ALONG SAID EAST LINE, A DISTANCE OF 567.62 FEET, THENCE ON A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 140 FEET, AN ARC DISTANCE OF 58.15 FEET, A CHORD BEARING SOUTH 73 DEG 52'23" EAST 57.74 FEET, THENCE NORTH 89 DEG 43'14" EAST A DISTANCE OF 42.73 FEET, THENCE NORTH 01 DEG 08'00" EAST A DISTANCE OF 139.89 FEET TO THE NORTHEAST CORNER OF SAID BRECKENWOOD SEVENTH ADDITION, THENCE SOUTH 34 DEG 54'09" EAST A DISTANCE OF 169.93 FEET, THENCE NORTH 89 DEG 42'56" EAST A DISTANCE OF 174.85 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF US HIGHWAY 71 (NOW KNOWN AS INTERSTATE 49), THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 3015 FEET, AN ARC DISTANCE OF 584.86 FEET, A CHORD BEARING SOUTH 05 DEG 21'29" EAST 583.76 FEET, THENCE SOUTH 19 DEG 15'48" EAST CONTINUING ALONG SAID WESTERLY RIGHT-OF-WAY LINE A DISTANCE OF 233.94 FEET TO A POINT OF CURVATURE TO THE LEFT, THENCE ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 2990 FEET, AN ARC DISTANCE OF 545.28 FEET, A CHORD BEARING SOUTH 20 DEG 34'40" EAST 544.52 FEET, THENCE SOUTH 25 DEG 48'08" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 307.46 FEET, THENCE SOUTH 89 DEG 51'28" WEST A DISTANCE OF 761.53 FEET, THENCE NORTH 01 DEG 03'41" EAST A DISTANCE OF 272 FEET, THENCE SOUTH 89 DEG 51'28" WEST A DISTANCE OF 192.01 FEET RETURNING TO THE POINT OF BEGINNING, EXCEPT ANY PART DEEDED, TAKEN OR USED FOR ROAD PURPOSES. SAID TRACT OF LAND IS ALSO KNOWN AS THE FINAL PLAT OF BRECKENWOOD NINTH ADDITION, JASPER COUNTY, MISSOURI.

TRACT 2:

ALL THAT PART OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 28, RANGE 31, PART IN THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 8, THENCE SOUTH 01 DEG 08'00" WEST ALONG THE WEST LINE OF SAID QUARTER 684.61 FEET TO THE SOUTH RIGHT-OF-WAY OF ROBERT ELLIS YOUNG DRIVE, AND THE POINT OF BEGINNING, THENCE SOUTH 89 DEG 39'36" EAST ALONG SAID RIGHT-OF-WAY LINE 480.52 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF US HIGHWAY 71 (NOW KNOWN AS INTERSTATE 49), THENCE SOUTH 04 DEG 26'40" WEST ALONG SAID RIGHT-OF-WAY 176.04 FEET, THENCE SOUTH 09 DEG 20'34" WEST ALONG SAID RIGHT-OF-WAY 860.21 FEET, THENCE SOUTH 13 DEG 58'29" WEST ALONG SAID RIGHT-OF-WAY 185.62 FEET, THENCE ALONG SAID RIGHT-OF-WAY ON A CURVE TO THE

LEFT HAVING A RADIUS OF 3015 FEET AN ARC LENGTH OF 483.74 FEET TO THE SOUTH LINE OF A TRACT DESCRIBED IN BOOK 1149 AT PAGE 1098, THENCE LEAVING SAID RIGHT-OF-WAY ALONG SAID LINE SOUTH 89 DEG 48'29" WEST 175.05 FEET, THENCE NORTH 34 DEG 54'09" WEST 169.93 FEET TO THE SOUTHEAST CORNER OF LOT 10 IN THE BRECKENWOOD SIXTH ADDITION, THENCE NORTH 01 DEG 8'00" EAST ALONG THE EAST LINE OF BRECKENWOOD SIXTH ADDITION AND ALONG THE EAST LINE OF BRECKENWOOD SECOND ADDITION 1550.09 FEET TO THE POINT OF BEGINNING.

EXCEPT:

ALL THAT PART OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 28, RANGE 31, NOW IN THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 8, THENCE SOUTH 01 DEG 08'00" WEST ALONG THE WEST LINE OF SAID QUARTER 684.61 FEET TO THE SOUTH RIGHT-OF-WAY OF ROBERT ELLIS YOUNG DRIVE, THENCE SOUTH 89 DEG 39'36" EAST ALONG SAID LINE 280.52 FEET TO THE POINT OF BEGINNING, THENCE CONTINUING SOUTH 89 DEG 39'36" EAST ALONG SAID RIGHT-OF-WAY LINE 200.00 FEET TO THE WESTERLY RIGHT-OF-WAY OF US HIGHWAY 71 (NOW KNOWN AS INTERSTATE 49), THENCE SOUTH 04 DEG 26'40" WEST ALONG SAID RIGHT OF WAY 176.04 FEET, THENCE SOUTH 09 DEG 20'34" WEST ALONG SAID RIGHT-OF-WAY 319.52 FEET, THENCE NORTH 89 DEG 39'36" WEST 144.20 FEET, THENCE NORTH 01 DEG 08'00" EAST 491.22 FEET TO THE POINT OF BEGINNING.

TRACT 3:

ALL THAT PART OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 28, RANGE 31, JASPER COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 8, THENCE SOUTH 01 DEG 08'00" WEST ALONG THE WEST LINE OF SAID QUARTER 25.00 FEET TO THE SOUTH RIGHT-OF-WAY OF BUDLONG STREET IF PRODUCED WEST, THENCE NORTH 89 DEG 37'24" EAST ALONG SAID RIGHT-OF-WAY 20.00 FEET TO THE POINT OF BEGINNING, THENCE CONTINUING ALONG SAID LINE NORTH 89 DEG 37'24" EAST 413.34 FEET TO THE WEST LINE OF A TRACT DESCRIBED IN DOCUMENT #24321 AND FILED IN BOOK 463 PAGE 160, THENCE SOUTH 01 DEG 06'29" WEST ALONG THE WEST LINE OF SAID TRACT 235.08 FEET, THENCE NORTH 89 DEG 37'24" EAST ALONG THE SOUTH LINE OF SAID TRACT 85.00 FEET, THENCE SOUTH 00 DEG 39'17" EAST ALONG THE EAST LINE OF A TRACT DESCRIBED IN BOOK 1149 AT PAGE 1098 165.87 FEET TO THE WESTERLY RIGHT-OF-WAY OF US HIGHWAY 71, THENCE SOUTH 10 DEG 19'03" WEST ALONG SAID RIGHT-OF-WAY 167.66 FEET TO THE NORTH RIGHT-OF-WAY OF ROBERT ELLIS YOUNG DRIVE, THENCE NORTH 89 DEG 39'38" WEST ALONG SAID LINE 476.73 FEET, THENCE NORTH 01 DEG 08'00" EAST 559.86 FEET TO THE POINT OF BEGINNING, EXCEPT ANY PART DEEDED, TAKEN OR USED FOR ROAD PURPOSES.

AND:

A TRACT OF LAND BEGINNING AT A POINT 510 4/12 FEET EAST OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 28, RANGE 31, JASPER COUNTY, MISSOURI, THENCE SOUTH 410 FEET MORE OR LESS TO THE WEST RIGHT-OF-WAY LINE OF US HIGHWAY 71A AS ESTABLISHED BY COMMISSIONER'S REPORT FILED OCTOBER 31, 1978 AND RECORDED IN BOOK 1217 AT PAGE 1955, THENCE NORTHEASTERLY ALONG THE WEST RIGHT-OF-WAY LINE TO THE NORTH LINE OF SECTION 8, THENCE WEST 90 FEET MORE OR LESS TO THE POINT OF BEGINNING, EXCEPT ANY PART DEEDED, TAKEN OR USED FOR ROAD PURPOSES.

EXCEPT:

A TRACT OF LAND BEGINNING AT A POINT 510 1/3 FEET EAST OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 28, RANGE 31, JASPER COUNTY, MISSOURI, THENCE SOUTH 260.00 FEET, THENCE EAST TO THE WEST RIGHT-OF-WAY LINE OF US HIGHWAY 71A AS ESTABLISHED BY COMMISSIONER'S

**REPORT FILED OCTOBER 31, 1978 AND RECORDED IN BOOK 1217 AT PAGE 1955, THENCE NORTHEASTERLY ALONG THE WEST RIGHT-OF-WAY LINE TO THE NORTH LINE OF SECTION 8, THENCE WEST 90 FEET MORE OR LESS TO THE POINT OF BEGINNING.
Requested by Rick Benson / RBC Enterprises.**

SECTION II: The boundaries of the City of Carthage, Missouri are hereby altered so as to encompass the above described tract of land lying adjacent and contiguous to present corporate limits.

SECTION III: The City Council accepts the recommendation to the zoning classification as requested as "C" (Apartment).

SECTION IV: The City Clerk of the City of Carthage, is hereby ordered to cause three certified copies of the Ordinance to be filed with the Jasper County Clerk.

