

1. Agenda

Documents:

[CITY COUNCIL AGENDA 030921.PDF](#)

2. Minutes

Documents:

[CITY COUNCIL MINUTES 03 09 21.PDF](#)

3. Meeting Materials

Documents:

[COUNCIL PACKET 030921.PDF](#)

**COUNCIL AGENDA
CITY OF CARTHAGE, MISSOURI
TUESDAY, MARCH 9, 2021
COUNCIL CHAMBERS
6:30 P.M.**

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
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 Council Members
(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
15. Old Business
 1. **C.B. 21-09** – An Ordinance authorizing the Mayor to enter into an intergovernmental police protection mutual aid agreement between the City of Carl Junction, Missouri and City of Carthage Police Department pursuant to MO. Rev. Statute §70.820 (2000). (Public Safety)
 2. **C.B. 21-10** – An Ordinance of the City of Carthage, Missouri, imposing a Use Tax for General Revenue Purposes at the rate of Two and Three-Quarters Percent (2.75%) pursuant to the authority granted by and subject to the provisions of Sections 144.600 through 144.761 RSMo; providing for the Use Tax to be repealed, reduced or raised in the same amount as any City Sales Tax is repealed, reduced or raised; and providing for submission of the proposal to the qualified voters of the City for their approval at the General

Municipal Election called and to be held in the City on August 03, 2021. (Budget Ways & Means)

16. New Business

1. **C.B. 21-11** – An Ordinance amending the Annual Operating and Capital budget of the City of Carthage for Fiscal Year 2020-2021 for specified funds (General, Public Safety Grant, Civic Enhancement Fund, and Capital Improvements Sales Tax Fund. (Budget Ways & Means)
2. **C.B. 21-12** – An Ordinance annexing certain adjacent territory commonly known as 1699 West Fairview into the City of Carthage, Jasper County, Missouri as requested by Bill Wilson. (Public Works)
3. **C.B. 21-13** – An Ordinance to amend Chapter 6 – Buildings and Building Regulations of the Carthage Code, by adopting the International Code Council 2018 Codes as supplemented or amended and the 2017 NEC Code as supplemented or amended. (Public Works)
4. **C.B. 21-14** – An Ordinance to amend Section 4-20 Vicious Dog, of the Carthage Code by replacing with 4-20 Dangerous Dogs, in the City of Carthage, Missouri. (Public Safety)

17. Mayor's Appointments

18. Resolutions

1. **Resolution 1919** – A Resolution of the City Council of the City of Carthage approving a staff recommendation granting an Administrative Lot Split for property located at South Side of Elk Street East of Grand Ave., Carthage, Missouri.
2. **Resolution 1923** – A Resolution providing for the formal acceptance of a donation by the City Council of the City of Carthage, Missouri pursuant to City Policy (Budget Ways & Means)
3. **Resolution 1924** – A Resolution approving the recommendation of the McCune-Brooks Regional Hospital Trust for the distribution of funds (\$75,000 per year for five years) from the Restricted Trust Fund to Joplin Regional Medical School Alliance. (McCune Brooks Regional Hospital Trust)

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 9, 2021

The Carthage City Council met in regular session on the above date in City Hall Council Chambers at 6:30 P.M. 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: David Armstrong, Ray West, Ceri Otero, Mike Daugherty, Alan Snow, Craig Diggs, Ed Barlow, Seth Thompson, James Harrison and Juan Topete. City Administrator Tom Short and City Attorney Nate Dally were also present.

The following Department Heads were present: Police Chief Greg Dagnan, Fire Chief Roger Williams, Public Works Director Zeb Carney, Parks & Recreation Director Mark Peterson, City Clerk Traci Cox and Deputy City Clerk Miranda Deal.

Mr. Daugherty made a motion, seconded by Mr. Snow, to approve the minutes of the February 23, 2021 Council Meeting. Motion carried unanimously.

During Citizen's Participation Period: Chuck Bryant with Carthage Water & Electric Plant gave a presentation on what happened during winter storm Uri. He provided data from the Southwest Power Pool on why we had to do rolling blackouts, how the City of Carthage managed to make it through the extreme weather, and why we should not see rate increases like the other cities in the SPP.

Mr. Snow reported the Budget Ways & Means Committee met on March 9. The five-year CIP was reviewed. The annual LEST grant was approved and is being presented in Resolution 1923, a budget amendment was approved and is being presented in C.B. 21-11. The next meeting is scheduled for April 12.

Ms. Otero reported the Committee on Insurance, Audit and Claims met on this date and approved the claims. The committee also discussed a \$20 per month gym membership reimbursement for City employees who go to a local gym at least 12 times per month and turn in proof of visits. Ms. Otero made a motion, seconded by Mr. Harrison, to approve the reimbursement amount. Motion carried. The committee also discussed increasing the City of Carthage Wellness Program incentive amount to \$75 for employees who meet the 100 point criteria on the Wellness Program. Ms. Otero made a motion, seconded by Mr. Armstrong, to approve the incentive increase. Motion carried.

Mr. Harrison reported the Public Safety Committee is between meetings with the next meeting scheduled for March 15.

Mr. Topete reported the Public Services is between meetings with the next meeting scheduled for March 16.

Mr. Daugherty reported the Public Works Committee met March 2. Bids for the Phase 4 Sidewalk project were reviewed. Mr. Daugherty made a motion, seconded by Mr. Diggs, to accept the low bid of \$385,528.00 from Hunter Chase. Motion carried. Amendments to the ICC Code were approved and are being presented in C.B. 21-13.

Special Committee and Board Liaison reports were given by Mr. Snow for the GRO Committee and Ms. Otero for Carthage Humane Society.

Mayor Rife introduced Danny Lambeth, who gave a presentation about what the GRO Committee is doing and what their goals are for the City of Carthage.

During reports of Council Members, Mr. Armstrong voiced his opinion on the McCune Brooks Hospital Trust not upholding the promises that were made to the City when the City agreed to sell the hospital. Mr. Snow stated that C.B. 21-10 regarding the Use Tax will only affect online purchases where the goods are coming in from another State. He stated that he is very much in favor of the Council Bill and thinks that it will be a great option to expand our revenue bases that will help support our five-year CIP. Ray West stated that he had conducted a small survey in his neighborhood the last time the Use Tax was on the Council agenda, and the overall feedback he received was positive. Mr. Barlow thanked the Department heads for their visions of the future in Carthage.

City Attorney Nate Dally reported that C.B. 21-14 is a long amendment to a small ordinance and that more changes will be made before the second reading at the next council meeting. Also, Resolution 1919 had some changes done to it, however, the changes are wrong and do not contain the correct location the Resolution is referring to.

Parks and Recreation Director Mark Peterson reported that the Master Plan for the Parks and Recreation Department is close to being done. He hopes to have the results soon and start having citizen participation meetings within the next 4-6 weeks.

City Administrator Tom Short reported on the following: Callie with the Convention & Visitor's Bureau is set to start meeting with all Departments to determine what information they would like to have available for the public, the COVID vaccine clinic was a success, sales tax numbers are still up, there is a Humane Society meeting set for March 11, CARES Act reimbursements are still pending, and the railroad lawsuit is still ongoing. He also discussed the Governor's Cost Share Program. Mr. Armstrong made a motion, seconded by Mr. Diggs, to reject the Governor's Cost Share Program for the work on Hazel Ave from Fairview to George E Phelps Blvd. Motion carried.

The Committee on Claims filed a report in the amount of \$683,726.53 against the following funds: General Revenue \$79,870.98, Public Health \$1,280.21, Lodging Tax \$8,236.70, Parks/Stormwater \$16,387.00, Fire Protection \$27.44, Golf \$7,064.44, Parks & Recreation \$1,200.00, Public Facilities \$13,496.00, Library \$25,000.00, and Payroll \$531,163.76. Ms. Otero made a motion, seconded by Mr. Armstrong, to accept the report and allow the claims. Motion carried.

Under old business, C.B. 21-09 – An Ordinance authorizing the Mayor to enter into an intergovernmental police protection mutual aid agreement between the City of Carl Junction, Missouri and City of Carthage Police Department pursuant to MO. Rev. Statute §70.820 (2000) was placed on second reading followed by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Harrison, Otero, Snow, Thompson, Topete and West. The Council Bill was approved and numbered Ordinance 21-09.

C.B. 21-10 – An Ordinance of the City of Carthage, Missouri, imposing a Use Tax for General Revenue Purposes at the rate of Two and Three-Quarters Percent (2.75%) pursuant to the authority granted by and subject to the provisions of Sections 144.600 through 144.761 RSMo; providing for the Use Tax to be repealed, reduced or raised in the same amount as any City Sales Tax is repealed, reduced or raised; and providing for submission of the proposal to the qualified voters of the City for their approval at the General Municipal Election called and to be held in the City on August 03, 2021 was placed on second reading followed by a roll call vote of 9 yeas and 1 nays. Ayes: Armstrong, Barlow, Daugherty, Harrison, Otero, Snow, Thompson, Topete and West. Nays: Diggs. The Council Bill was approved and numbered Ordinance 21-10.

Under new business, C.B. 21-11 – An Ordinance amending the Annual Operating and Capital budget of the City of Carthage for Fiscal Year 2020-2021 for specified funds (General, Public Safety Grant, Civic Enhancement Fund, and Capital Improvements Sales Tax Fund) was placed on first reading with no action taken.

C.B. 21-12 – An Ordinance annexing certain adjacent territory commonly known as 1699 West Fairview into the City of Carthage, Jasper County, Missouri as requested by Bill Wilson was placed on first reading with no action taken.

C.B. 21-13 – An Ordinance to amend Chapter 6 – Buildings and Building Regulations of the Carthage Code, by adopting the International Code Council 2018 Codes as supplemented or amended and the 2017 NEC Code as supplemented or amended was placed on first reading with no action taken

C.B. 21-14 – An Ordinance to amend Section 4-20 Vicious Dog, of the Carthage Code by replacing with 4-20 Dangerous Dogs, in the City of Carthage, Missouri was placed on first reading with no action taken

Resolution 1919 – A Resolution of the City Council of the City of Carthage approving a staff recommendation granting an Administrative Lot Split for property located at South Side of Elk Street East of Grand Ave., Carthage, Missouri. Resolution 1919 failed due to lack of motion.

Mr. Armstrong made a motion, seconded by Mr. Snow, to approve Resolution 1923 – A Resolution providing for the formal acceptance of a donation by the City Council of the City of Carthage, Missouri pursuant to City Policy. Resolution 1923 was adopted by a roll call vote of 10 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Harrison, Otero, Snow, Thompson, Topete and West.

Mr. Barlow made a motion, seconded by Ms. Otero, to approve Resolution 1924 – A Resolution approving the recommendation of the McCune-Brooks Regional Hospital Trust for the distribution of funds (\$75,000 per year for five years) from the Restricted Trust Fund to Joplin Regional Medical School Alliance. Resolution 1924 was adopted by a roll call vote of 9 yeas and 1 nays. Ayes: Barlow, Daugherty, Diggs, Harrison, Otero, Snow, Thompson, Topete and West. Nays: Armstrong.

During closing comments, Mr. West thanked everyone who showed up to the meeting. Mr. Snow thanked Chief Williams for his nice weather reports the last week. Mr. Diggs thanked Chuck Bryant for his presentation.

Mr. Topete made a motion, seconded by Mr. Daugherty, to adjourn the regular session of the Council Meeting. Motion carried and meeting adjourned at 8:10 p.m.

Dan Rife, Mayor

Traci Cox, City Clerk

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MINUTES OF THE MEETING OF THE CITY COUNCIL
CITY OF CARTHAGE, MISSOURI
FEBRUARY 23, 2021

The Carthage City Council met in regular session on the above date in City Hall Council Chambers at 6:30 P.M. 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: David Armstrong, Ray West, Ceri Otero, Alan Snow, Ed Barlow, and Seth Thompson. Council Members James Harrison, Juan Topete, Mike Daugherty, and Craig Diggs were absent. City Administrator Tom Short and City Attorney Nate Dally were also present.

The following Department Heads were present: Police Chief Greg Dagnan, Fire Chief Roger Williams, Public Works Director Zeb Carney, Parks & Recreation Director Mark Peterson, City Clerk Traci Cox and Deputy City Clerk Miranda Deal.

Mr. Armstrong made a motion, seconded by Ms. Otero, to approve the minutes of the February 9, 2021 Council Meeting. Motion carried unanimously.

No citizen's spoke during Citizen's Participation Period.

Mr. Snow reported the Budget Ways & Means is in between meetings with the next meeting scheduled for March 8.

Ms. Otero reported the Committee on Insurance, Audit and Claims met on this date and approved the claims.