SECTION V: This Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2019.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

Sponsored by: Planning, Zoning & Historic Preservation Committee

PRE-DEVELOPMENT APPLICATION

Complete with required information (write 'n/a' if information not applicable to proposal)



Preliminary Plat Filing Fee: \$200.00
 ✓ Annexation Filing Fee: \$100.00

Date: 02/27/2019

Applicant / Company Name: RBCEnterprises Limited Inc. Tele: 417 850-1781
 Address: po box 2283 City: Joplin State: MO Zip: 64803

Contact: Rick Benson Tele: 417 850-1781
 Address: po box 2283 City: Joplin State: mo Zip: 64803

Project Name: Robert Ellis & I49

Land Use and Zoning abutting or adjacent to site:

North:	<u>RESIDENTIAL</u>	Zoning:	<u>A</u>
South:	<u>RESIDENTIAL</u>		<u>A</u>
East:	<u>OUT OF CITY LIMITS</u>		<u>-</u>
West:	<u>CITY GOLF COURSE</u>		<u>A</u>

Project Address / Location: Robert Ellis Young & I49

Property Owner: Osama Abdallah Site acreage: 6+/-

Subdivision / Tract Description: See attached
 (Lot / Block / Tract Info)

If residential, estimated Number of Dwelling Units: Single family: _____ Multi-family: 60

Please provide an Overview of your Project:

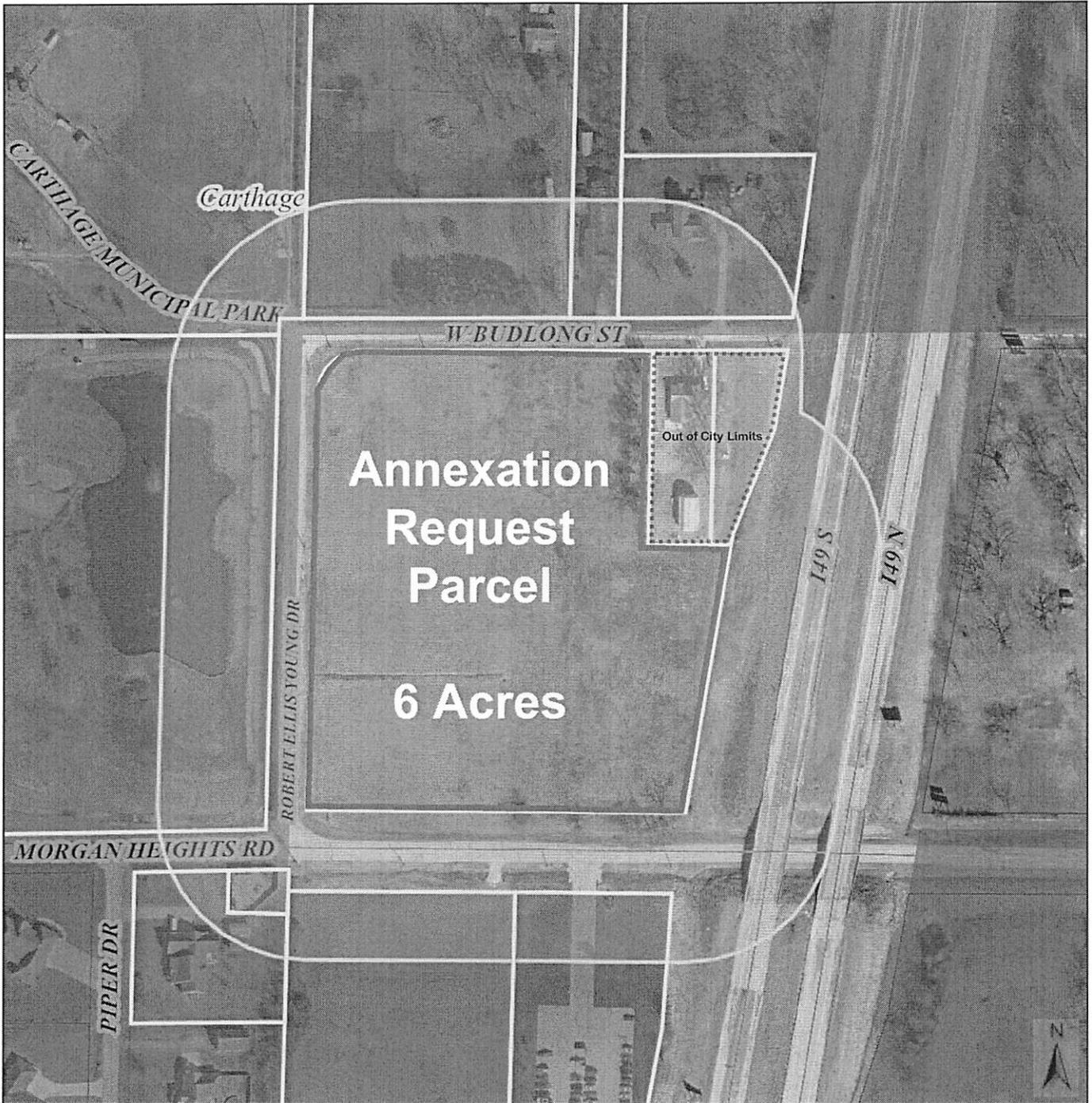
A mix between 1 bedroom 4plex units and 1&2 bedroom duplexes. The 4 plex units will be similar to the units we finished last year on Elk st but with some upgraded exterior features like taller roofs and added porches. the duplexes will be upscale 1&2 bedroom units each with garages, granite counter tops, walk-in closets, storage. Our market for the 1 bedroom 4 plex is usually a single person age range from 18-80 either employed, receiving pension or social security income and must meet our income requirements. we do not participate in any subsidized housing programs. The target market for the duplexes is more of a higher end professional or empty-nester that want the amenities of a higher end home but doesn't want to purchase at this time or has sold a larger home. These will also be a good resource for corporate transfers to live in the Carthage market instead of moving to Joplin.

Upon completion, return to the Public Works Department.

Office Use Only:		
Date Received: <u>2/28/2019</u>	Staff Meeting Date: _____	P & Z Meeting Date: _____