Mr. Snow reported the Public Safety Committee met on February 18. The committee discussed changes to the Animal Control Ordinance that will be presented at the March 9 Council meeting. A mutual aid agreement with the City of Carl Junction was approved and is being presented in C.B. 21-09. Carthage R-9 is requesting permission to place solar flashing lights at the Carthage High School crosswalk at George Phelps and River. They will be paying for expenses which include modifications made to the existing signs. Mr. Snow made a motion, seconded by Mr. Barlow, to approve the request. Motion carried. Mr. Snow made a motion, seconded by Mr. Armstrong, to accept the low bid of \$46,193 from Jon's Mid America to purchase a battery-powered rescue tool using funds from the Steadley Foundation and allow the purchase of additional rescue tools with a total cap of \$72,000 for all items. Motion carried. Mr. Snow made a motion, seconded by Mr. Armstrong, to accept the low bid from Fire Master Fire Apparatus for the purchase of a breathing air system totaling \$40,955. Motion carried. The Carthage Water & Electric Tower 2 Tower 5K and Fun Run will be held on Saturday, May 8th at 8:00 a.m. They are requesting the help of Carthage Police Department with street crossings at Main Street and Fairview. Mr. Snow made a motion, seconded by Ms. Otero, to approve the request. Motion carried.

Ms. Otero reported the Public Services Committee did not meet due to weather. The next scheduled meeting is March 16.

Mr. Armstrong reported the Public Works Committee is in between meetings with the next meeting scheduled for March 2.

Special Committee and Board Liaison reports were given by Mr. Snow for Carthage Water & Electric Board and Ms. Otero for Carthage Humane Society.

Mayor Rife thanked the Street Department, Police Department, and Fire Department for keeping us safe these last two weeks in the extreme weather.

During reports of Council Members, Ray West thanked the City staff and Carthage Water & Electric for their hard work in the extreme weather.

City Attorney Nate Dally thanked the Street Department for clearing the roads so well to allow Republic Services to get down most City streets to pick up trash when they were running behind.

Fire Chief Roger Williams thanked the Street Department for keeping the fire station parking lots cleared and salted so they were able to get out and respond to calls. Chief Williams also thanked the citizens of the Carthage Fire District for being cautious during the winter weather, as the Fire Department did not have to respond to any house fire calls.

Public Works Director Zeb Carney reported that the Street Department had some trouble with their snow equipment in the extremely low temperatures. They were able to keep a mechanic down at the shop for a few days to service equipment that broke down. They were short-handed during the weather and were able to utilize Parks & Recreation employees to help clear snow piles around the City.

Parks and Recreation Director Mark Peterson thanked the Street Department for getting the streets and parking lots cleared. There is a meeting scheduled with Callie from the Convention & Visitor's Bureau and Lime regarding a scooter rental program for the City.

City Administrator Tom Short thanked the Street Department and Carthage Water and Electric for their work during the winter weather. He also reported on the following: updated contract with the Convention & Visitor's Bureau for C.B 21-07, tax abatement for Schreiber Foods project, termination of contract with Pearson-Kelly Technology, IT Department interviews for new IT position, 2021-2022 budget process, the CIAC will look at City insurance rates and the possible payout or extension of comp time, COVID vaccine clinic coming to Carthage in March, GRO committee has a meeting to discuss a housing project, CARES Act reimbursements, Anderson Engineering project to look at the road conditions around the City, and sales tax revenues.

The Committee on Claims filed a report in the amount of \$494,100.63 against the following funds: General Revenue \$83,742.12, Public Health \$150,919.41, Fire Protection \$1,550.35, Golf \$1,739.85, Parks & Recreation \$6,298.14, Payroll \$249,850.76. Ms. Otero made a motion, seconded by Mr. Armstrong, to accept the report and allow the claims. Motion carried.

Under old business, C.B. 21-06 – An Ordinance to authorize the Mayor to apply for federal financial assistance on behalf of the City of Carthage, Missouri and to execute any contract(s) resulting from such application for any grants between the City of Carthage and the Missouri Highways and Transportation Commission providing for capital, operating, and/or marketing assistance, comprised of federal funds to be expended for Commission-approved transit projects was placed on second reading followed by a roll call vote of 6 yeas and 0 nays. Ayes: Armstrong, Barlow, Otero, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-06.

C.B. 21-07 – An Ordinance authorizing the Mayor of the City of Carthage, to enter into an agreement between the Carthage Convention & Visitors Bureau and the City of Carthage, Missouri for communications services was placed on second reading followed by a roll call vote of 6 yeas and 0 nays. Ayes: Armstrong, Barlow, Otero, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-07.

C.B. 21-08 -- An Ordinance extending the current agreement with Blevins Asphalt Construction Co., Inc. for the Annual Asphalt Paving Contract (@ \$58.55 per ton of asphalt to include tack oil) to include a new term from July 1, 2021 to June 30, 2022 was placed on second reading followed by a roll call vote of 6 yeas and 0 nays. Ayes: Armstrong, Barlow, Otero, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-08.

Under new business, C.B. 21-09 – An Ordinance authorizing the Mayor to enter into an intergovernmental police protection mutual aid agreement between the City of Carl Junction, Missouri and City of Carthage Police Department pursuant to MO. Rev. Statute §70.820 (2000) was placed on first reading with no action taken.

C.B. 21-10 – An Ordinance of the City of Carthage, Missouri, imposing a Use Tax for General Revenue Purposes at the rate of Two and Three-Quarters Percent (2.75%) pursuant to the authority granted by and subject to the provisions of Sections 144.600 through 144.761 RSMo; providing for the Use Tax to be repealed, reduced or raised in the same amount as any City Sales Tax is repealed, reduced or raised; and providing for submission of the proposal to the qualified voters of the City for their approval at the General Municipal Election called and to be held in the City on August 03, 2021 was placed on first reading with no action taken.

Mr. Snow made a motion, seconded by Mr. West, to approve Resolution 1921 – A Resolution providing for the formal acceptance of a donation by the City Council of the City of Carthage, Missouri pursuant to City Policy. Resolution 1921 was adopted by a roll call vote of 6 yeas and 0 nays. Ayes: Armstrong, Barlow, Otero, Snow, Thompson, and West.

Mr. Snow made a motion, seconded by Mr. Armstrong, to approve Resolution 1922 – A Resolution adopting a revised Policemen's and Firemen's Pension Plan Investment Policy, as recommended by the Policemen's and Firemen's Pension Board. Resolution 1921 was adopted by a roll call vote of 6 yeas and 0 nays. Ayes: Armstrong, Barlow, Otero, Snow, Thompson, and West.

During closing comments, Mr. Armstrong stated that he hopes we can become a more outward facing City, Mr. West and Ms. Otero thanked the street department for their work during the winter weather, Mr. Snow thanked Chief Williams for his weather updates, and Mr. Thompson thanked street department and other departments for their work through the winter weather.

Mr. Thompson made a motion, seconded by Ms. Otero, to adjourn the regular session of the Council Meeting. Motion carried and meeting adjourned at 7:24 p.m.

Dan Rife, Mayor

Traci Cox, City Clerk

***PRESENTATIONS/
PROCLAMATIONS***

***PUBLIC
HEARINGS***

***OLD
BUSINESS***

COUNCIL BILL NO. 21-09

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTER
GOVERNMENTAL POLICE PROTECTION MUTUAL AID AGREEMENT
BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND CITY OF CARTHAGE
POLICE DEPARTMENT PURSUANT TO MO. REV. STAT. §70.820 (2000).**

WHEREAS, municipal corporations are authorized to enter into agreements for mutual aid for police services; and

WHEREAS, in recognition of the fact that there may be emergencies outside the jurisdiction of the parties hereto that require the response of the law enforcement agency outside of their jurisdiction and within other municipalities, when requested,

**NOW, THEREFORE, 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 enter into an Inter-Governmental Police Protection Mutual Aid Agreement between the City of Carl Junction, Missouri and City of Carthage Police Department pursuant to Mo. Rev. Stat. §70.820 (2000).

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: Public Safety Committee

INTERGOVERNMENTAL POLICE PROTECTION MUTUAL AID AGREEMENT

This AGREEMENT, made and entered into on this 3rd day of March, 2020, by and between the City of Carl Junction, a municipal corporation, (hereinafter referred to as "City") and City of Carthage Police Department, provides as follows:

WHEREAS, pursuant to Mo. Rev. Stat. §70.820 (2000), municipal corporations are authorized to enter into agreements for mutual aid for police services;

WHEREAS, the parties hereto desire to authorize their municipal police officers to respond in emergency situations outside of their jurisdiction and within other municipalities, when requested.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, and intended to be legally bound thereby, the parties hereby agree as follows:

Section 1 Purpose of Agreement

This Agreement is made in recognition of the fact that there may be emergencies outside the jurisdiction of the parties hereto that require the response of the law enforcement agency. Each law enforcement agency who signs a copy of this Agreement has and does express its intent to aid and assist the other participating law enforcement agencies during an emergency by assigning some of their resources, equipment and/or law enforcement personnel to the affected law enforcement agency as circumstances permit and in accordance with the terms of this Agreement. The specific intent of this Agreement is to safeguard the lives, persons and property of citizens during an emergency by enabling other law enforcement agencies to provide additional resources, equipment and/or law enforcement personnel as needed.

Section 2 Definitions

For the purpose of this Agreement, the following terms are defined as follows:

Agreement means this Intergovernmental Police Protection Mutual Aid Agreement. Counties, municipalities, townships, political subdivisions and interlocal public agencies of the State of Missouri may become a party to this Agreement by executing a copy of this Agreement and providing a copy with original signatures and authorizing resolution(s).

Assisting Party means the participating governmental entity furnishing equipment, resources, supplies and/or personnel to the Requesting Party under this Agreement.

Emergency situation means any situation in which the law enforcement officer has a reasonable belief that a crime is about to be committed, is being committed, or has been committed involving injury or threat of injury to any person, property, or governmental interest and such officer's response is reasonably necessary to prevent or end such emergency situation or mitigate the likelihood of injury involved in such emergency situation. The determination of the existence of any emergency situation shall be in the discretion of the officer making the response or in the discretion of an officer or governmental officer of the political subdivision in which the emergency situation is alleged to be occurring.

Response shall mean to take any and all action that the officer may lawfully take as if exercising his powers within his own jurisdiction.

Mutual Aid means a definite and prearranged written agreement and plan whereby regular response and assistance is provided in the event of a natural or man-made emergency.

Requesting Party means the participating governmental entity requesting aid in the event of an Emergency who has primary jurisdiction over the site of the emergency, but due to insufficient resources, supplies, equipment and/or personnel is unable to provide an adequate response to an emergency without the assistance of others.

Section 3

Scope

A. Any law enforcement officer as defined by section 556.061, RSMo, full-time peace officer as defined by section 590.100, RSMo, of a county or a full-time peace officer of any political subdivision who is certified pursuant to chapter 590, RSMo, or a chief executive officer as defined by section 590.100, RSMo, of a county or any political subdivision, certified pursuant to chapter 590, RSMo, shall have the authority to respond to an emergency situation outside the boundaries of the political subdivision from which such peace officer's authority is derived. Each undersigned party agrees that in the event of an emergency situation, they will respond to requests for assistance with such equipment, supplies, resources and/or personnel as is, in the opinion of the assisting party, available. Provided, however, that each party reserves the right to refuse to render assistance or to recall any or all rendered assistance, whenever it believes that such refusal or recall is necessary to ensure adequate protection of its own jurisdiction or personnel. The Chief of Police or highest-ranking available officer shall have the authority to request or respond in the emergency situation.

B. Police officers who shall be commanded by their superior authority to maintain the peace or perform police duties outside the territorial limits of the municipality that regularly employs such officers shall be under the direction and authority of one person designated by each chief law enforcement officer. Such personnel shall in turn be under the direction and authority of the local commanding police officer of the municipality or county to which they are called to perform police or peace duties and shall be peace officers thereof. They shall have all immunities, powers,

and authority of police and peace officers as provided by law, including the power of arrest.

C. Mutual aid assistance shall be rendered without charge to a member both during the normal conduct of police business and in emergency situations.

Section 4 Compensation & Benefits

Each party shall be responsible for all claims, damages, and losses sustained by its own law enforcement agency and police personnel. This agreement shall not be so construed as to create any relationship between the police personnel of one party and the other party. Each party agrees to procure insurance coverage in an amount reasonably sufficient to satisfy the liability for damages reasonably foreseeable from the activities herein contemplated or shall be self-insured. A party shall not be liable to the other party for any action, failure to act, delay, mistake, failure to respond, negligence, or failure to effectively combat or handle any police problem arising out of any assistance requested or provided under this agreement. This agreement shall not be construed as an agreement for the benefit of any third party. The parties agree that all individuals shall retain all pension and disability rights while performing duties in accordance with this agreement.

Section 5 Adoption

Before a peace officer shall have the authority to respond to an emergency situation outside the boundaries of the political subdivision from which the officer's authority is derived pursuant to subsection 1 of this section, the authority shall be first authorized by ordinance, order, or other ruling by the governing body of the political subdivision from which the officer derives such officer's authority and by the governing body of the political subdivision in which the emergency situation is alleged to be occurring.

Section 5 Liability

Each party to this agreement shall defend, indemnify and hold harmless all other parties to this Agreement from and against any and all liability, loss, expense, attorneys fees, or claims for injury or damages arising out of the performance of this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of the party, its officers, agents, or employees.

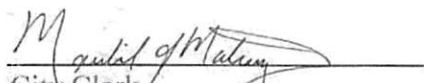
Section 6 Termination

Any participating law enforcement agency may withdraw from this Agreement upon giving sixty (60) days written notice addressed to each of the other participating agencies.

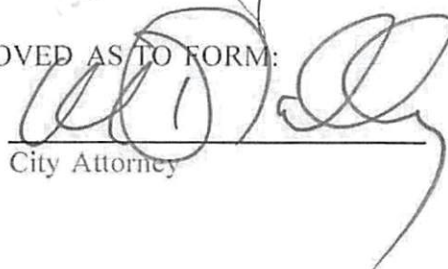
IN WITNESS WHEREOF this agreement has been executed and approved and is effective and operative as to each of the parties as herein provided.

**City of Carl Junction Missiuri, a
Missouri Municipal Corporation**

By: 
Mark C Powers
Mayor

By: 
City Clerk

APPROVED AS TO FORM:

By: 
City Attorney

City of Carthage

By: _____

ATTEST:

By: _____

COUNCIL BILL NO. 21-10

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF CARTHAGE, MISSOURI, IMPOSING A USE TAX FOR GENERAL REVENUE PURPOSES AT THE RATE OF TWO AND THREE-QUARTERS PERCENT (2.75%) PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF SECTIONS 144.600 THROUGH 144.761 RSMO; PROVIDING FOR THE USE TAX TO BE REPEALED, REDUCED OR RAISED IN THE SAME AMOUNT AS ANY CITY SALES TAX IS REPEALED, REDUCED OR RAISED; AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE GENERAL MUNICIPAL ELECTION CALLED AND TO BE HELD IN THE CITY ON, AUGUST 03, 2021.

WHEREAS, the City has imposed local sales taxes, as defined in Section 32.085 RSMo, at the rate of two and three-quarters percent (2.75%); and

WHEREAS, the City is authorized, under Section 144.757 RSMo, to impose a local use tax at a rate equal to the rate of the local sales taxes in effect in the City; and

WHEREAS, the proposed City use tax cannot become effective until approved by the voters at a municipal, county or state general, primary or special election;

NOW, THEREFORE, be it ordained by the City Council of the City of Carthage, Missouri, as follows:

Section 1. Pursuant to the authority granted by, and subject to, the provisions of Sections 144.600 through 144.761 RSMo, a use tax for general revenue purposes is imposed for the privilege of storing, using or consuming within the City any article of tangible personal property. This tax does not apply with respect to the storage, use or consumption of any article of tangible personal property purchased, produced or manufactured outside this state until the transportation of the article has finally come to rest within this City or until the article has become commingled with the general mass of property of this City.

Section 2. The rate of the tax shall be two and three-quarters percent (2.75 %). If any city sales tax is repealed or the rate thereof is reduced or raised by voter approval, the city use tax rate also shall be deemed to be repealed, reduced or raised by the same action repealing, reducing or raising the city sales tax.

Section 3. This tax shall be submitted to the qualified voters of the City of Carthage, Missouri, for their approval, as required by the provisions of Section 144.757 RSMo, at the General election hereby called and to be held in the City on Tuesday, the 3rd day of August, 2021. The ballot of submission shall contain substantially the following language:

Shall the City of Carthage, Missouri impose a local use tax at the same rate as the total local sales tax rate, currently two and three-quarters percent (2.75%), provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year.

☐ Yes ☐ No

If you are in favor of the question, place an "X" in the box opposite "Yes." If you are opposed to the question, place an "X" in the box opposite "No."

Section 4. Within ten (10) days after the approval of this ordinance by the qualified voters of City of Carthage, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States registered mail or certified mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

Section 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED AND APPROVED THIS ____ DAY OF _____, 2021.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

Sponsored by: Budget Ways & Means Committee

***NEW
BUSINESS***

COUNCIL BILL NO. 21-11

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ANNUAL OPERATING AND CAPITAL BUDGET OF THE CITY OF CARTHAGE FOR FISCAL YEAR 2020–2021 FOR SPECIFIED FUNDS (GENERAL, PUBLIC SAFETY GRANT, CIVIC ENHANCEMENT FUND, AND CAPITAL IMPROVEMENTS SALES TAX FUND).

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

SECTION I: The City of Carthage's 2020 – 2021 Annual Operating and Capital Budget for the **General Fund**, is hereby amended to reflect supplemental appropriations for:

- the **Police Department** to reflect a supplemental appropriation for an amount not to exceed \$10,000, to the Radio Maintenance line item for the contract for Radio services (not included in the 2021 budget) and an amount not to exceed \$40,000, for the Police Department (Capital Outlay line item) for the purchase and equipping of a Police Patrol Car, eliminated from the original 2021 budget; and
- the **CMA Department** (Professional Fees line item) not to exceed \$20,000 for the CVB/GRO Comprehensive Centralized Communication Services contract; and
- the **Parks & Recreation Department** is hereby amended to reflect a supplemental appropriation of an amount not to exceed \$4,500 for (Capital Outlay line item) for fencing replacement/repair for Rock Stadium due to vandalism; and
- the **Pool Department** to reflect a supplemental appropriation of an amount not to exceed \$10,000 to the Capital Outlay Line item for Pool repairs/improvements **to resolve a situation at the Municipal Pool regarding** specific effluent limitations, monitoring requirements, and permit conditions regarding the facility as specified by the Missouri Department of Natural Resources **from supplemental revenues received and budgeted, or** from the unallocated and undesignated fund balance.

SECTION II: The City of Carthage's 2020 – 2021 Annual Operating and Capital Budget for the **Public Safety Grant Fund**, is hereby amended to reflect supplemental appropriations for: –

- up to \$15,559 from Donation Revenues from Law Enforcement Sales Tax (LEST) to the Police Department to; **Miscellaneous Expenses** \$4,000, ODET fee \$4,000; **Capital Outlay** \$6,644, North Conference Room Furniture \$2,464, and Soft Interview Room Furniture \$4,180; **General Tools & Supplies** \$4,915, for One Radar Speed Detection Unit \$1,395, and Radio parts \$3,520; and
- \$10,000 from Donation Revenues from an anonymous donor to the Capital Outlay line item for up to \$10,000 for purchase of equipment for in-car repeaters associated with the City's radio system.

SECTION III: Civic Enhancement Fund; to reflect a supplemental appropriation not to exceed \$45,026 (Capital Outlay line item), from Supplemental Grant Revenues of \$45,026

received from the Kent and Mary Steadley Foundation for the Fire Department for purchase of Rescue Equipment for the Carthage Fire Department.

SECTION IV: Capital Improvements Sales Tax Fund; to reflect supplemental appropriations to:

- to reflect a supplemental appropriation (Professional Fees line item) not to exceed \$10,000, from supplemental Grant Revenues of \$8,000 from the Missouri Department of Transportation's Traffic Engineering Assistance Program (TEAP) and \$2,000 from the unallocated and undesignated fund balance to complete the Engineering Study for Intersection Improvements for the River & Fir St. Intersection; and
- a supplemental appropriation to the Casualty Insurance Activity line item for \$20,000 from supplemental (reimbursement) revenues of \$20,000 from Mid-West Risk (MPR) loss control credit program, for; the Police Department for \$6,107 (Miscellaneous line item) for reimbursement for eligible safety equipment purchases from the Mid-West Risk (MPR) loss control credit program; the Fire Department for \$6,060 (Miscellaneous line item) for reimbursement for eligible safety equipment purchases from the Mid-West Risk (MPR) loss control credit program; the Street Department for \$2,022 (Miscellaneous line item) for reimbursement for eligible safety equipment purchases from the Mid-West Risk (MPR) loss control credit program; and the Parks Department for \$5,810 (Miscellaneous line item) for reimbursement for eligible safety equipment purchases from the Mid-West Risk (MPR) loss control credit program.

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

ATTEST:

Dan Rife, Mayor

Traci Cox, City Clerk

COUNCIL BILL NO. 21-12

ORDINANCE NO. _____

An ordinance annexing certain adjacent territory commonly known as 1699 West Fairview into the City of Carthage, Jasper County, Missouri as requested by Bill Wilson.

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, a public hearing concerning the said matter was held at the City Hall, Carthage, Missouri, at 7:30 p.m. on _____; and

WHEREAS, notice of said public hearing was given by publication of notice thereof, in the Carthage Press; 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

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 PEOPLE 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 into the City of Carthage, Missouri, to wit:

193' E & W X 272' N & S SE COR NE SW & E 18' SE SW & COM SE
COR NE 1/4 SW 1/4 W 193' TO POB W 30' N 261.23' N 89 DEG E 35' S
TO POB EX RD

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 the present corporate limits of the City.

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

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: Public Works Committee

COUNCIL BILL NO. 21-13

ORDINANCE NO. _____

An Ordinance to amend Chapter 6 – Buildings and Building Regulations of the Carthage Code, by adopting the International Code Council 2018 Codes as supplemented or amended and the 2017 NEC Code as supplemented or amended.

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

SECTION I: The publication known as the International Code Council 2018 codes; International Building Code, International Residential Code, International Property Maintenance code, International Plumbing Code, International Mechanical Code, International Fuel Gas Code, International Swimming Pool and Spa Code, International Existing Building Code, and the 2017 National Electrical Code, as published by the International Code Council, Inc., and the National Fire Protection Association and is hereby referred to, adopted and made part hereof as if fully set out in ordinance, with the additions, insertions, deletions and changes, prescribed in the attachment to this ordinance as Exhibit A.

SECTION II: That all other ordinances and codes or parts of ordinances or codes in conflict 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 _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: Public Works

An Ordinance to amend Section 4-20 Vicious Dog, of the Carthage Code by replacing with 4-20 Dangerous Dogs, in the City of Carthage Missouri.

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

SECTION I: Section 4-20 of the Carthage Code is hereby repealed and replaced with the following Chapter 4 Section 20 Dangerous Dogs:

Sec 4-20 Dangerous Dogs

(A) Definitions as applied to Section 4-20:

- 1) Potentially dangerous dog means a dog that when unprovoked:
 - Has inflicted a bite on a human being or domestic animal or other animal protected under federal, state or local rules, either on public or private property; or
 - Has chased or approached a person upon a street or a public grounds in a menacing fashion or apparent attitude of attack, or
 - Is a dog with a known propensity, tendency, or disposition to attack without provocation, or
 - Has caused injury or otherwise threatened the safety of humans, domestic animals, or other animals protected under federal, state or local rules; or,
- 2) Dangerous dog means a dog that been declared a dangerous dog under this section and said declaration has become final.
- 3) Primary enclosure means any enclosed structure used to immediately restrict an animal to a limited amount of space, such as a room, pen, run, cage,
- 4) Secure enclosure to confine the dog means:
 - i) A securely confined indoor area of the owner's or keeper's premises, or
 - ii) a securely enclosed and locked pen, kennel or other exterior structure on the premises, suitable to prevent the entry of young children or human extremities; and,
 - iii) designed to prevent a dangerous dog from escaping; and,
 - iv) A pen, kennel or other structure having secure sides and a secure top, and providing adequate shelter from the elements for the dog; and,
 - v) If a pen, kennel or structure has no bottom secured to the sides, the sides are embedded not less than two feet into the ground; and,
 - vi) Doors, windows or other openings enclosed solely by wire or mesh screening shall not be considered a proper enclosure as defined in this subsection.
- 5) Provocation means taunting, teasing, knowingly causing undue pain, or unlawfully entering upon or into the property of the owner or keeper.

- 6) Owner, Keeper, Harborer means, one who provides feed or shelter to an animal for three (3) or more consecutive days, or a person who keeps an animal, or a person who professes to be owning, keeping or harboring an animal, or person providing temporary care and control of an animal no matter how brief.