185' Property Ownership Map

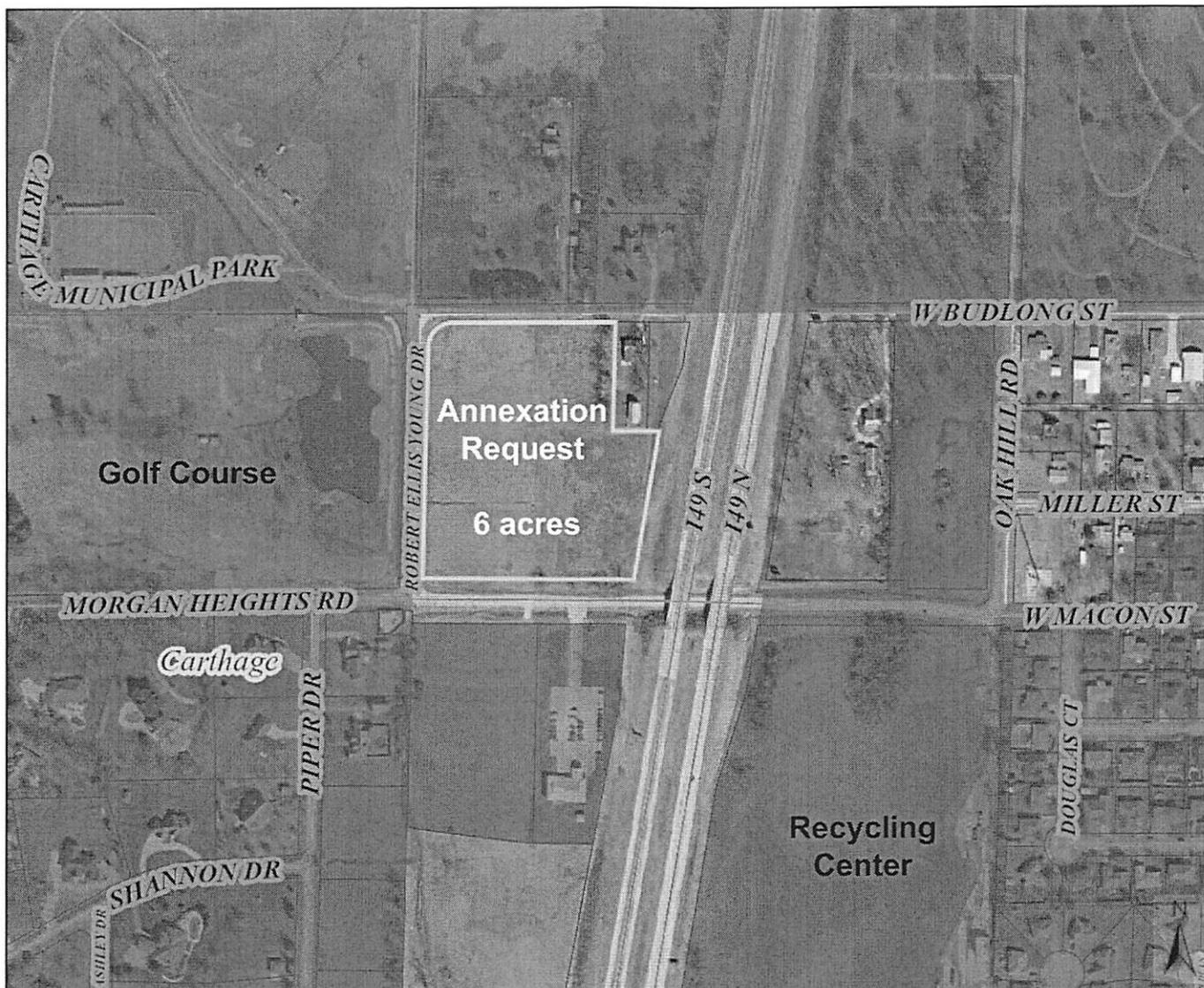
Robert Ellis Young Dr & I-49



Date created: 3/1/2019
Last Data Uploaded: 2/28/2019 9:17:40 PM

Developed by  Schneider
GEO SPATIAL

Current City Limits / Location of Parcel



■ City Limits

Parcel ID	14300810005003000	Alternate ID	02-140558-5000	Owner Address	ABDALLAH OSAMA & AMANI F AL SHARIF
Sec/Twp/Rng	8-28-31	Class	A		PO BOX 695
Property Address	BUDLONG	Acreage	5.98		DUENWEG MO 64841
District	143				
Brief Tax Description	BEG NW COR NW NE E 433.33' E TO W R/W US HWY 71 SW'LY ALG SD HWY R/W TO N R/W ROBERT ELLIS YOUNG DR W ALG SD N R/W TO W LN NW NEN TO POB EX RDS (Note: Not to be used on legal documents)				

Date created: 3/1/2019
Last Data Uploaded: 2/28/2019 9:17:40 PM

Developed by  Schneider
GEOSPATIAL

REZONING REQUEST

You must provide all requested information on this application. Blanks may delay processing your request. (write 'n/a' if information not applicable)



"America's Maple Leaf City"

Date: 2/28/2019

Filing Fee: \$100.00

Owner: Osama Abdallah and Amani Al Sharif
 Address: 831 Mower ST Tele: 661 978 1640
 City: Duenweg State: MO Zip Code: 64841
 Email Address: globaltmsolutions@gmail.com Fax: na

Applicant: Rick Benson Relationship to Owner: buyer
(person to whom all correspondence will be sent)
 Address: PO Box 2283 Tele: 417 850-1781
 City: Joplin State: MO Zip Code: 64803
 Email Address: rick@rbjoplin Fax: 417 206-1101

Property Location: Robert Ellis Dr.

Legal Description:
SEE ATTACHED

(attach separate sheet if necessary)

Adjacent Zoning and Land Use:

	Existing Land Use	Zoning
North	<u>RESIDENTIAL</u>	<u>A</u>
South	<u>RESIDENTIAL</u>	<u>A</u>
East	<u>OUT OF CITY LIMITS</u>	<u>-</u>
West	<u>CITY GOLF COURSE</u>	<u>A</u>

Note: The City's Zoning Ordinance may be viewed at the Public Works Department

Present Use of Property: Vacant
Proposed Use of Property: Multi-Family

Current Zoning: none

Zoning Requested: Multi-Family 'C' - APARTMENT

Request initiated by: Denied permit Change of land use New development

DocuSigned by: [Signature] DocuSigned by: Amani Al-Snasri
423E00E610FC432... Owner's Signature 810E18F061BE46C...

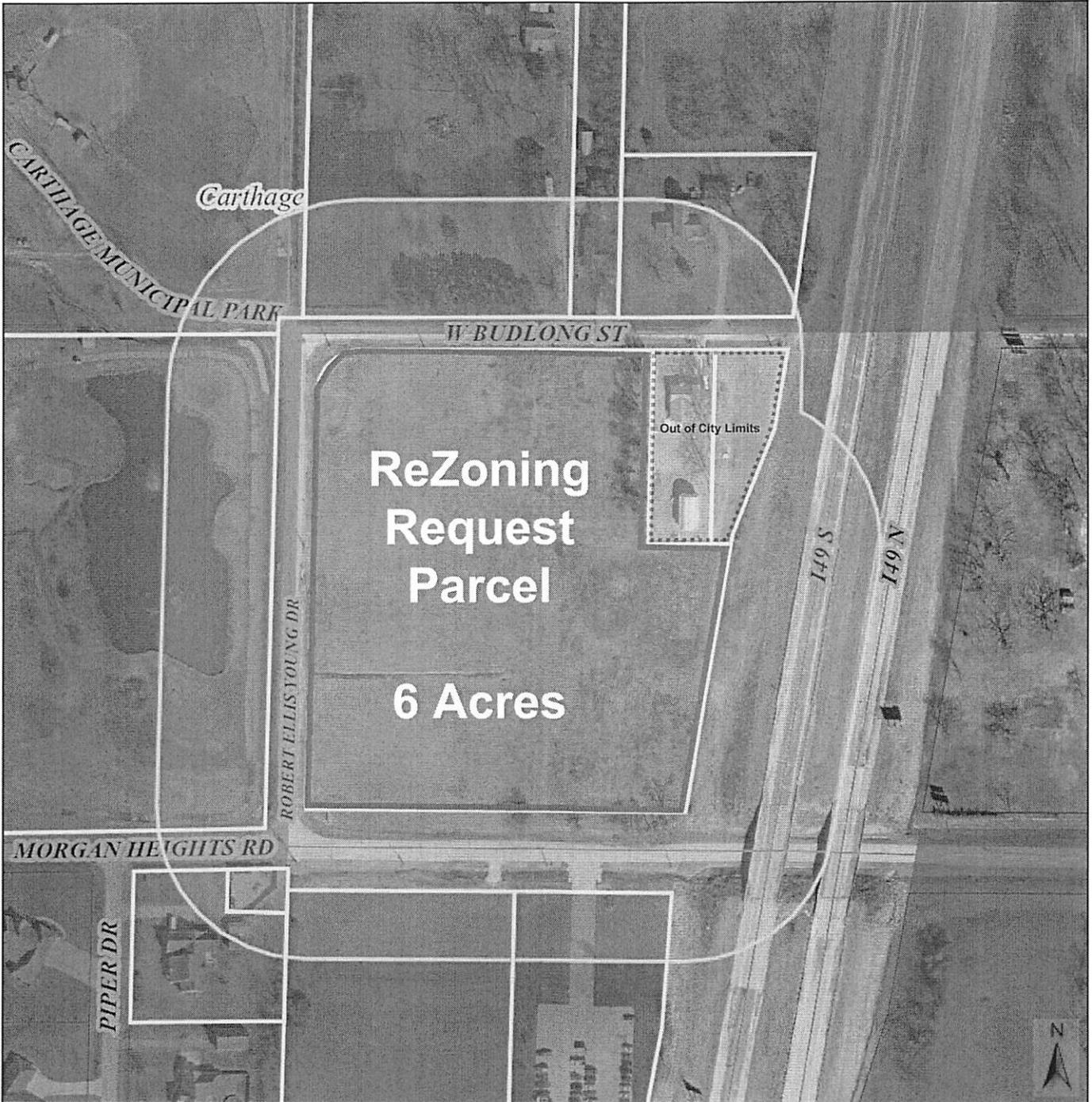
[Signature]
Applicant's Signature

Return Form to: Public Works Department

Office Use Only: Date Received: 2/28/2019 Hearing date: _____ Approved: Yes No
Filing Fee: _____

185' Property Ownership Map

Robert Ellis Young Dr & I-49



Date created: 3/1/2019
Last Data Uploaded: 2/28/2019 9:17:40 PM

Developed by  Schneider
GEOSPATIAL

Current Zoning Adjacent Properties and Zoning Request



- 'A' First Dwelling
- 'C' Apartment
- 'E' General Business

Parcel ID	14300810005003000	Alternate ID	02-140558-5000	Owner Address	ABDALLAH OSAMA & AMANI F AL SHARIF
Sec/Twp/Rng	8-28-31	Class	A		PO BOX 695
Property Address	BUDLONG	Acreage	5.98		DUENWEG MO 64841
District	143				
Brief Tax Description	BEG NW COR NW NE E 433.33' E TO W R/W US HWY 71 SW'LY ALG SD HWY R/W TO N R/W ROBERT ELLIS YOUNG DR W ALG SD N R/W TO W LN NW NE N TO POB EX RDS				
	(Note: Not to be used on legal documents)				

Date created: 3/4/2019
 Last Data Uploaded: 3/1/2019 9:05:39 PM



0
40
80
160
SCALE: 1" = 80'

BOOK 2489 PAGE 29



RESPONDED TO

1" ON HEADWALL
ELEVATION 88.35
IN FEET
APPROXIMATE LOCATION OF
END OF SEWERLINE 35'-4" DEEP

Copyright © 2018 by Small Arrow Engineering, LLC.