(B) *Registration and licensure required.*

- 1) No person shall own, keep, harbor or allow to be upon any premises occupied by him or her or under his or her charge or control a dog or dangerous dog without first having obtained a certificate of registration and a license within 30 days of the date of declaration provided for by this section.
 - *Issuance of certificate of registration.* A certificate of registration for a and a dangerous dog shall be issued by the city upon a showing of compliance with all of the following:
 - *Secure Enclosure.* Placement of a proper enclosure on the owner's or keeper's property to confine the dog; and,
 - *Notice.* A conspicuous notice, which shall be at least two feet by three feet, posted at the place of confinement stating "Dangerous Dog," in at least two-inch block letters, so as to warn the public of the nature of the dog therein confined; and,
 - *Insurance.* For a dangerous dog, a surety bond issued by a surety company authorized to do business in the state in a sum of not less than \$100,000.00 payable to a person injured by the dog or a policy of liability insurance issued by an insurer authorized to do business in the state in an amount not less than \$100,000.00 insuring the owner or keeper for personal injuries inflicted by the dog; or, for a dangerous dog, a surety bond issued by a surety company authorized to do business in the state in a sum of not less than \$250,000.00 payable to a person injured by the dog or a policy of liability insurance issued by an insurer authorized to do business in the state in an amount not less than \$250,000.00 insuring the owner or keeper for personal injuries inflicted by the dog. An insurance policy issued to satisfy the insurance requirements of this section shall provide for written notice to the city within 30 days of cancellation, reduction of limits, or termination of coverage; and
 - *Microchip.* That a microchip has been placed into the dog by animal health and public safety for the purpose of registering such dog with animal health and public safety. The microchip shall contain the owner's, keeper's or harboring's animal health and animal control officer generated and assigned "dangerous dog registration number" and such other information as required pursuant to the rules and regulations of animal health and public safety. Animal health and public safety shall keep records of the microchip placement and of the registration number.
2. This section on registration does not apply when using a dog as a guard dog or when a commissioned officer is using a dog for law enforcement or when a dog is being held in quarantine pursuant to law by a licensed veterinarian,

(C) *Declaration.* The Animal Control Officer may declare an animal a dangerous dog if he/she has probable cause to believe that the animal falls within the definition set forth in this chapter.

1. *Probable cause to declare.* For the purposes of this section, probable cause includes:
 - A prior court conviction that indicates the dog has acted in a manner causing it to fall within the definition of a a dangerous dog; or
 - Actions of the dog witnessed by any animal control officer or law enforcement officer; or

- A verified report that the animal previously has been found to be a dangerous dog or a dangerous dog by any animal control authority; or
 - Other substantial evidence admissible in a court of law.
 - *Service of declaration.* The declaration shall be in writing, and shall be served on the owner or keeper either by regular United States mail to the owner's, keeper's or harborer's last known address or by personal service.
2. *Contents of declaration.* The declaration shall state at least:
- A description of the animal; and,
 - The name and address of the owner, keeper or harborer of the animal, if known; if there is no last known address notice shall be posted at city hall and,
 - The whereabouts of the animal if it is not in the custody of the owner, keeper or harborer; and,
 - The facts upon which the declaration is based; and,
 - The availability of a hearing in case the person objects to the declaration, if a request is made in writing within five days of the date of receipt or posting of the declaration; and,
 - The restrictions placed on the animal as a result of the declaration; and
 - The penalties for violation of the restrictions, including the possibility of the destruction of the animal, and imprisonment or fining of the owner, keeper or harborer.
3. *Appeal of declaration.* The owner, keeper or harborer may, within five days of receipt of the declaration, file a written request for a hearing. The request must be sent to the Animal Control Officer. The appeal will be heard by the City Judge. Following a decision pursuant to this subsection, the owner, keeper or harborer shall be considered to have exhausted such owner's, keeper's or harborer's administrative appeal. If the City Judge finds that there is insufficient evidence to support the declaration, it shall be rescinded, and the restrictions imposed thereby annulled. If the City Judge, director or hearing officer finds sufficient evidence to support the declaration then it shall be affirmed.
- (D) *Licensure.* The owner, keeper or harborer of a dangerous dog shall obtain a license from the Animal Control Officer for any such dog.
- (E) *Licensure fees.* The owner, keeper or harborer shall pay the fee for a dangerous dog license in the amount set forth in this subsection. In addition, the owner, keeper or harborer of such dog shall pay an annual renewal fee for such license in the amount set forth in this subsection. Annual renewal of any license shall be conditioned on compliance with the requirements of this chapter. Animal Control Officer is authorized to pro rate the license fee for the remainder of the first year during which an animal becomes subject to the registration requirements of this subsection.
- (F) *Licensure information.* The owner, keeper or harborer of a dog that is subject to a dangerous dog license shall furnish the following information along with the appropriate license fee:
1. The animal's age, weight, coloring, breed, and any other special identifying characteristics; and
 2. Two 3" x 5" color photographs of the animal; and
 3. Proof of current rabies vaccination for the animal; and
 4. For dangerous dogs, a certification under penalty of perjury that the animal has not been previously found to be a dangerous dog; or, for dangerous dogs, a certification under penalty of perjury that the animal has not been removed from another jurisdiction to avoid any penalties arising from the animal's previous status.
 5. *Fee amounts.* The license fee for each dangerous dog to be licensed pursuant to this subsection is \$250.00. The annual renewal fee for each dangerous dog licensed pursuant to this subsection is \$50.00.

- (G) Violations, impoundment and exemptions for dangerous dogs.
1. Confinement and posting, violation. An owner, keeper or harbinger of a dangerous dog who fails to comply with the requirements of this subsection related to confinement in a proper enclosure or posting of warning notices shall be guilty of a violation of this chapter.
 2. Noncompliance violation, dangerous dog. An owner, keeper or harbinger of a potentially dangerous dog who fails to obtain a license and certificate of registration, or renewal, for such dog as required in this subsection shall be guilty of a violation of this chapter; provided, however, that no prosecution shall be commenced until five days have elapsed from the date such owner, keeper or harbinger is notified by Animal Control Officer that such license or renewal for such dangerous dog is required, or until any appeal has been completed, whichever is later.
- (H) Noncompliance violation, dangerous dog. An owner, keeper or harbinger of a dangerous dog who fails to obtain a license and certificate of registration, or renewal, for such dog as required in this subsection shall be guilty of a violation of this chapter.
- (I) Restraint and muzzling, violation. An owner, keeper or harbinger of a dangerous dog or a dangerous dog shall not allow such animal to be outside the proper enclosure, unless the dog is muzzled and restrained by a substantial leash not longer than 48 inches and under the physical control of a person 18 years of age or older who is capable of restraining such animal. The muzzle shall be constructed so that it will not cause injury to the dog or interfere with its vision or respiration. Such muzzle shall be constructed so that it will prevent the dog from biting any person or animal. Such dogs shall not be leashed or otherwise tied tethered to inanimate objects, such as trees, posts, buildings, mail boxes, and the like. Dogs subject to the provisions of this subsection shall wear a bright orange collar not less than two inches in width, at all times.
- (J) Age, violation. It is a violation of this chapter for any person under the age of 18 years to own, keep or harbor a potentially dangerous or dangerous dog within the city limits.
- (K) Number of dogs allowed, violation. It is a violation of this chapter for any person to own, keep or harbor more than one dangerous dog within the city limits.
- (L) Transfer of dogs, violation. It is a violation of this chapter to transfer ownership or possession of a dangerous dog or dangerous dog within the city limits unless the recipient has complied with the registration and licensing requirements of this subsection for such animal.
- (M) Failure to report injury, violation. It is a violation of this chapter for the owner, keeper or harbinger of any animal which is subject to the licensing requirements of this subsection to fail to report any bites or injuries suffered by any person or domestic animal as a result of an attack incident or other contact with such animal, regardless of the geographical location where such attack, incident or other contact occurs.
- (N) Noncompliance, impoundment. Any dangerous dog, for which a license and certificate of registration, or renewal, has not been obtained by its owner, keeper or harbinger pursuant to this subsection, is subject to being impounded by the Animal Control Officer. The owner, keeper or harbinger of any dangerous dog or dangerous dog so impounded shall be subject to any impoundment fees. Any potentially dangerous dog or dangerous dog which is impounded due to the failure of the owner, keeper or harbinger of such dog to obtain the required license or certificate of registration, and which remains impounded for a period of at least five days due to the failure of the owner, keeper or harbinger to obtain such license or certificate of registration, or renewal, may be destroyed in an expeditious and humane manner by Animal Control Officer.
- (O) Impoundment, immediate. The Animal Control Officer may immediately impound a dangerous dog or dangerous dog if:
1. The dog is not validly licensed or registered pursuant to this subsection; or
 2. The owner, keeper or harbinger does not secure or maintain the surety bond or liability insurance coverage required pursuant to this subsection; or
 3. The dog is not maintained in a proper enclosure; or

4. The dog is outside of the dwelling of the owner or keeper, or outside of the proper enclosure, and not muzzled and under proper physical restraint by the responsible person; or
 5. The dog is otherwise in violation of the licensure or registration provisions of this subsection.
- (P) Redemption and Euthanasia: The owner, keeper or harbinger of any dog immediately impounded pursuant to this subsection may redeem such dog from Animal Control Officer only upon proof of a valid license and registration pursuant to this subsection and payment of all applicable fees each day such dog has been in the control of the supervisor, provided however, that in the event the owner, keeper or harbinger has not redeemed such dog within five days of being notified of the immediate impound, the dog may be destroyed in an expeditious and humane manner.
- (Q) Impoundment for biting. If a dog classified as a dangerous dog bites a person or another domestic animal, such dog shall be immediately impounded by Animal Control Officer and destroyed in an expeditious and humane manner. Any such animal which is deemed uncatchable by the supervisor or an animal health and animal control officer, may be by such supervisor or official if no other reasonable means of capture is available or such animal continues to be a threat to persons or domestic animals. Reasonable means of capture may include the use of tranquilizers which, depending upon the animal's age, size, and physical condition, may cause death.
- (R) Exceptions. A dog shall not be declared dangerous if the threat, injury, or damage otherwise giving rise to action pursuant to this subsection was sustained, or a person who, at the time, was committing a willful trespass or other tort upon the premises occupied by the owner, keeper or harbinger of the dog or was tormenting, abusing, or assaulting the dog or has, in the past, been observed or reported to have tormented, abused, or assaulted the dog or was committing or attempting to commit a crime.
- (S) Guard dogs. Any guard dog (for the purpose of this chapter, defined as a dog not owned by a governmental unit which dog is used to guard private commercial property or public property used in the city by virtue of such use is hereby declared to be subject to the license requirements of this chapter; must be vaccinated against rabies by a licensed veterinarian; must, if brought into the city from outside the state, be accompanied by the official health certificate required by the state, which certificate shall be exhibited upon the request of any city animal health and public safety or police officer; must be effectively physically restrained to the premises guarded; must be controllable by its keeper; and must not be used in a manner which, as determined by Animal Control Officer, endangers individuals not on the premises guarded. Any person operating a guard dog service in the city shall register such business with Animal Control Officer and shall list all premises to be guarded with Animal Control Officer before such service begins.
- (T) Biting dogs running at large. It shall be unlawful for any person owning, keeping or harboring any dog to permit, suffer or allow the dog to run at large within the city. If the dog causes injury to a human by biting or scratching while running at large, the owner, keeper or harbinger shall upon conviction be punished pursuant to this section.
- (U) Destruction of dogs in custody of Animal Control Officer. Any dog which is in the custody of Animal Control Officer, and which in the judgment of Animal Control Officer would constitute a menace to the health, safety or welfare of the public if released from such custody, may be humanely of the Animal Control Officer.
- (V) Penalty; authority to order destruction of dog. Any violation of this section shall be a minimum fine for violation of any provision of this section shall be \$250.00. Upon conviction of failure to comply with any provision of this section, in addition to the usual judgment on conviction, if it shall appear to the municipal judge that such dog is still living, he may order that such dog to be immediately removed from the city and direct Animal Control Officer to enforce that order, and the police department shall assist as may be required by Animal Control Officer.
- (W) Property Owners not in possession: Owner(s) of real property that is occupied by other person(s) who have knowledge of the existence of an unregistered dog that is not in

compliance with this Code shall be in violation of this code subject to a civil administrative fine.

1. This section does not apply to any person or company who has sought and executed a judicial eviction,
2. Any person or company in violation shall be issued a fine stated fine amount in the amount of \$250 per violation per month until remedied.
3. The notice of violation shall include.
 - i. The name and address of the owner, keeper or harbinger of the animal, if known; if there is no last known address notice shall be posted at city hall and,
 - ii. The address of the property where the dog is kept; and,
 - iii. The facts upon which the violation is based; and,
 - iv. The date of a hearing if the person/company objects to the stated fine amount, and may appear in front of the City Judge to dispute the civil penalty; and,
4. The person or company may simply pay the stated fine or they may object and come to the court hearing.
5. To be found civilly liable for violating this section, the standard of proof is based upon "the preponderance of the evidence." This means that the evidence presented is convincing and more likely to be true than not true. Effectively, the standard is satisfied if there is a greater than 50 percent chance that the evidence is true.
6. If the person or company fails to appear for hearing then default shall issue.
7. The City may file a special tax lien for any fine and cost against the property.
8. Following a decision or default, pursuant to this sub-subsection, the owner of the property shall be considered to have exhausted such owner's administrative process.

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: Public Safety

***MAYOR'S
APPOINTMENTS***

RESOLUTIONS

RESOLUTION NO. 1919

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARTHAGE APPROVING A STAFF RECOMMENDATION GRANTING AN ADMINISTRATIVE LOT SPLIT FOR PROPERTY LOCATED AT SOUTH SIDE OF ELK STREET EAST OF GRAND AVE, CARTHAGE, MISSOURI.

WHEREAS, Article II Section 22 of the Code of Carthage provides for the approval of plats for subdivisions in the City of Carthage; and

WHEREAS, Section 22-21 provides for exemptions from the full provisions of the article with approval by the Mayor and City Council; and

WHEREAS, city staff reviewed the application and the proposed land split map for completeness and accuracy; and

WHEREAS, staff presented its recommendation to the Public Works Committee at its regularly scheduled meeting of February 4, 2020 for action and recommendation to the City Council; and

WHEREAS, on February 4, 2020 2016 the Public Works Committee considered and discussed the staff recommendation and voted unanimously in favor of recommending said administrative lot split to the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, THE MAYOR CONCURRING HEREIN, AS FOLLOWS:

That pursuant to Section 22-21 (d) of the Code of Carthage, the administrative lot split located west of Hazel Avenue and north of George E. Phelps Boulevard consisting of approximately 107 acres, Carthage, Missouri (the "Property") as recommended by the City's Public Works Committee is hereby approved as submitted (attached), contingent upon purchase of the Property by Schreiber Foods, Inc., or its assignee on or before June 1, 2021. If the Property is not purchased by Schreiber Foods, Inc., or its assignee on or before such date the previously approved annexation of the Property is revoked and cancelled and of no force or effect.

PASSED AND APPROVED THIS ____ DAY OF _____, 2021.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

RESOLUTION NO. 1923

A RESOLUTION PROVIDING FOR THE FORMAL ACCEPTANCE OF A DONATION BY THE CITY COUNCIL OF THE CITY OF CARTHAGE, MISSOURI PURSUANT TO CITY POLICY.

WHEREAS, periodically, private individuals and agencies would like to make donations and grants to the City of Carthage for general or specific purposes; and

WHEREAS, the City has adopted a policy to formalize the conditions and procedures to be followed by the City in accepting said donations and grants, and to assist the City Council in evaluating the impact of proposed donations and grants on the resources of the City of Carthage; and

WHEREAS, This policy also establishes guidelines that ensure donations occur at arm's length from any City decision-making process, and provide criteria and process for the acceptance of donations; and

WHEREAS, The City Administrator has prepared and submitted a report evaluating the impact of the proposed donations or grants on the resources of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, THE MAYOR CONCURRING HEREIN, AS FOLLOWS:

That the City accepts a Grant from the Jasper County **Law Enforcement Sales Tax Grant Board** (LEST) for the Police Department in the amount of \$15,559 for: ODET fee; 4,000; North Conference Room Furniture \$2,464; Soft Interview Room Furniture \$4,180; One Radar Speed Detection \$1,395; Radio parts \$3,520.

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

Sponsored by: Budget Ways & Means Committee

CITY ADMINISTRATOR DONATION REPORT:

The City Administrator shall prepare a report evaluating the impact of all proposed donations or grants on the resources of the City. This report must include both the immediate costs of placing said donation into service or program into action and the costs required to maintain or continue the program in future budget years. Such costs may include analysis of annual personnel, repair and maintenance and equipment expenditures and any future capital improvements required by the donation. The report must be submitted to Council at the same time acceptance of the donation or grant is to be considered. If additional operating costs are associated with the acceptance of the donation, the Council shall identify the source of revenues to defray the additional costs at the time of acceptance.

There may be minor on-going costs associated with the operations of the equipment which will be handled through the Police Department's operating budget.

RESOLUTION NO. 1924

A RESOLUTION APPROVING THE RECOMMENDATION OF THE McCUNE-BROOKS REGIONAL HOSPITAL TRUST FOR THE DISTRIBUTION OF FUNDS (\$75,000 PER YEAR FOR FIVE YEARS) FROM THE RESTRICTED TRUST FUND TO JOPLIN REGIONAL MEDICAL SCHOOL ALLIANCE.

WHEREAS, the City of Carthage established the McCune-Brooks Regional Hospital Trust (Trustee) in December 2011 for the benefit of the citizens of Carthage, as an irrevocable common law trust under Missouri law; and

WHEREAS, the City approved the sale of the Hospital Property, including all property described as the "Leased Property" and the "Assumed Assets" under the Lease, to Mercy-Carthage for the Purchase Price; and

WHEREAS, the remaining amounts paid by Mercy-Carthage pursuant to the Asset Purchase Agreement were deposited in the McCune-Brooks Regional Hospital Trust; and

WHEREAS, the Grantors of the Trust have agreed that as part of the Lease Agreement all net lease proceeds received by Grantor shall be held, administered, and distributed upon the recommendations of the Trustee, subject to the approval of the City Council; and

WHEREAS, the Trustee may at any time make recommendations for distribution of the principal, and net income, subject to the approval of the City Council, for only the following purposes:

- a) to or for the benefit of the welfare and healthcare related purposes of the citizens of the greater Carthage, Missouri metropolitan area;
- b) to reconstitute and provide funds to operate the Hospital, if needed, upon termination of the Lease Agreement;
- c) to pay any liabilities and obligations of McCune-Brooks under the Lease Agreement;
- d) to enforce the terms of the Lease Agreement, including hiring consultants and attorneys;
- e) to pay the costs necessary for McCune-Brooks to continue its affairs during the term of the Lease Agreement and to wind up its affairs during the Lease Term, including the cost of attorneys, auditors and accountants; and

WHEREAS, the Trustee has recommended the distribution of funds pursuant to section a) above, for grant awards to the following recipient:

Joplin Regional Medical School Alliance

\$75,000 per year for five years

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI, THE MAYOR CONCURRING HEREIN, AS FOLLOWS:

That the City Council of the City of Carthage, Missouri does hereby approve the recommendation of the Trustee for the distribution of funds pursuant to section a) above, and the attached application.

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

ATTEST:

Dan Rife, Mayor

Traci Cox, City Clerk



REGIONAL MEDICAL SCHOOL ALLIANCE

P.O. Box 400 | Neosho, MO 64850 | 417.455.8266

February 11, 2021

McCune Brooks Regional Hospital Trust
c/o Schmidt Associates
1105 Industrial Drive
Carthage, MO. 64836

Dear Trustees:

It is my pleasure to submit this cover letter with respect to our application for a donation to further the establishment of a College of Dental Medicine in Joplin.

I am submitting this cover letter as Chairman of the Joplin Regional Medical School Alliance – Fundraising Committee, which is the charitable entity working with Kansas City University in order to bring this project to fruition. Our organization (JRMSA) was originally formed to bring the medical school to Joplin, and we decided to undertake a similar initiative with respect to the College of Dental Medicine.

We work closely with Kansas City University, but are a separate fundraising entity. Our focus has been on bringing to the citizens of our region better health care through education.

I hope you will view our request favorably, and if there are questions or concerns, please do not hesitate to contact me.

Sincerely,

Rudolph E. Farber
Chairman, Joplin Regional Medical School Alliance – Fundraising Committee

REF/cas

Enclosure

Application Date: February 15, 2021

MCCUNE BROOKS REGIONAL HOSPITAL TRUST
Data Sheet for Organizations Requesting Grants

PLEASE NOTE: The McCune Brooks Regional Hospital Trust will review the data supplied herein making its determination as to whether or not it will recommend to the Carthage City Council that a grant be made to your organization. However, by reviewing your request and the information supplied herein, the Trust is in no way making any commitment to grant funds to your organization pursuant to this or any other request. Further, the Trust may, at its option, request additional information and such requests by the Trust should not be considered a commitment by the Trust to make any grant to your organization. The Carthage City Council must ultimately approve the Trust's recommendation for funding before any grant of funds can be made.

1. Legal name of your organization: Joplin Regional Medical School Alliance
2. Is your organization an organization qualified as a 501(c)(3) tax-exempt organization by the IRS or qualified in any other manner by the IRS as a tax-exempt entity? YES X NO
 - a. If your organization has qualified as a tax-exempt organization, please attach a copy of the IRS qualifying letter or such other documentation you are relying upon to establish your organization's tax-exempt status.
3. Please provide your organization's taxpayer identification number: 27-3183285
4. Please write a brief statement of the purpose of your organization. If you need additional space, you may write on the back of this form or attach a separate statement to this form.

The purpose of the Joplin Regional Medical School Alliance is to strengthen and expand quality medical care in our region through medical and health education. JRMSA formed in 2008 as part of an initiative by Kansas City University and a group of local business leaders and medical professionals. Thanks, in part, to the overwhelming generosity of the Southwest Missouri region and the hard work of the JRMSA fundraising committee, KCU broke ground in 2016 on the site of the former St. John's Hospital, which had been destroyed by the devastating tornado in 2011. In 2017, KCU-Joplin College of Osteopathic Medicine welcomed an inaugural class of 162 students to its medical school. JRMSA is now working with KCU to build a College of Dental Medicine.

5. How much money is your organization requesting from the McCune Brooks Regional Hospital Trust?

\$50,000 per year for five years for a total of \$250,000.
6. When does your organization anticipate the need for funds it is requesting?

KCU anticipates breaking ground in the spring of 2021 with plans to complete construction in time for the inaugural class in August, 2023. A pledge from the McCune Brooks Foundation by June 30 for \$250,000 paid over five years will help support the construction of the building.

7. Please write a brief statement as to the purpose for which these funds are being requested. If you need additional space, you may write on the back or attach a statement to this form.

KCU undertook an extensive needs assessment and feasibility study and identified oral health as a major problem for southwest Missouri and the surrounding region. Supported by the JRMSA, KCU began a campaign for a new College of Dental Medicine to address this need to improve the oral health of the community through dental education and services.

Southwest Missouri, Northwest Arkansas, Northeast Oklahoma, and Southeast Kansas have fewer dentists per capita than most areas in the United States. This multi-state region within a 125-mile radius of Joplin, Missouri has a critical need for more dentists, with every county within that region being a Dental Health Professional Shortage Area (DHPSA), as determined by the federal government. The American Dental Association's data confirm that rural areas have half the number of dentists (~30 dentists/100,000 population) compared to urban areas (~63 dentists/100,000 population.)

Out of the 50 states, Missouri ranks 37th, Arkansas 50th, Oklahoma 40th and Kansas 38th on the number of dentists per capita. The current dental workforce in Missouri represents an aging demographic nearing retirement age, with 55% over age 50 and 19% over age 65. The need for dentists in Missouri is projected to grow by some 780-805 by 2024.

Children can't learn when suffering from toothache pain and adults don't have the same employment opportunities when they are missing front teeth. Research has shown that poor oral health is associated with increased risk for chronic diseases, such as heart disease and diabetes. Patients who have the greatest need for dental care are often those who are unable to receive it, due to lack of dentist availability or patients' lack of ability to pay. The KCU College of Dental Medicine in our region will be a major step forward in solving these oral health needs.

8. If the McCune Brooks Regional Hospital Trust consents to recommend a grant to your organization of the funds requested for the purpose you have set forth in your response to Item 7 above, it will be because the trustee has determined that the purpose forwarded by the grant is for the general welfare and healthcare benefit of the citizens of Carthage, Missouri, and healthcare related purposes of the greater Carthage, Missouri, metropolitan area. Please write a brief statement as to how this requested grant to your organization will meet these purposes. If you need additional space, you may write on the back or attach a statement to this form.

The KCU CDM in our region will include a newly constructed Oral Health Center (clinical facility) and an Academic Center adjacent to the College of Osteopathic Medicine. The two colleges will be linked by a skyway to promote inter-professional education. With an estimated 80 students per class, the CDM will improve access immediately by providing dental care in the Oral Health Center, and will educate the next generation of dentists. KCU will focus on recruiting students from the local areas with the goal that they will choose to remain in the area.

An article from *The Journal of American Dental Association* supports that "exposure to rural communities appears to positively influence student attitudes about treating underserved populations. In addition, dentists from rural areas are much more likely to return to rural areas to practice." These students have a commitment to being part of the solution. They may work in safety net clinics, locate their practices in underserved areas, or generally treat more underserved

patients regardless of their practice location. Thus, having the KCU CDM in our region will enhance the chances that graduating dentists will establish practices in Carthage and the surrounding communities.