SUBMIT BY: GOOGLE PROJECT #: 18973
DRAWN BY: JED DATE: 07/26/19
CHECKED BY: JHE SCALE: 1"=80'
PROJECT: BENSON DEVELOPMENT
SHEET DESC: CONCEPT PLAN
SHEET: 1 OF 1

BENSON DEVELOPMENT
RBC ENTERPRISES LIMITED INC
ROBERT ELLIS YOUNG DR & I-49
CARTHAGE, JASPER COUNTY, MO
CONCEPT PLAN

JOHN H. BOLE - PROFESSIONAL ENGINEER
MO LIC E29511 OK LIC 18035
KS LIC 14994 AR LIC 14310

NOT FOR CONSTRUCTION

SMALL ARROW ENGINEERING, LLC.
CERTIFICATES OF AUTHORIZATION:
KANSAS E-290101347
MISSOURI E-1929
ARKANSAS E-1929
OKLAHOMA 5937

216 S. MAIN STREET
P.O. BOX 1538
JOPLIN, MISSOURI 64802
TEL: 417.624.2333
FAX: 417.624.2341
EMAIL: jbole@small-arrow.com



***MAYOR'S
APPOINTMENTS***

RESOLUTIONS

MINUTES
STANDING
COMMITTEES

**COMMITTEE ON INSURANCE/AUDIT AND CLAIMS
TUESDAY, MARCH 26, 2019
CITY HALL COUNCIL CHAMBERS**

COMMITTEE MEMBERS PRESENT: Ceri Otero, Brady Beckham, David Armstrong and Kirby Newport.

OTHER COUNCIL MEMBERS: Mayor Dan Rife.

OTHERS PRESENT: City Administrator Tom Short, City Clerk Traci Cox and Ed Barstow.

Chairperson Ceri Otero called the meeting to order at 5:30 P.M.

OLD BUSINESS:

Approval of minutes from previous meeting: On a motion by Mr. Newport, the minutes of the February 26, 2019 meeting were approved 3-0.

Mr. Armstrong arrived at 5:35 p.m.

Review and approval of the Claims Report: The Committee discussed items regarding the Claims Report before it was approved 4-0 on a motion by Mr. Beckham.

NEW BUSINESS:

Staff Reports: Ms. Cox reported a representative from Beimdiek Insurance Agency was going to each department to discuss the nicotine cessation program. After the meetings are held, Committee will need to decide which alternative option will be offered to the employees to encourage quitting nicotine usage. Mr. Short reported the last roof is being replaced from the hail storm damage. The advertising contract for Y.P. (Yellow Pages) was reviewed and will be canceled effective February 2020. The City's webpage is currently being updated and should be finished sometime in May. A Spanish Emersion class will be held in the new office space upstairs in City Hall with 23 police officers from across the country in attendance the week of April 1-5.

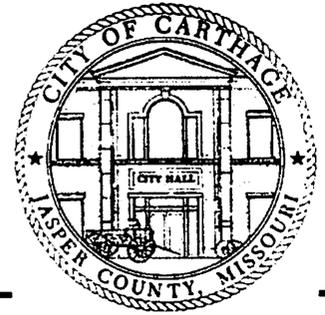
ADJOURNMENT: Mr. Armstrong made a motion to adjourn at 5:54 PM. Motion carried 4-0.

Traci Cox
City Clerk

PUBLIC WORKS COMMITTEE

Public Works Department 623 E 7th Carthage MO 64836
Tele: (417) 237-7010 Fax: (417) 237-7011

"America's Maple Leaf City"



4-02-19 PUBLIC WORKS COMMITTEE MEETING MINUTES

Committee Members present: Mike Daugherty, Ceri Otero, David Armstrong
Staff Members present: Tom Short, City Administrator, Zeb Carney, Director, and Marcia Weng, Public Works Secretary

Guests present: Darren Collier, Nate Dally, James Harrison

April 2, 2019 Public Works Committee meeting was called to order at 5:30 p.m. by Chairman Mike Daugherty.

A motion was made by David Armstrong to accept the minutes from the March 5, 2019 committee meeting. All ayes, motion passed.

Citizen Participation: None

Old Business: None.

New Business:

Zeb presented the committee with the quote from Blevins on contract paving for the coming year. They are at \$58.75 per ton, which has gone up but is still cheaper than previous quotes from ESS and Hicklin Asphalt. The committee discussed requesting a council bill be drawn up to bypass getting quotes, but decided to get quotes in case they came in cheaper than Blevins.

Ceri Otero has had a citizen in her ward complaining about the traffic situation at Columbian School during pick up and drop off. Ms. Otero was asking if there were any way an alley could be constructed to connect Budlong and Macon Streets. Zeb told Ms. Otero that a piece of property was being considered for development, which meant the street would go through with the development of the property.

Ms. Otero also had requested the committee look at the nuisance definition code. Nate Dally informed the committee that telling citizens they couldn't use items, particularly bath tubs and toilets, for flower beds is infringing on their rights.

Staff Reports

Zeb reported on the following:

The wayfinding signs are being installed around the square.

The Belle Aire storm water project is under way....Hunter Chase had done some asphalt, which was not done correctly, so Zeb is requesting a change order to remove the asphalt work from

Hunter Chase and have the city do it. The employee for Hunter Chase told Zeb they have never done asphalt before.

Zeb said the bridge out at Frerer Park would be finished next week.

Crossland Construction has made all the necessary repairs on Fire Station 2, except the roof.

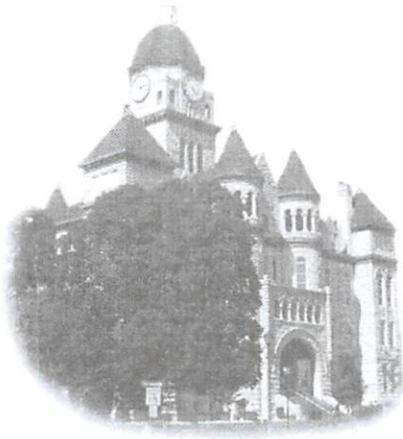
Tom reported on the following:

Guarantee Roofing should be done with Memorial Hall this week. When this is completed, we should be all done with the roofs from the 2017 hail storm. The city should receive around \$70,000.00 from insurance.

The new GIS person for the county was our former contact for TAC and MODOT, Nikki Hill. She came from the Harry S Truman Coordinating Council.

Ceri Otero made a motion to adjourn the meeting at 6:40 p.m. All ayes, motion carried.

MINUTES
SPECIAL
COMMITTEES
AND BOARDS



Carthage Police Dept.

310 W. 4th STREET
CARTHAGE, MISSOURI 64836

PHONE 417-237-7200

FAX 417-237-7205

EMERGENCY 9-1-1

"A LAWFUL SOCIETY IS A MATTER OF INDIVIDUAL RESPONSIBILITY."

Carthage Police/Fire Pension Meeting

March 26, 2019

Committee Members in attendance: David Myers, Jason Martin, Jeff Steffen, and Bill Hawkins.

Also in attendance were Traci Cox, Kristi Montague, Darren Collier, William Cashman and Chris Calmer.

The Police / Fire Pension Board are comprised of two citizens, Neel Baucom Chair and Kristi Montague, and two members from the Police Department (Jeff Steffen and Bill Hawkins) along with two members from the Fire Department (David Myers and Jason Martin). The representative from the council was Darren Collier.

A Quorum was present.

- William Cashman, the portfolio manager gave a portfolio overview. As of 3/26/2019 the market value of the portfolio is \$7,414,979. This is up from \$6,932,905 the previous year.
- This was William Cashman's last meeting before retirement. Chris Calmer is replacing William and attended this meeting.
- The request to continue audit from Officer CPA Firm LLC was received and accepted.
- Training was held after the meeting.

The meeting was adjourned.

Lt. Jeff Steffen

MINUTES
CARTHAGE TREE BOARD

April 3, 2019
5:15 P.M.
Park Department Office

Tree Board Members Present; Robert Balek, Noah Smith, Bryan Striner and Dale Hopp.
Tree Board Members Absent: Cody Smith.
Non-Members Present; Alan Bull, Juan Topete, and Jon Skinner.

Meeting was called to order at 5:15.

A) Consider and discuss 2019 Arbor Day Celebration – Mr. Skinner asked several questions, such as would the celebration be inside or outside. Mr. Skinner also wondered how much time would be allotted for the presentation. Mr. Bull stated he and the park maintenance supervisor would be meeting with the maintenance people at the school and deciding where to plant. They will also make sure the locate order gets taken care of. Mr. Bull informs Mr. Skinner that he has access to portable sound system but isn't sure it will be good enough for the event. Mr. Bull reported the seedlings were to be delivered in time, he would have the proclamation ready and the tree to be planted would be there along with water and mulch. The Board discussed different ideas for what type of tree to plant. Sycamore and oak were both discussed as well as where to purchase the tree.

B) Discuss completion of T.R.I.M. Grant - Mr. Bull reported that he, Mr. Balek and Mr. Bradley from the parks had attended the Missouri Community Forestry Council conference in St. Louis. This was the second part of the Missouri Department of Conservation T.R.I.M. Grant. Mr. Bull and Mr. Balek both reported that they had attended several informative sessions and learned new things while attending.

Meeting adjourned 5:37

***AGENDAS
STANDING
COMMITTEES***

--NOTICE OF MEETING--
PUBLIC WORKS COMMITTEE
APRIL 2 , 2019
5:30 PM
PUBLIC WORKS DEPT
623 E 7TH STREET
-- AGENDA--

OLD BUSINESS

1. Consideration and approval of minutes from previous meeting

CITIZENS PARTICIPATION

None.