Carthage area students seeking to pursue a career in dentistry will benefit from having a dental school in close proximity. Carthage students can participate in a newly developed partnership program with KCU CDM, Crowder College, and Missouri Southern State University. This partnership program enables students to start their education at Crowder College, transfer to Missouri Southern State University to fulfill their pre-requisites, then enter KCU dental school after 3 years. The student then receives his/her Bachelor's degree after the first year of dental school, enabling the student to complete dental school in seven-years instead of the standard eight years. This program is similar to the current Yours to Lose Program at MSSU, but includes students who start their education at Crowder College in Carthage. There are currently seven Carthaginians in the KCU-Joplin College of Medicine, plus several others in the Yours to Lose: Advanced Medical School Acceptance Program at Missouri Southern State University. The latter partnership provides for automatic acceptance into KCU for 25 students during their freshman year at MSSU, offering enhanced curriculum and seamless transition into the medical school without having to take the Medical College Admissions Test. The dental partnership will mirror the partnership for the KCU College of Medicine.

The CDM will play a significant role in addressing the oral health care needs and improving oral health of communities like Carthage. Fourth-year dental students will rotate to community partner sites where they will provide comprehensive oral health care to thousands of underserved patients. These partner sites include Access Family Care with a facility in Carthage. The Carthage Access Family Care location has patients waiting over 8 months for a dental appointment. The CDM expects to place one to two students in the Carthage Access Family Care clinic, which would enlarge the current capacity and shorten waiting times. Further, Access Care has in its strategic plan to increase the number of dental chairs from four to up to eight, which would enable more dental students to provide care in the facility. In addition, citizens of Carthage needing specialty oral health care and unable to receive it in the community would be able to obtain it at the CDM Oral Health Center. KCU estimates that the new dental school will provide 40,000-50,000 patient visits each year when fully enrolled.

KCU also plans to expand its Score 1 for Health program, which provides free, in-school health screenings for elementary-aged children (primarily K-5). These preventive services include physical exams, blood pressure checks, height and weight measurements, and vision, dental and hearing screenings. KCU currently participates with 11 schools in Joplin and would like to expand to include the Carthage elementary schools.

9. What are the sources of funds your organization relies upon to achieve its goals? You need not list individual donors by name. Also, please provide a balance sheet and income statement for your organization.

The KCU CDM is relying on gifts and grants from individuals, businesses and foundations, as well as its own capital expenditure budget, to fund start-up costs. Once the construction is completed, tuition and fees for dental services will provide a substantial portion of ongoing operating costs.

Please see attached balance sheet and income statement (KCU).

10. Please list the name, address, Email address & phone # of the presiding officer of your organization.

Larry D. McIntire, DO
Freeman Health System
1331 W 32nd St
Joplin, MO. 64804
LDMcIntire@gmail.com
417-347-6767

11. Please list the names, addresses, and phone numbers of four (4) officers or members of your organization, other than your presiding officer, who will be available to the Trust, or Trust's appointee, for the purpose of interviews about the organization and for the purpose of being a source of information about your organization.

1. Rudy Farber
Community Bank & Trust
100 S Wood St
Neosho, MO. 64850
rudy.farber@cbthomebank.com
417-455-8266

2. Dan Stanley
Edward Jones
1801 W 32nd St, Bldg B, Ste 103
Joplin, MO. 64804
DanI.Stanley@edwardjones.com
417-659-9994

3. Dan Stengel, CPA
2800 E. Ridgeview Drive
Joplin, MO 64801
DStengel@sbcglobal.net
417-781-4562

4. Don LaFerla
3917 W. 25th Place
Joplin, MO 64804
Don@laferlas.com
417-850-8156

12. Please identify an individual for follow up contact to review effectiveness of the grant.

Jane N. Lampo, EdD, CFRE
Vice President of Philanthropy & Alumni Relations
Kansas City University
1750 Independence Ave
Kansas City, MO. 64106

Completed Affidavit must be included with application for consideration!

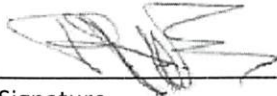
501(c) (3) VERIFICATION AFFIDAVIT

The undersigned, a duly appointed officer of Joplin Regional Medical School Alliance, (hereinafter referred to as the "Organization") hereby certifies that, as of the date shown below, the Organization is operating as an exempt organization as described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, that said Organization has provided to the McCune Brooks Regional Hospital Trust a copy of its letter from the Internal Revenue Service informing the Organization of the determination of its exempt status, and that the Organization has not in the past year lost or relinquished its exemption status for any reason.

Dated this 13th day of February, 2021.

Joplin Regional Medical School Alliance
(Name of Organization)

BY:



Signature

Rudolph E. Farber, Chair
JRMSA Fundraising Committee
Typed Name and Title

Submit this completed application to:

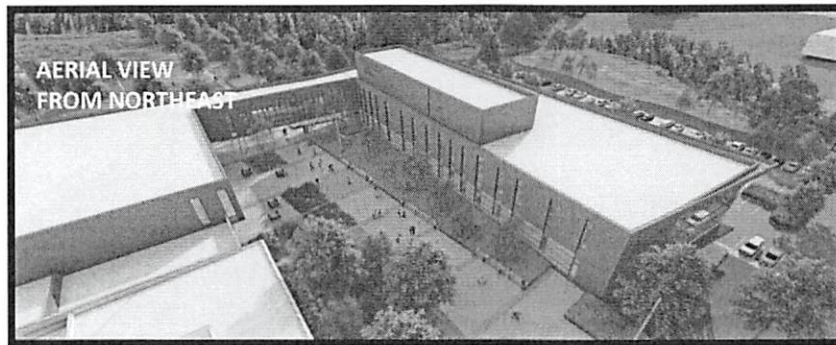
**McCune Brooks Regional Hospital Trust
c/o Schmidt Associates
1105 Industrial Drive
Carthage, MO. 64836**

Requests will be reviewed at the next scheduled meeting of the Trustees.

PROPOSAL ADDENDUM

KCU-Joplin College of Osteopathic Medicine and the
New College of Dental Medicine

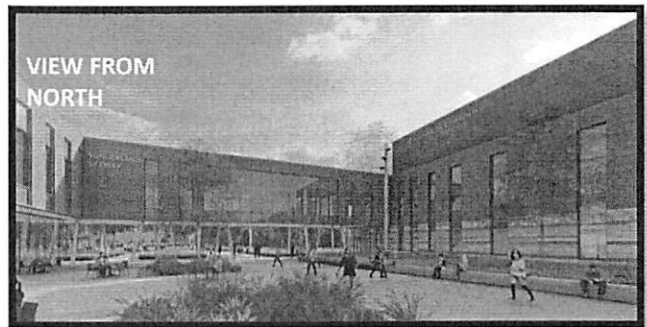
Future College of
Dental Medicine



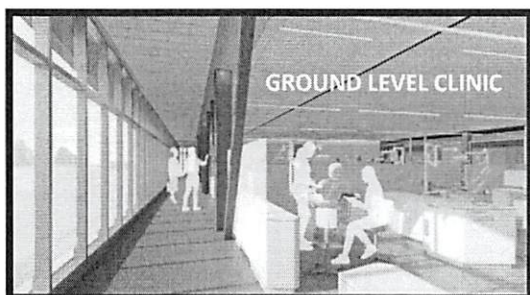
65,000 square-foot Oral Health Center for
Innovative Dental Education & Service



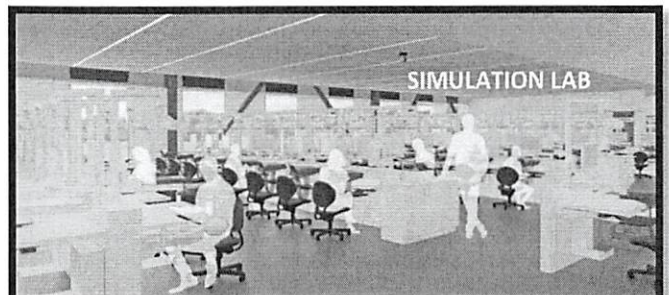
Linking Dental and Medical Education



The Future of Oral Health Education



State of the Art Clinical Skills Learning





Dr. Linda C. Niessen DMD, MPH, MP is the founding dean of the KCU College of Dental Medicine on the KCU Joplin, campus.

Dr. Niessen previously served as dean and professor at Nova Southeastern University College of Dental Medicine in Fort Lauderdale, Florida. Dr. Niessen currently serves as chair of the ADA Council on Dental Education and Licensure.

Dr. Niessen started her career as a Commissioned Officer in the U.S. Public Health Service working with the Choctaw Nation of Oklahoma at the Talihina Indian Hospital, in Talihina, Oklahoma. Her academic career includes serving as a clinician caring for medically complex and geriatric patients at several VA Medical Centers. As a member of the faculty at Baylor College of Dentistry (now Texas A&M College of Dentistry), she authored numerous papers in peer reviewed journals and has been an invited speaker at meetings throughout the world on these topics. During this time, she launched a 2-minute dental news segment, "Dental Health Check" focusing on oral health. "Dental Health Check" aired weekly on WFAA-TV (Dallas's ABC affiliate) for 15 years, providing oral health news for consumers.

Dr. Niessen has served as president of the Dallas County Dental Society, American Association of Women Dentists, American Association of Public Health Dentistry, American Board of Dental Public Health, Friends of the National Institute of Dental and Craniofacial Research, and the American Academy of Esthetic Dentistry. She has served as a member of the National Advisory Dental Research Council for the National Institute of Dental and Craniofacial Research and a member of the US Department of Health and Human Services, Health Resources and Services Administration Advisory Committee on Training in Primary Care Medicine and Dentistry. She previously served as Vice President and Chief Clinical Officer for DENTSPLY International (now DentsplySirona), where she oversaw the global clinical education and professional relations activities for the dental manufacturing company.

Dr. Niessen received her Bachelor's degree in Chemistry from the University of New Mexico. She received her dental degree (DMD), her Masters in Public Health degree (MPH) and her Masters in Public Policy degree (MPP), all from Harvard University.

Dr. Niessen possesses a depth of oral health experience and is deeply committed to rural health and meeting the needs of underserved patients. She strives daily to make an immediate impact on the growing oral health needs of the communities surrounding Joplin, including those in the Native American populations.

Ron Petersen, SR Chairman of the Board of Trustees asked a Question: Before our meeting, could you estimate the number of free dental appointments which would be available in Carthage if the Dental School gets going? Your write up mentions this benefit but doesn't seem to quantify it.

Answer: While we cannot be exact at this time, upon discussing with our Dean, Dr. Linda Niessen, I can give you a few more details. As stated in our proposal, the KCU College of Dental Medicine plans to provide 4th year students to Carthage through the Access Family Care. This will allow Access to expand the number of patients which can be seen. From our conversations with Access, we know that currently, due to a lack of dentists, Access has a waiting time for appointments of seven to eight months. Access provides dental care at rates which depend upon the patients' income. So, in some cases there would be no charge, but most patients do pay some amount.

With respect to the number of 4th year student visits to be provided to Carthage, it is estimated that we would have approximately 4,000 per year depending upon the patient demand. In addition, we plan to expand the Score 1 for Health programs to Carthage, and that program would provide, among other services, free dental exams to elementary school aged children in grades K – 5.



ORGANIZATIONAL SUMMARY

Mission

Kansas City University (KCU) is a community of professionals committed to excellence in education, research, patient care and community service while *improving the well-being of the communities we serve*.

Vision

Become the most student-focused health sciences university in the nation by: delivering value; cultivating team spirit; and becoming a trusted partner.

History

Founded in 1916 by George J. Conley, DO, KCU is the fifth oldest osteopathic medical school in the country and the eighth largest in the United States. The University has educated more than 12,000 osteopathic physicians since its inception, with over 2,000 alumni practicing in Kansas and Missouri alone. KCU physicians fill critical needs nationally, with 50 percent practicing in primary care specialties and 40 percent serving in rural or underserved areas.

In recent years, KCU has expanded to a second campus in Joplin, which welcomed its first class of medical students in 2017. It is the first medical school to open in Missouri in nearly 50 years and the only medical school in the southwest Missouri region. KCU-Joplin places a strong emphasis on patient-centered primary care and rural health to help address physician shortages in these areas.

In 2019, KCU announced it is pursuing a College of Dental Medicine on the Joplin campus. The new college will address the significant and growing oral health needs of the four-state region of southwest Missouri, northwest Arkansas, northeast Oklahoma and southeast Kansas.

Goals

Institutional goals from the 2017 – 2021 KCU Strategic Plan:

- Strengthen outcomes-based education for students through curricular innovation that incorporates teaching excellence and leading-edge technology.
- Expand the national impact and reputation of KCU through the development of additional health sciences programs, new campuses and strategic partnerships.
- Expand research that leverages the region's diverse demographics and resources to improve the health of our community.
- Develop partnerships that align with KCU's mission and create value for our constituents.
- Build the best university team in the profession.

Audience Served

- 1,800+ Kansas City University students enrolled at the Kansas City and Joplin campuses.
- 14,000+ K-5 elementary school students receiving health assessments through the Score 1 for Health program, including 11 sites in Jasper County.

- Thousands of indigent and isolated people in remote areas of Guatemala, Dominican Republic and Kenya through our Global Health Initiative.

Services and Programs

- Medical Education—Kansas City University offers the following degree programs:
 - Doctor of Osteopathic Medicine (DO)
 - Master of Science in Biomedical Sciences (MS)
 - Doctor of Clinical Psychology (PsyD)
 - DO/MA in Bioethics Dual Degree
 - DO/MBA in Healthcare Leadership through a partnership with Rockhurst University
 - Coming soon: Doctor of Dental Medicine (DMD)
- A robust research program—most prominently in molecular and cellular biology—keeps the KCU faculty on the leading edge of advancements in medicine and gives students opportunities to develop their research and critical thinking skills.

Organizational Structure

KCU is governed by the Board of Trustees and the Executive Team, and is advised by the President's Cabinet, which includes University executive leadership appointed by the President. The Board of Trustees is composed of alumni, business leaders and regional and national experts in health care, business management and education.

The Board of Trustees consists of thirteen to seventeen voting members who are elected for three-year terms and are limited to no more than four consecutive terms. The President and CEO of the University sits on the Board as a non-voting trustee. The Governance and Nominating Committee annually presents a slate of candidates who must be confirmed by a majority vote of all incumbent members of the Board of Trustees. The Board also elects special committees that advise on and investigate specific initiatives and opportunities.

Standing committees include:

- Academic
- Audit
- Community Engagement
- Compensation and Benefits
- Executive
- Finance and Investment
- Governance and Nominating.
- Research and Medical Affairs

Recent Key Achievements

- *Score 1 for Health – Joplin*
 - In the 2019-2020 academic year, KCU's Score 1 for Health program expanded comprehensive health screenings to include all eleven elementary schools in Joplin, Mo.
- *Center for Medical Education Innovation*
 - The new Center for Medical Education Innovation opened on the Kansas City campus this fall. This facility provides the latest in virtual reality, haptic technology and simulated clinical experiences for educating the next generation of physicians

and health science professionals. It serves as a resource for students and health-care professionals throughout the region, offering opportunities for continuing medical education, inter-professional education and active research in academic collaboration.

- *COCA Exceptional Outcomes Award*
 - KCU College of Osteopathic Medicine joined a select group of medical schools in the United States in 2019 when it received the highest status possible from The American Osteopathic Association Commission on Osteopathic College Accreditation (COCA), the accrediting body of osteopathic medical education. KCU is one of only four osteopathic medical schools in the nation to receive an exceptional outcomes designation.
- *Student Success*
 - KCU's College of Osteopathic Medicine students continue to rise above the national averages for pass rates on the College of Osteopathic Medicine Licensing Exam (COMLEX); 98% of the KCU Class of 2019 passed the COMLEX 1 as compared to a 93% national average. The COMLEX includes three medical licensing exams that assess osteopathic medical knowledge and clinical skills, provides a pathway for licensure and is a graduation requirement. Additionally, the University placed 100% of graduates seeking residencies in both 2019 and 2020.
- *Wellness*
 - The Chronicle of Higher Education named KCU one of its 2018 and 2020 "Great Colleges to Work For." Also in spring 2020, KCU was recognized by Ingram's Magazine as one of 14 Best Companies To Work For in Kansas City – businesses that quickly pivoted to operate differently in the new pandemic paradigm while supporting employees and keeping them productive and engaged.
- *PsyD*
 - In 2017, KCU introduced the only Doctoral Program in Clinical Psychology (PsyD) in Missouri or Kansas. KCU's PsyD program includes an emphasis in geropsychology, which uniquely positions students to treat older adults who are the fastest growing sector of our country's population.
- *KCU Research Symposium*
 - KCU celebrates science at its annual Research Symposium. Despite the pandemic in 2020, the University held a virtual symposium for the first time for both campuses on April 29, 2020. 144 students participated in 90 poster presentations and 18 faculty participated in 55 poster presentations.

Kansas City University of Medicine and Biosciences
Consolidated Statements of Financial Position
June 30, 2020 and 2019

	<u>2020</u>	<u>2019</u>
Assets		
Cash and cash equivalents	\$ 35,760,380	\$ 28,953,488
Accounts and interest receivable, net	463,106	618,672
Student loans receivable, net	2,344,413	2,113,841
Contributions receivable, net	1,050,414	1,527,586
Prepaid expenses and other	3,652,364	3,267,133
Beneficial interest in remainder trusts	12,103,651	13,363,351
Investments	123,241,563	128,183,524
Property and equipment, net	<u>143,518,803</u>	<u>123,283,822</u>
Total assets	<u>\$ 322,134,694</u>	<u>\$ 301,311,417</u>
Liabilities and Net Assets		
Liabilities		
Accounts payable	\$ 5,048,800	\$ 9,597,228
Deferred tuition revenue	16,433,281	14,284,447
Charitable remainder annuity payable	70,801	74,868
Accrued expenses	10,499,262	4,851,993
Refundable government student loan programs	2,339,271	2,631,209
Long-term debt, net	<u>38,651,430</u>	<u>40,021,729</u>
Total liabilities	<u>73,042,845</u>	<u>71,461,474</u>
Net Assets		
Without donor restrictions	224,733,771	200,387,634
With donor restrictions	<u>24,358,078</u>	<u>29,462,309</u>
Total net assets	<u>249,091,849</u>	<u>229,849,943</u>
Total liabilities and net assets	<u>\$ 322,134,694</u>	<u>\$ 301,311,417</u>

Kansas City University of Medicine and Biosciences
Consolidated Statement of Activities
Year Ended June 30, 2020

	Without Donor Restrictions	With Donor Restrictions	Total
Revenue, Gains and Other Support			
Tuition and fees	\$ 80,346,917		\$ 80,346,917
Clinical contracting revenue	378,628		378,628
Net investment return	4,762,375	\$ 341,840	5,104,215
Change in beneficial interest in trust	-	(1,259,700)	(1,259,700)
Contributions and grants	486,352	1,956,408	2,442,760
Other	1,058,717	-	1,058,717
Net assets released from restrictions	6,142,779	(6,142,779)	-
Total revenue, gains and other support	<u>93,175,768</u>	<u>(5,104,231)</u>	<u>88,071,537</u>
Expenses and Losses			
Program activities			
Instructional	35,988,023	-	35,988,023
Academic support and student services	9,484,895	-	9,484,895
Operation and maintenance	6,960,678	-	6,960,678
Support activities			
Fundraising costs	1,628,262	-	1,628,262
Institutional support	14,767,773	-	14,767,773
Total expenses and losses	<u>68,829,631</u>	<u>-</u>	<u>68,829,631</u>
Increase (Decrease) in Net Assets	24,346,137	(5,104,231)	19,241,906
Net Assets, Beginning of Year	<u>200,387,634</u>	<u>29,462,309</u>	<u>229,849,943</u>
Net Assets, End of Year	<u>\$ 224,733,771</u>	<u>\$ 24,358,078</u>	<u>\$ 249,091,849</u>



REGIONAL
MEDICAL SCHOOL
ALLIANCE

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

FEB 21 2012

JOPLIN REGIONAL MEDICAL SCHOOL
ALLIANCE
C/O ROB OBRIAN
320 E 4TH ST
JOPLIN, MO 64801

Employer Identification Number:

27-3183285

DLN:

500271105

Contact Person:

RICHARD COMBS

ID# 31024

Contact Telephone Number:

(877) 829-5500

Accounting Period Ending:

December 31

Public Charity Status:

170(b)(1)(A)(vi)

Form 990 Required:

Yes

Effective Date of Exemption:

July 20, 2010

Contribution Deductibility:

Yes

Addendum Applies:

No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 947 (DO/CG)

JOPLIN REGIONAL MEDICAL SCHOOL

We have sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lois G. Lerner". The signature is fluid and cursive, with the first name "Lois" being the most prominent.

Lois G. Lerner
Director, Exempt Organizations

Enclosure: Publication 4221-PC

MINUTES
STANDING
COMMITTEES

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS
TUESDAY, FEBRUARY 23, 2021
5:00 p.m.

COMMITTEE MEMBERS PRESENT: Ceri Otero, David Armstrong, and Seth Thompson. Craig Diggs was absent.

OTHER COUNCIL MEMBERS: Ed Barlow

OTHERS PRESENT: City Clerk Traci Cox, Police Chief Greg Dagnan, and Abi Almandinger.

Chair Ceri Otero called the meeting to order at 5:10 P.M.

OLD BUSINESS:

Approval of minutes from previous meeting: On a motion by Mr. Thompson, the minutes of the February 9, 2021 meeting were approved 3-0.

Review and approval of the Claims Report: The Committee discussed items regarding the Claims Report. Mr. Armstrong moved to approve the claims. Motion carried 3-0.

NEW BUSINESS:

1. **Staff Reports:** Mr. Short reported the budget packets had been sent out and discussed variable rates including employee health insurance, worker's compensation and employee retirement rates. Ms. Cox discussed renewals for property, liability and casualty insurance. Mr. Short reported there have been some recent issues with comp time overages in the Police Department and Public Works. Current policies will be reviewed and if any changes are necessary, they will be brought to Committee.

ADJOURNMENT: Mr. Thompson made a motion to adjourn at 5:23 PM Motion carried 3-0.

Traci Cox

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"



3-02-21 PUBLIC WORKS COMMITTEE MEETING MINUTES

Committee Members present: David Armstrong, Ray West, Craig Diggs, Mike Daugherty

Staff Members present: Tom Short, City Administrator, Zeb Carney, Director, and Marcia Weng, Public Works Secretary

Citizens: Ceri Otero and Abi Almandinger

The Public Works Committee meeting was called to order at 5:30 p.m. by Chairman Mike Daugherty.

A motion was made by Craig Diggs to accept the minutes from the February 2, 2021 Committee meeting. All ayes, motion passed.

Citizen Participation: None

Old Business: None.

New Business: Zeb presented the committee with the Phase 4 Sidewalk project bids. The estimated amount is \$481,678.96. The lowest bid came in from Hunter Chase and Associates in the amount of \$385,528.00. Craig Diggs made a motion to accept the low bid from Hunter Chase & Associates for the project. Three ayes to one nay (David Armstrong), motion carried. Zeb also presented the 2018 ICC Codes that the Public Works Department has amended and updated to our city ordinances. We are currently on the 2006 codes. David Armstrong made a motion to approve our amendments and forward them to council. All ayes, motion carried.

Other Business: Zeb presented his plans for the 5-year capital plan. After much discussion, the committee agreed with Zeb on his plan.

Tom brought up the Governor's Cost Share Program. The city was awarded \$1.5 million dollars in January 2020, then in July 2020, the state pulled the award due to covid. The state is now offering the award, but wants it to still be used on the I-49 Roundabout. The plans with Schreiber have changed, due to covid, so the committee feels the funds will not benefit the city as the I-49 Roundabout is out of city limits. David Armstrong made a motion to make a recommendation to the city council for the funds to be returned to the state. All ayes, motion passed.

Staff Reports:

Zeb reported on the following:

- The River Street Bridge project is to begin next Monday. They will shut the street down on Monday and figure they will be done in the next 60 days, depending on the weather.

- MoDOT will be shutting down streets next Wednesday, March 10th, for the Roundabout at Garrison and Elk.
- The railroad called and stated they would begin making improvements on the at grade crossings. They have since been unavailable.
- Stormwater project is slated to begin in the Phelps Addition. It will be broke down into 3 phases.
- We have hired 2 new Street Department employees and 1 Recycle Center employee.
- There were several equipment expenses during the recent ice and snow storms.

Tom reported on the following:

- Tom, Zeb and Nate have been discussing the Schreiber project. The next city council meeting will be the 2nd reading for approval.
- Tom, Zeb and Nate have also been in talks regarding the railroad. The railroad is promising everything, but doing nothing.

David Armstrong brought up the idea of the city buying 33 acres that Americold has for sale, but Craig Diggs stated that it had already sold.

David Armstrong made a motion to adjourn the meeting at 7:00 p.m. All ayes, motion carried.

***MINUTES
SPECIAL
COMMITTEES
AND BOARDS***

Minutes
Carthage Tree Board

March 2, 2021
4:00 pm.
Parks Department Office

Tree Board Members Present: Noah Smith, Renae Brownfield, Robert Balek, Bryan Stringer

Members Absent: Jory Mertens

Non-Members Present: Kailey Williams, Jon Skinner

The meeting was called to order at 4:06 pm

Renae Brownfield made a motion to accept the minutes from the previous meeting.

Motion passed.