NEW BUSINESS

1. Consider and discuss the annual Contract Paving contract.
2. Consider and discuss parent parking around Columbian Elementary.
3. Consider and discuss nuisance definition code.

STAFF REPORTS - Zeb Carney & Tom Short

ADJOURNMENT

PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OR 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING.

POSTED: 3/29/2019

BY: Marcia Weng

--NOTICE OF MEETING--

BUDGET WAYS & MEANS COMMITTEE

**MONDAY, APRIL 08, 2019
5:30 P.M.**

**COUNCIL CHAMBERS, CITY HALL
326 GRANT ST., CARTHAGE, MISSOURI**

--TENTATIVE AGENDA--

OLD BUSINESS

1. Consideration and approval of minutes from previous meeting.

CITIZENS PARTICIPATION

(Citizens wishing to speak should notify Department Head or Committee Chair in advance)

NEW BUSINESS

1. Consider and discuss Revenue Estimates for Fiscal 2020 Budget.
2. Consider and discuss an Ordinance Amending the 2018 - 2019 Annual Operating and Capital Budget for the City of Carthage.
3. Staff Reports.
4. Other Business.

ADJOURNMENT

PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OF 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING.

POSTED: _____

BY: _____

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS

April 9, 2019

5:30 PM

Carthage City Hall

Agenda

Old Business

1. Consideration and Approval of Minutes from Previous Meeting
2. Review and Approval of the Claims Report

Citizens Participation

(Citizens wishing to speak should notify Department Head or Committee Chair in advance)

New Business

1. Consider and Discuss Agreement with Jasper County Collector
2. Consider and Discuss Reasonable Alternative Options for Nicotine Cessation Program.
3. Staff Reports

Adjournment

PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OR 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING.)

Posted _____

***AGENDAS
SPECIAL
COMMITTEES
AND BOARDS***

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Daricus K. Adams
Western District Commissioner

JASPER COUNTY COMMISSION



302 S. Main ST
Carthage, MO 64836

Carthage: 417-358-0421
Joplin: 417-625-4350

Toll Free: 800-404-0421
Fax: 417+358-0483

COMMISSION AGENDA
MARCH 26, 2019
9:00 A.M.
JASPER COUNTY COURTHOUSE ROOM 101

1. CALL TO ORDER
PRAYER
PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF MINUTES
4. PRESENTATIONS
 ♦ **Carthage Chamber of Commerce-Mark Elliff-Student Government Day**
5. REPORTS AND COMMUNICATIONS
6. ELECTED OFFICIALS/CITIZENS REQUESTS
 ♦ **Bob Burris-Jasper County Highway Department-Discuss Purchase of 3 Pickup Trucks Off the State Bid.**
7. COMMISSIONER'S REPORTS
8. UNFINISHED BUSINESS
9. NEW BUSINESS
 ♦ **Award the Bid for CR 170 and Apple Road Project**
 ♦ **Surplus Buildings on County Property at 404, 406, 408 and 412 East Fifth Street, Carthage, MO and 502, 506 and 510 East Fifth Street, Carthage, MO.**
10. PUBLIC HEARINGS

PUBLIC PARTICIPATION FROM AUDIENCE WHEN ADDRESSED YOU WILL BE ALLOWED THREE MINUTES TO SPEAK.

ELECTED OFFICIALS/CITIZENS WISHING TO BE HEARD UNDER ELECTED OFFICIALS/CITIZENS REQUEST MUST REQUEST TO SPEAK TO COMMISSION BY 4:00 P.M. ON THE FRIDAY PRIOR TO THE COMMISSION MEETING ON TUESDAY. CITIZENS SPEAKING TIME WILL BE LIMITED TO FIVE MINUTES.

THE NEWS MEDIA MAY OBTAIN COPIES OF THIS NOTICE BY CONTACTING:
COMMISSION OFFICE, 302 S. MAIN, COURTHOUSE, ROOM 101, CARTHAGE 417-358-0421
NOTICE POSTED MARCH 22, 2019 AT 4:00 P.M. (RSMO 610.020)

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Daricus K. Adams
Western District Commissioner

JASPER COUNTY COMMISSION



302 S. Main ST
Carthage, MO 64836

Carthage: 417-358-0421
Joplin: 417-625-4350

Toll Free: 800-404-0421
Fax: 417+358-0483

COMMISSION AGENDA
APRIL 2, 2019
9:00 A.M.
JASPER COUNTY COURTHOUSE ROOM 101

NO MEETING DUE TO THE ELECTION

**THE NEWS MEDIA MAY OBTAIN COPIES OF THIS NOTICE BY CONTACTING:
COMMISSION OFFICE, 302 S. MAIN, COURTHOUSE, ROOM 101, CARTHAGE 417-358-0421**

NOTICE POSTED MARCH 29, 2019 AT 4:00 P.M.

(RSMO 610.020)

CARTHAGE TREE BOARD

WEDNESDAY, APRIL 3, 2019

5:15 P.M.

CARTHAGE PARK DEPARTMENT
MUNICIPAL PARK

TENTATIVE AGENDA

1. Consider and discuss Arbor Day 2019
2. Discuss completion of T.R.I.M. Grant
3. Any other business

ADJOURNMENT

PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OR 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING.

Posted: _____

By: _____

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Daricus K. Adams
Western District Commissioner

JASPER COUNTY COMMISSION



302 S. Main ST
Carthage, MO 64836

Carthage: 417-358-0421
Joplin: 417-625-4350

Toll Free: 800-404-0421
Fax: 417+358-0483

COMMISSION AGENDA
APRIL 9, 2019
9:00 A.M.
JASPER COUNTY COURTHOUSE ROOM 101

1. CALL TO ORDER
PRAYER
PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF MINUTES
4. PRESENTATIONS
5. REPORTS AND COMMUNICATIONS
6. ELECTED OFFICIALS/CITIZENS REQUESTS
7. COMMISSIONER'S REPORTS
8. UNFINISHED BUSINESS
9. NEW BUSINESS
10. PUBLIC HEARINGS
 ♦ **Gerritt Brinks-HSTCC-Owens Corning Final Closeout**

PUBLIC PARTICIPATION FROM AUDIENCE WHEN ADDRESSED YOU WILL BE ALLOWED THREE MINUTES TO SPEAK.

ELECTED OFFICIALS/CITIZENS WISHING TO BE HEARD UNDER ELECTED OFFICIALS/CITIZENS REQUEST MUST REQUEST TO SPEAK TO COMMISSION BY 4:00 P.M. ON THE FRIDAY PRIOR TO THE COMMISSION MEETING ON TUESDAY. CITIZENS SPEAKING TIME WILL BE LIMITED TO FIVE MINUTES.

THE NEWS MEDIA MAY OBTAIN COPIES OF THIS NOTICE BY CONTACTING:
COMMISSION OFFICE, 302 S. MAIN, COURTHOUSE, ROOM 101, CARTHAGE 417-358-0421

NOTICE POSTED APRIL 5, 2019 AT 4:00 P.M.

(RSMO 610.020)

CARTHAGE PUBLIC LIBRARY BOARD OF TRUSTEES
Tuesday, April 9, 2019 5:15 p.m.

CARTHAGE PUBLIC LIBRARY BOARD ROOM
612 S. Garrison Ave.

AGENDA

Roll Call of Members

Minutes of the Last Meeting

Financial Report

Director's Progress and Service Report

President's Message

Council Liaison's Report

Committee Reports

Building Committee

Budget Committee

Community Relations

By-Laws

Library Gardens

ADA Compliance

Communications

New Business

Payment of Bills

Adjournment



CARTHAGE
PUBLIC LIBRARY

612 S. Garrison Avenue
Carthage, Missouri 64836
Ph 417.237.7040
Fx 417.237.7041
carthage.lib.mo.us

CITY OF CARTHAGE

Planning, Zoning, and Historic
Preservation Commission

AGENDA

Date of Meeting: 4/15/2019

Place: City Hall Chambers
326 Grant St.

Time: 5:15 pm



To Consider the following items:

1. Requested by: CANCELLED

Request type: CANCELLED

Project Location: CANCELLED

Reason for Hearing: CANCELLED

**NOTICE:
DUE TO LACK OF BUSINESS
MEETING IS CANCELLED**

Commission Members

Voting Members:	Chairman	Harry Rogers	1350 S Main St	417-358-4527
	Vice Chairman	Abi Almandinger	1220 S Main	417-793-6589
	Secretary	Bill Barksdale	1314 S Garrison	417-388-2464
	Member	Mark Elliff	1511 Grand	417-358-3613
	Member	Levi Utter	502 E Centennial	417-540-6565
	Member	Vacant	Vacant	Vacant
	Member	Jim Swatsenbarg	601 Howard	417-358-1690

Non-Voting Members:	Mayor	Dan Rife	City Hall	417-237-7003
	Councilmember			
	City Administrator	Tom Short	City Hall	417-237-7003

Staff:	Public Works Director	Zeb Carney	Public Works Department	417-237-7010
---------------	-----------------------	------------	-------------------------	--------------

CORRESPONDENCE

<u>CITATION</u>	<u>NAME</u>	<u>STATUS</u>	<u>STATUS DATE/TIME</u>	<u>FILED DATE</u>	<u>OFFENSE</u>	<u>PLEA</u>	<u>PLEA DATE</u>	<u>CONVICTION DATE</u>	<u>TOTAL DUE</u>
170538991	ANDERSON, CYNTHIA L	IA	5/9/2019 9:00	3/6/2019	TRESPASS				229
170538328	AVENDANO, DANIEL ISAAC	UF	4/11/2019 9:00	3/6/2019	IMPROPER EQUIPMENT	PG	3/28/2019	3/28/2019	225
170538329	AVENDANO, DANIEL ISAAC	DJ	3/28/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				
190185763	CASTRO, OLGA MARIA	IA	4/25/2019 9:00	3/25/2019	DRIVING WHILE SUSPENDE				29
170539278	CHANDLER, CHARLENE	IA	4/11/2019 9:00	3/6/2019	POSS CONTROLLED SUBSTAI				29
170539279	CHANDLER, CHARLENE	IA	4/11/2019 9:00	3/6/2019	POSSESSION DRUG PARAPH				29
170537997	CLARK, AUSTIN WAYNE	TR	5/9/2019 14:00	3/6/2019	POSS CONTROLLED SUBSTAI	NG	3/28/2019		29
170537998	CLARK, AUSTIN WAYNE	TR	5/9/2019 14:00	3/6/2019	POSSESSION DRUG PARAPH	NG	3/29/2019		29
170537999	CLARK, AUSTIN WAYNE	TR	5/9/2019 14:00	3/6/2019	DRIVING WHILE REVOKED	NG	3/29/2019		29
170539280	CLAROS, ANDERSON	IA	4/11/2019 9:00	3/12/2019	OBSTRUCT OFFICER				29
170539281	CLAROS, ANDERSON	IA	4/11/2019 9:00	3/12/2019	PETIT THEFT 1ST OFFENSE				279
170538332	COLLINS, ANTHONY LEON	IA	5/9/2019 9:00	3/6/2019	DRIVING WHILE REVOKED				29
170537973	COMBS, DAVID ANTHONY	IA	4/11/2019 9:00	3/11/2019	DRIVING WHILE INTOXICATE				29
170539037	DARTER, JAMES E JR	IA	5/9/2019 9:00	3/6/2019	PEACE DISTURBANCE				29
170538330	DAVENPORT, DARREN D	IA	5/9/2019 9:00	3/6/2019	NO OPERATORS LICENSE				189
170538331	DAVENPORT, DARREN D	IA	5/9/2019 9:00	3/6/2019	SEATBELT				10
170538333	DUCOTE, DARRYL DUANE	IA	4/11/2019 9:00	3/6/2019	DRIVING WHILE SUSPENDED				29
170539038	ELLIS, ANTHONY THOMAS	CL	4/1/2019 10:28	3/6/2019	IMPROPER REGISTRATION	PG	3/28/2019	3/28/2019	
190185779	ELLIS, ANTHONY THOMAS	IA	4/25/2019 9:00	3/25/2019	ASSAULT-4TH DEGREE				29
170537392	GARNER, JUSTIN WAYNE	IA	4/11/2019 9:00	3/27/2019	VICIOUS DOG				29
170537393	GARNER, JUSTIN WAYNE	IA	4/11/2019 9:00	3/27/2019	DOG AT LARGE				85
170537389	GARZA, KYLIE JAI	CL	3/28/2019 11:06	3/6/2019	DOG AT LARGE	PG	3/28/2019	3/28/2019	
170538640	GIERSCH, ELIZABETH NICOLE	IA	4/25/2019 9:00	3/22/2019	DRIVING WHILE SUSPENDE				29
170537995	HAAG, BRITTNEY MICHELLE	TR	5/9/2019 14:00	3/6/2019	POSS CONTROLLED SUBSTAI	NG	3/28/2019		29
170537996	HAAG, BRITTNEY MICHELLE	TR	5/9/2019 14:00	3/6/2019	POSSESSION DRUG PARAPH	NG	3/28/2019		29
170538560	HAGENESS, KEVIN LEE	CL	3/18/2019 15:04	3/6/2019	STOP LIGHT-STEADY RED	PG	3/18/2019	3/18/2019	
170538838	HERNANDEZ-ORDONEZ, NOR	CL	3/8/2019 7:59	3/6/2019	NO OPERATORS LICENSE	PG	3/8/2019	3/8/2019	
170538839	HERNANDEZ-ORDONEZ, NOR	CL	3/8/2019 7:59	3/6/2019	CHILD RESTRAINT	PG	3/8/2019	3/8/2019	
190185754	HERRERA-VARGAS, NELSON	DP	3/28/2019 9:00	3/22/2019	NO OPERATORS LICENSE				
170537964	HODGES, SHARON KAY	UF	4/11/2019 9:00	3/6/2019	NO PROOF OF INSURANCE	PG	3/28/2019	3/28/2019	200
170537965	HODGES, SHARON KAY	UF	4/11/2019 9:00	3/6/2019	DRIVING WHILE REVOKED	PG	3/28/2019	3/28/2019	279
170538497	HOOVER, SHANE ALLEN	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT				29
170538498	HOOVER, SHANE ALLEN	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT 2ND OFFENSE				329

170538499	HOOVER, SHANE ALLEN	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT 3RD OFFENSE (379
170539091	HOOVER, SHANE ALLEN	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT				29
170538300	HUFF, JUSTIN L	UF	4/18/2019 9:00	3/6/2019	IMPROPER REGISTRATION	PG	3/28/2019	3/28/2019	124
170538001	JOHNSON, CARLES	IA	4/11/2019 9:00	3/8/2019	PETIT THEFT 1ST OFFENSE				279
170539092	KEENER, JULIE MICHELLE	UF	4/18/2019 9:00	3/6/2019	PETIT THEFT	PG	3/28/2019	3/28/2019	279
170538401	KETCHUM, MATTHEW RYAN	CL	3/26/2019 14:21	3/6/2019	SEATBELT	PG	3/26/2019	3/26/2019	
170539094	LANG, HARLEY BLAZE	SA	5/9/2019 9:00	3/6/2019	POSS CONTROLLED SUBSTAI	PG	3/28/2019	3/28/2019	29
170539095	LANG, HARLEY BLAZE	SA	5/9/2019 9:00	3/6/2019	POSESSION OF TOBACCO BY	PG	3/28/2019	3/28/2019	29
170539036	LEE, ZACKARAE ANASTASHA	IA	5/9/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				29
170539096	LOPEZ, ARMANDO IVAN	IA	5/9/2019 9:00	3/6/2019	SPEEDING 10 - 15 OVER				159
170539097	LOPEZ, ARMANDO IVAN	IA	5/9/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				29
170538399	LOPEZ, LEVIN MACKLIN	CL	3/28/2019 10:25	3/6/2019	SEATBELT	PG	3/28/2019	3/28/2019	
170538400	LOPEZ, LEVIN MACKLIN	DJ	3/28/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				
170539098	MALDONADO VELASQUEZ, J/	UF	4/25/2019 9:00	3/6/2019	NO OPERATORS LICENSE	PG	3/28/2019	3/28/2019	189
170539093	MENDIOLA, NICOLE LEANNE	UF	4/18/2019 9:00	3/6/2019	PROPERTY DESTRUCTION	PG	3/28/2019	3/28/2019	200
170538627	MILLER, ABIGAL REA	UF	4/25/2019 9:00	3/6/2019	IMPROPER REGISTRATION	PG	3/28/2019	3/28/2019	124
170538628	MILLER, ABIGAL REA	DJ	3/28/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				
170539099	MOLDER, BRANDI	IA	5/9/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				29
170538203	MORLEN, KERRI JO	CL	3/12/2019 7:56	3/6/2019	SEATBELT	PG	3/12/2019	3/12/2019	
170539040	O'DELL, SEAN MICHAEL	WI	4/25/2019 14:00	3/6/2019	FAIL TO DRIVE ON RIGHT SI				134
170539041	O'DELL, SEAN MICHAEL	WI	4/25/2019 14:00	3/6/2019	DRIVING WHILE INTOXICATE				29
170538888	OXLAJ TECUN, DULMAN	IA	4/25/2019 9:00	3/18/2019	DRIVING WHILE SUSPENDE				29
170539058	PATRICK, CHRISTOPHER WILL	IA	4/25/2019 9:00	3/18/2019	DRIVING WHILE SUSPENDE				29
170535643	ROSS, TIMOTHY WAYNE	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT				29
170538992	ROWLAND, NICHOLAS	DP	3/28/2019 9:00	3/6/2019	PETIT THEFT				
170539054	SALAS, ADRIAN	CL	4/1/2019 10:16	3/4/2019	IMPROPER EQUIPMENT	PG	3/28/2019	3/28/2019	
170538564	SALAS, CARLOS	IA	4/11/2019 9:00	3/4/2019	ASSAULT-4TH DEGREE				29
170539088	SISK, CHRISTOPHER ALLEN	IA	5/9/2019 9:00	3/6/2019	NO PROOF OF INSURANCE				29
170539089	SISK, CHRISTOPHER ALLEN	IA	5/9/2019 9:00	3/6/2019	NO OPERATORS LICENSE				189
170539052	SLOAN, TYLER	CL	3/29/2019 11:10	3/29/2019	SEATBELT	PG	3/29/2019	3/29/2019	
170538638	SMITH, AMANDA	IA	4/11/2019 9:00	3/18/2019	DRIVING WHILE SUSPENDE				29
170538496	SYKES, REX A	IA	5/9/2019 9:00	3/6/2019	PETIT THEFT				29
170538565	THORNSBOUGH, WILLIAM AI	TR	5/9/2019 14:00	3/15/2019	ASSAULT-4TH DEGREE	NG	3/15/2019		29
170539090	WILLIAMS-HOLESAPPLE, LESI	IA	5/9/2019 9:00	3/6/2019	HARASSMENT				29

170538629 WOODRUM, JAMES EDWARD WI 4/25/2019 14:00 3/4/2019 DRIVING WHILE SUSPENDED

29

STATUS DESCRIPTION:

CLOSED	10
DISMISSED BY JUDGE	3
DISMISSED BY PROSECUTOR	2
SENTENCING	2
INITIAL ARRAIGNMENT	34
TRIAL	6
UNPAID FINES	8
ATTORNEY ENTERED	3
TOTAL	68

"Rosenberg's Rules of Order"

(Simple Rules of Parliamentary Procedure for the 21st Century)

Introduction

The rules of procedure at meetings should be simple enough for most people to understand. Unfortunately, that has not always been the case. Virtually all clubs, associations, boards, councils and bodies follow a set of rules - "Robert's Rules of Order" - which are embodied in a small, but complex, book. Virtually no one I know has actually read this book cover to cover. Worse yet, the book was written for another time, and for another purpose. If one is chairing or running a Parliament, then "Robert's Rules of Order" is a dandy and quite useful handbook for procedure in that complex setting. On the other hand, if one is running a meeting of, say, a 5-member body with a few members of the public in attendance, a simplified version of the rules of parliamentary procedure is in order.

Hence, the birth of "Rosenberg's Rules of Order."

What follows is my version of the rules of parliamentary procedure, based on my 20 years of experience chairing meetings in state and local government. These rules have been simplified for the smaller bodies we chair or in which we participate, slimmed down for the 21st Century, yet retaining the basic tenets of order to which we have grown accustomed.

This treatise on modern parliamentary procedure is built on a foundation supported by the following four pillars: (1) Rules should establish order. The first purpose of rules of parliamentary procedure is to establish a framework for the orderly conduct of meetings. (2) Rules should be clear. Simple rules lead to wider understanding and participation. Complex rules create two classes: those who understand and participate; and those who do not fully understand and do not fully participate. (3) Rules should be user friendly. That is, the rules must be simple enough that the public is invited into the body and feels that it has participated in the process. (4) Rules should enforce the will of the majority while protecting the rights of the minority. The ultimate purpose of rules of procedure is to encourage discussion and to facilitate decision-making by the body. In a democracy, majority rules. The rules must enable the majority to express itself and fashion a result, while permitting the minority to also express itself, but not dominate, and fully participate in the process.

The Role of the Chair

While all members of the body should know and understand the rules of parliamentary procedure, it is the Chair of the body who is charged with applying the rules in the conduct of the meeting. The Chair should be well versed in those rules. The Chair, for all intents and purposes, makes the final ruling on the rules every time the Chair states an action. In fact, all decisions by the Chair are final unless overruled by the body itself.

Since the Chair runs the conduct of the meeting, it is usual courtesy for the Chair to play a less active role in the debate and discussion than other members of the body. This does not mean that the Chair should not participate in the debate or discussion. To the contrary, the Chair as a member of the body has the full right to participate in the debate, discussion and decision-making of the body. What the Chair should do, however, is strive to be the last to speak at the discussion and debate stage, and the Chair should not make or second a motion unless the Chair is convinced that no other member of the body will do so at that point in time.

The Basic Format for an Agenda Item Discussion

Formal meetings normally have a written, often published agenda. Informal meetings may have only an oral or understood agenda. In either case, the meeting is governed by the agenda and the agenda constitutes the body's agreed-upon roadmap for the meeting. And each agenda item can be handled by the Chair in the following basic format:

First, the Chair should clearly announce the agenda item number and should clearly state what the agenda item subject is. The Chair should then announce the format (which follows) that will be followed in considering the agenda item.

Second, following that agenda format, the Chair should invite the appropriate person or persons to report on the item, including any recommendation that they might have. The appropriate person or persons may be the Chair, a member of the body, a staff person, or a committee chair charged with providing input on the agenda item.

Third, the Chair should ask members of the body if they have any technical questions of clarification. At this point, members of the body may ask clarifying questions to the person or persons who reported on the item, and that person or persons should be given time to respond.

Fourth, the Chair should invite public comments, or if appropriate at a formal meeting, should open the public meeting for public input. If numerous members of the public indicate a desire to speak to the subject, the Chair may limit the time of public speakers. At the conclusion of the public comments, the Chair should announce that public input has concluded (or the public hearing as the case may be is closed).

Fifth, the Chair should invite a motion. The Chair should announce the name of the member of the body who makes the motion.

Sixth, the Chair should determine if any member of the body wishes to second the motion. The Chair should announce the name of the member of the body who seconds the motion. (It is normally good practice for a motion to require a second before proceeding with it, to ensure that it is not just one member of the body who is interested in a particular approach. However, a second is not an absolute requirement, and the Chair can proceed with consideration and vote on a motion even when there is no second. This is a matter left to the discretion of the Chair.)

Seventh, if the motion is made and seconded, the Chair should make sure everyone understands the motion. This is done in one of three ways: (1) The Chair can ask the maker of the motion to repeat it. (2) The Chair can repeat the motion. (3) The Chair can ask the secretary or the clerk of the body to repeat the motion.

Eighth, the Chair should now invite discussion of the motion by the body. If there is no desired discussion, or after the discussion has ended, the Chair should announce that the body will vote on the motion. If there has been no discussion or very brief discussion, then the vote on the motion should proceed immediately and there is no need to repeat the motion. If there has been substantial discussion, then it is normally best to make sure everyone understands the motion by repeating it.

Ninth, the Chair takes a vote. Simply asking for the "ayes", and then asking for the "nays" normally does this. If members of the body do not vote, then they "abstain". Unless the rules of the body provide otherwise (or unless a super-majority is required as delineated later in these rules) then a simple majority determines whether the motion passes or is defeated.

Tenth, the Chair should announce the result of the vote and should announce what action (if any) the body has taken. In announcing the result, the Chair should indicate the names of the members of the body, if any, who voted in the minority on the motion. This announcement might take the following form: "The motion passes by a vote of 3-2, with Smith and Jones dissenting. We have passed the motion requiring 10 days notice for all future meetings of this body."

Motions in General

Motions are the vehicles for decision-making by a body. It is usually best to have a motion before the body prior to commencing discussion of an agenda item. This helps the body focus.

Motions are made in a simple two-step process. First, the Chair should recognize the member of the body. Second, the member of the body makes a motion by preceding the member's desired approach with the words: "I move" So, a typical motion might be: "I move that we give 10-day's notice in the future for all our meetings."

The Chair usually initiates the motion by either (1) Inviting the members of the body to make a motion. "A motion at this time would be in order." (2) Suggesting a motion to the members of the body. "A motion would be in order that we give 10-day's notice in the future for all our meetings." (3) Making the motion. As noted, the Chair has every right as a member of the body to make a motion, but should normally do so only if the Chair wishes to make a motion on an item but is convinced that no other member of the body is willing to step forward to do so at a particular time.

The Three Basic Motions

There are three motions that are the most common and recur often at meetings:

The basic motion. The basic motion is the one that puts forward a decision for the body's consideration. A basic motion might be: "I move that we create a 5-member committee to plan and put on our annual fundraiser."

The motion to amend. If a member wants to change a basic motion that is before the body, they would move to amend it. A motion to amend might be: "I move that we amend the motion to have a 10-member committee." A motion to amend takes the basic motion which is before the body and seeks to change it in some way.

The substitute motion. If a member wants to completely do away with the basic motion that is before the body, and put a new motion before the body, they would move a substitute motion. A substitute motion might be: "I move a substitute motion that we cancel the annual fundraiser this year."

"Motions to amend" and "substitute motions" are often confused. But they are quite different, and their effect (if passed) is quite different. A motion to amend seeks to retain the basic motion on the floor, but modify it in some way. A substitute motion seeks to throw out the basic motion on the floor, and substitute a new and different motion for it. The decision as to whether a motion is really a "motion to amend" or a "substitute motion" is left to the chair. So that if a member makes what that member calls a "motion to amend", but the Chair determines that it is really a "substitute motion", then the Chair's designation governs.

Multiple Motions Before the Body

There can be up to three motions on the floor at the same time. The Chair can reject a fourth motion until the Chair has dealt with the three that are on the floor and has resolved them.

When there are two or three motions on the floor (after motions and seconds) at the same time, the vote should proceed first on the last motion that is made. So, for example, assume the first motion is a basic "motion to have a 5-member committee to plan and put on our annual fundraiser." During the discussion of this motion, a member might make a second motion to "amend the main motion to have a 10-member committee, not a 5-member committee to plan and put

on our annual fundraiser." And perhaps, during that discussion, a member makes yet a third motion as a "substitute motion that we not have an annual fundraiser this year." The proper procedure would be as follows:

First, the Chair would deal with the third (the last) motion on the floor, the substitute motion. After discussion and debate, a vote would be taken first on the third motion. If the substitute motion passed, it would be a substitute for the basic motion and would eliminate it. The first motion would be moot, as would the second motion (which sought to amend the first motion), and the action on the agenda item would be completed on the passage by the body of the third motion (the substitute motion). No vote would be taken on the first or second motions. On the other hand, if the substitute motion (the third motion) failed then the Chair would proceed to consideration of the second (now, the last) motion on the floor, the motion to amend.

Second, if the substitute motion failed, the Chair would now deal with the second (now, the last) motion on the floor, the motion to amend. The discussion and debate would focus strictly on the amendment (should the committee be 5 members or 10 members). If the motion to amend passed the Chair would now move to consider the main motion (the first motion) as amended. If the motion to amend failed the Chair would now move to consider the main motion (the first motion) in its original format, not amended.

Third, the Chair would now deal with the first motion that was placed on the floor. The original motion would either be in its original format (5-member committee), or, if amended, would be in its amended format (10-member committee). And the question on the floor for discussion and decision would be whether a committee should plan and put on the annual fundraiser.

To Debate or Not to Debate

The basic rule of motions is that they are subject to discussion and debate. Accordingly, basic motions, motions to amend, and substitute motions are all eligible, each in their turn, for full discussion before and by the body. The debate can continue as long as members of the body wish to discuss an item, subject to the decision of the Chair that it is time to move on and take action.

There are exceptions to the general rule of free and open debate on motions. The exceptions all apply when there is a desire of the body to move on. The following motions are not debatable (that is, when the following motions are made and seconded, the Chair must immediately call for a vote of the body without debate on the motion):

A motion to adjourn. This motion, if passed, requires the body to immediately adjourn to its next regularly scheduled meeting. It requires a simple majority vote.

A motion to recess. This motion, if passed, requires the body to immediately take a recess. Normally, the Chair determines the length of the recess which may be a few minutes or an hour. It requires a simple majority vote.

A motion to fix the time to adjourn. This motion, if passed, requires the body to adjourn the meeting at the specific time set in the motion. For example, the motion might be: "I move we adjourn this meeting at midnight." It requires a simple majority vote.

A motion to table. This motion, if passed, requires discussion of the agenda item to be halted and the agenda item to be placed on "hold". The motion can contain a specific time in which the item can come back to the body: "I move we table this item until our regular meeting in October." Or the motion can contain no specific time for the return of the item, in which case a motion to take the item off the table and bring it back to the body will have to be taken at a future meeting. A motion to table an item (or to bring it back to the body) requires a simple majority vote.

A motion to limit debate. The most common form of this motion is to say: "I move the previous question" or "I move the question" or "I call the question." When a member of the body makes such a motion, the member is really saying: "I've had enough debate. Let's get on with the vote". When such a motion is made, the Chair should ask for a second, stop debate, and vote on the motion to limit debate. The motion to limit debate requires a 2/3 vote of the body. Note: that a motion to limit debate could include a time limit. For example: "I move we limit debate on this agenda item to 15 minutes." Even in this format, the motion to limit debate requires a 2/3 vote of the body. A similar motion is a **motion to object to consideration of an item.** This motion is not debatable, and if passed, precludes the body from even considering an item on the agenda. It also requires a 2/3 vote.

Majority and Super-Majority Votes

In a democracy, a simple majority vote determines a question. A tie vote means the motion fails. So in a 7-member body, a vote of 4-3 passes the motion. A vote of 3-3 with one abstention means the motion fails. If one member is absent and the vote is 3-3, the motion still fails.

All motions require a simple majority, but there are a few exceptions. The exceptions come up when the body is taking an action which, effectively, cuts off the ability of a minority of the body to take an action or discuss an item. These extraordinary motions require a 2/3 majority (a super-majority) to pass:

Motion to limit debate. Whether a member says "I move the previous question" or "I move the question" or "I call the question" or "I move to limit debate", it all amounts to an attempt to cut off the ability of the minority to discuss an item, and it requires a 2/3 vote to pass.

Motion to close nominations. When choosing officers of the body (like the Chair) nominations are in order either from a nominating committee or from the floor of the body. A motion to close nominations effectively cuts off the right of the minority to nominate officers, and it requires a 2/3 vote to pass.

Motion to object to the consideration of a question. Normally, such a motion is unnecessary since the objectionable item can be tabled, or defeated straight up. However, when members of a body do not even want an item on the agenda to be considered, then such a motion is in order. It is not debatable, and it requires a 2/3 vote to pass.

Motion to suspend the rules. This motion is debatable, but requires a 2/3 vote to pass. If the body has its own rules of order, conduct or procedure, this motion allows the body to suspend the rules for a particular purpose. For example, the body (a private club) might have a rule prohibiting the attendance at meetings by non-club members. A motion to suspend the rules would be in order to allow a non-club member to attend a meeting of the club on a particular date or on a particular agenda item.

The Motion to Reconsider

There is a special and unique motion that requires a bit of explanation all by itself: the motion to reconsider. A tenet of parliamentary procedure is finality. After vigorous discussion, debate, perhaps disagreement and a vote, there must be some closure to the issue. And so, after a vote is taken, the matter is deemed closed, subject only to a re-opener if a proper motion to reconsider is made.

A motion to reconsider requires a majority vote to pass, but there are two special rules that apply only to the motion to reconsider. First, is timing. A motion to reconsider must be made at the meeting where the item was first voted upon or at the very next meeting of the body. A motion to reconsider made at a later time is untimely. (The body, however, can always vote to suspend the rules and by a 2/3 majority, can allow a motion to reconsider to be made at another time.) Second, a motion to reconsider can only be made by certain members of the body. Accordingly, a motion to reconsider can only be made by a member who voted in the majority on the original motion. If such a member has a change of heart, he or she can make the motion to reconsider (any other member of the body may second the motion). If a member who voted in the minority seeks to make the motion to reconsider, it must be ruled out of order. The purpose of this rule is finality. If a member of the minority could make a motion to reconsider, then the item could be brought back to the body again and again. That would defeat the purpose of finality.

If the motion to reconsider passes, then the original matter is back before the body, and a new original motion is then in order. The matter can be discussed and debated as if it were on the floor for the first time.

Courtesy and Decorum

The rules of order are meant to create an atmosphere where the members of the body and the members of the public can attend to business efficiently, fairly and with full participation. At the same time, it is up to the Chair and the members of the body to maintain common courtesy and decorum. Unless the setting is very informal, it is always best for only one person at a time to have the floor, and it is always best for every speaker to be first recognized by the Chair before proceeding to speak.

The Chair should always ensure that debate and discussion of an agenda item focuses on the item and the policy in question, not the personalities of the members of the body. Debate on policy is healthy, debate on personalities is not. The Chair has the right to cut off discussion that is too personal, is too loud, or is too crude.

Debate and discussion should be focused, but free and open. In the interest of time, the Chair may, however, limit the time allotted to speakers, including members of the body.

Can a member of the body interrupt the speaker? The general rule is "no." There are, however, exceptions. A speaker may be interrupted for the following reasons:

Privilege. The proper interruption would be: "point of privilege." The Chair would then ask the interrupter to "state your point." Appropriate points of privilege relate to anything that would interfere with the normal comfort of the meeting. For example, the room may be too hot or too cold, or a blowing fan might interfere with a person's ability to hear.

Order. The proper interruption would be: "point of order." Again, the Chair would ask the interrupter to "state your point." Appropriate points of order relate to anything that would not be considered appropriate conduct of the meeting. For example, if the Chair moved on to a vote on a motion that permits debate without allowing that discussion or debate.

Appeal. If the Chair makes a ruling that a member of the body disagrees with, that member may appeal the ruling of the chair. If the motion is seconded, and after debate, if it passes by a simple majority vote, then the ruling of the Chair is deemed reversed.

Call for orders of the day. This is simply another way of saying, "Let's return to the agenda." If a member believes that the body has drifted from the agreed-upon agenda, such a call may be made. It does not require a vote, and when the Chair discovers that the agenda has not been followed, the Chair simply reminds the body to return to the agenda item properly before them. If the Chair fails to do so, the Chair's determination may be appealed.

Withdraw a motion. During debate and discussion of a motion, the maker of the motion on the floor, at any time, may interrupt a speaker to withdraw his or her motion from the floor. The motion is immediately deemed withdrawn, although the Chair may ask the person who seconded the motion if he or she wishes to make the motion, and any other member may make the motion if properly recognized.

Special Notes About Public Input

The rules outlined above will help make meetings very public-friendly. But in addition, and particularly for the Chair, it is wise to remember three special rules that apply to each agenda item:

Rule One: Tell the public what the body will be doing.

Rule Two: Keep the public informed while the body is doing it.

Rule Three: When the body has acted, tell the public what the body did.