1. Arbor Day Planning

April 27 is the planned day to host Arbor Day at eleven O'clock. Jon Skinner is holding a Black Oak tree for the planting at Columbian School for Arbor Day that Brian Bradley will pick up and deliver. One hundred twenty-five Redbud seedlings have been ordered and will arrive the second week in April for each of the kids to take home.

2. Discuss and review the City Ordinance for the Tree Board to go to City Council.

Each tree board member received a copy of the city ordinance to read and review at the last meeting. Notes were made and discussed adding, removing, and changing parts of the ordinance. Jon Skinner is making edits and will have the final draft ready for the next meeting on April 6. Mr. Skinner is also adding a new section outlining "Damage to Public Trees." Mr. Balek is finalizing the tree list, and it will be prepared for a council bill.

Other Business-

Mr. Stringer mentioned that the City of Carthage did not have a tree listed as the city tree. The tree board decided that the Sugar Maple should be suggested as the city's official tree to go with "Maple Leaf City."

Mr. Smith went through the list of events briefly that the board has mentioned from previous meetings for 2021. Events are still being planned out and will start happening in the warmer months coming.

Meeting Adjourned at 5:04 pm.

***AGENDAS
STANDING
COMMITTEES***

--NOTICE OF MEETING--
PUBLIC WORKS COMMITTEE
March 2, 2021
5:30 PM
CITY HALL
326 GRANT STREET
2ND FLOOR CONFERENCE ROOM
-- AGENDA--

OLD BUSINESS

1. Consideration and approval of minutes from previous meeting

CITIZENS PARTICIPATION

None

NEW BUSINESS

1. Consider and discuss Phase 4 Sidewalk Improvement Bids.
2. Consider and discuss adopting the 2018 ICC Codes.

OTHER BUSINESS

1. Zeb to discuss 2022 5 year Capital Plan.
2. Tom to discuss the Governor's Cost Share Program.

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: 2/26/2021

BY: Marcia Weng

--NOTICE OF MEETING--

BUDGET WAYS & MEANS COMMITTEE

MONDAY, MARCH 08, 2021

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 Five-Year Capital Improvement Program (CIP) 2022-2026.
2. Consider and discuss acceptance of 2021 Jasper County Law Enforcement Sales Tax (LEST) Grant.
3. Consider and discuss an Ordinance Amending the 2020 - 2021 Annual Operating and Capital Budget for the City of Carthage.
4. Staff Reports.
5. 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
March 9, 2021
5:00 PM
Carthage City Hall Council Chambers

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. 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

Darieux 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 2, 2021

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
 - **Approve CARES Act Grant Applications**
 - **Approve Bid for the Jasper County Sheriff's Department: Computer Network Prime Vendor Contract.**
 - **Approve Bid for the Jasper County Sheriff's Department: Microsoft Exchange Update Services.**
 - **Approve Bid for the Jasper County Sheriff's Department: Vehicle Equipment Prime Vendor Contract.**
10. PUBLIC HEARINGS
 - **Jasper County Stormwater Management Plan**

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 FEBRUARY 26, 2021 AT 4:00 P.M.

(RSMO 610.020)

CARTHAGE TREE BOARD

TUESDAY MARCH 2, 2021

4:00 P.M.

CARTHAGE PARK DEPARTMENT

MUNICIPAL PARK

AGENDA

- 1: Discuss Arbor Day event.
- 2: Discuss and review city ordinance for the Tree Board to go to the city council.

ADJOURNMENT

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

POSTED:

BY:

McCune Brooks Regional Hospital Trust
Regular Meeting of the Board of Trustees
March 4, 2021
2:00 p.m.
Virtually Via Microsoft Team

Agenda

- | | |
|---|--------------|
| I. Call to Order | Ron Petersen |
| II. Approval of August 26, 2020 Meeting Minutes | Ron Petersen |
| III. Financial Statement Report & Review | Stan Schmidt |
| IV. Audit & Disproportionate Share CMS Appeal | Stan Schmidt |
| V. Review and approval of Grant Application | Ron Petersen |
| VI. Next meeting date | Ron Petersen |
| VII. Adjournment | Ron Petersen |

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Darieux 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 9, 2021

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
 - **Approve CARES Act Grant Applications**
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 5, 2021 AT 4:00 P.M.

(RSMO 610.020)

CARTHAGE PUBLIC LIBRARY BOARD OF TRUSTEES
Tuesday, March 9, 2021 5:15 p.m.

CARTHAGE PUBLIC LIBRARY BOARD ROOM
612 S. Garrison Ave.

AGENDA

Roll Call of Members

Minutes from the Last Meeting: January 2021

Financial Report: January and February

Director's Progress and Service Report

President's Message

Council Liaison's Report

Committee Reports

Building Committee

Update on roof, sidewalks and renovation

Budget Committee

Community Relations

By-Laws

Library Gardens

ADA Compliance

Communications

New Business

Change of date for April Board meeting

Payment of Bills

Adjournment

CORRESPONDENCE

CITY OF CARTHAGE
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: FEBRUARY 28TH, 2021

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>REVENUES</u>					
110-GENERAL REVENUE	8,495,669.00	770,362.88	6,153,624.95	72.43	2,342,044.05
121-PUBLIC HEALTH	218,341.00	10,512.79	161,200.71	73.83	57,140.29
122-LANDFILL CLOSURE	279,505.00	69,397.79	69,500.26	24.87	210,004.74
123-LODGING TAX	92,560.00	8,241.37	58,935.09	63.67	33,624.91
124-CIVIC ENHANCEMENT	24,100.00	576.85	634.23	2.63	23,465.77
125-STORMWATER	0.00	0.88	9.59	0.00 (	9.59)
126-PUBLIC SAFETY GRANT	0.00	0.00	55,761.00	0.00 (	55,761.00)
127-CDBG	0.00	0.00	0.00	0.00	0.00
128-PARKS/STM WTR	1,123,078.00	102,104.81	867,092.10	77.21	255,985.90
129-TIF & CID SPECIAL TAX	75.00	4.42	47.92	63.89	27.08
130-INMATE SECURITY FUND	2,366.00	269.38	1,675.68	70.82	690.32
131-FIRE PROTECTION TAX	565,449.00	51,194.12	435,072.81	76.94	130,376.19
141-FAIR ACRES SPORTS COM	0.00	0.00	0.00	0.00	0.00
142-GOLF COURSE	529,593.00	6,772.48	297,629.09	56.20	231,963.91
161-CAPITAL IMPROVEMENTS	1,128,924.00	102,223.90	870,559.67	77.11	258,364.33
162-PARKS & RECREATION	248,926.00 (	3,221.77)	185,990.52	74.72	62,935.48
163-MYERS PARK	900.00	38.59	419.52	46.61	480.48
164-JUDICIAL EDUCATION FU	547.00	13.69	198.89	36.36	348.11
175-Public Fac/Bond Fund	1,348,841.00	180.26	1,918.92	0.14	1,346,922.08
221-ECONOMIC DEVELOPMENT	92,908.00	0.96	92,929.08	100.02 (	21.08)
341-CW & EP	0.00	0.00	0.00	0.00	0.00
342-MCCUNE-BROOKS HOSPITA	0.00	0.00	0.00	0.00	0.00
343-LIBRARY OPERATING	0.00	16,031.54	691,788.23	0.00 (	691,788.23)
344-LIBRARY BUILDING	0.00	0.00	0.00	0.00	0.00
345-POWERS MUSEUM	0.00	0.00	0.00	0.00	0.00
346-POWERS CAPITAL	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	14,151,782.00	1,134,704.94	9,944,988.26	70.27	4,206,793.74
	=====	=====	=====	=====	=====

CITY OF CARTHAGE
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: FEBRUARY 28TH, 2021

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>EXPENDITURES</u>					
110-GENERAL REVENUE	9,945,535.00	805,635.30	5,750,023.09	57.82	4,195,511.91
121-PUBLIC HEALTH	212,935.00 (	15,930.70)	120,720.73	56.69	92,214.27
122-LANDFILL CLOSURE	0.00	0.00	9,151.00	0.00 (	9,151.00)
123-LODGING TAX	99,000.00	3,767.42	46,012.95	46.48	52,987.05
124-CIVIC ENHANCEMENT	24,000.00	0.00	24,468.52	101.95 (	468.52)
125-STORMWATER	0.00	0.00	0.00	0.00	0.00
126-PUBLIC SAFETY GRANT	26,000.00 (	1,371.50)	735.00	2.83	25,265.00
127-CDBG	0.00	0.00	0.00	0.00	0.00
128-PARKS/STM WTR	1,638,657.00	40,808.27	412,510.34	25.17	1,226,146.66
129-TIF & CID SPECIAL TAX	0.00	0.00	0.00	0.00	0.00
130-INMATE SECURITY FUND	3,000.00	0.00	0.00	0.00	3,000.00
131-FIRE PROTECTION TAX	697,373.00	32,895.60	69,424.19	9.96	627,948.81
141-FAIR ACRES SPORTS COM	0.00	0.00	0.00	0.00	0.00
142-GOLF COURSE	607,613.00	36,712.56	325,527.84	53.57	282,085.16
161-CAPITAL IMPROVEMENTS	2,689,170.00	69,383.58	513,365.94	19.09	2,175,804.06
162-PARKS & RECREATION	0.00	0.00	0.00	0.00	0.00
163-MYERS PARK	50,000.00	0.00	2,060.50	4.12	47,939.50
164-JUDICIAL EDUCATION FU	0.00	0.00	0.00	0.00	0.00
175-Public Fac/Bond Fund	3,132,682.00	0.00	196,322.52	6.27	2,936,359.48
221-ECONOMIC DEVELOPMENT	92,908.00	0.00	91,407.00	98.38	1,501.00
341-CW & EP	0.00	0.00	0.00	0.00	0.00
342-MCCUNE-BROOKS HOSPITA	0.00	0.00	0.00	0.00	0.00
343-LIBRARY OPERATING	0.00	25,000.00	612,000.00	0.00 (	612,000.00)
344-LIBRARY BUILDING	0.00	0.00	0.00	0.00	0.00
345-POWERS MUSEUM	0.00	0.00	0.00	0.00	0.00
346-POWERS CAPITAL	0.00	0.00	0.00	0.00	0.00
GRAND TOTAL EXPENDITURES	<u>19,218,873.00</u>	<u>996,900.53</u>	<u>8,173,729.62</u>	<u>42.53</u>	<u>11,045,143.38</u>
REVENUES OVER/(UNDER) EXPENDITURES	(5,067,091.00)	137,804.41	1,771,258.64		(6,838,349.64)

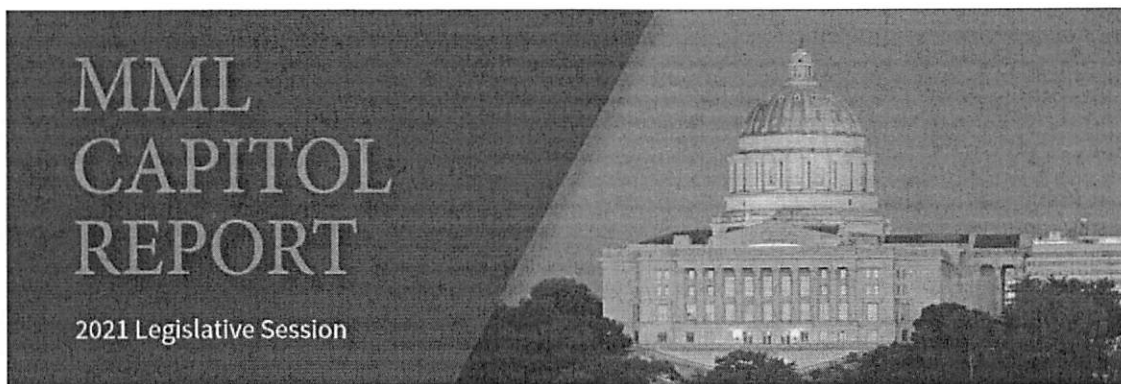
*** END OF REPORT ***

Tom Short

From: Missouri Municipal League <info@mocities.com>
Sent: Thursday, March 4, 2021 3:57 PM
To: Tom Short
Subject: MML Capitol Report: March 4, 2021

CAUTION: This email originated from outside of the organization. Verify all requests or information before clicking any links.

[View this email in your browser](#)



MML Capitol Report: March 4, 2021

First Session of the 101st General Assembly

Wayfair – Internet Use Tax

The Senate dedicated floor time Monday evening to debate [SB 123](#), sponsored by Senator Lincoln Hough (R-Springfield). The bill places an overall cap on local sales taxes of 4.5%. Currently, municipalities must receive approval from the state legislature to place various taxes on the ballot for approval by their respective communities. This proposal allows municipalities to impose sales taxes at their discretion up to 4.5%. Any amount over the limit will be subject to legislative authorization as it exists today. During the debate, the sponsor offered substitute language to increase the 4.5% cap to 5% and clarifies if any taxing district is currently above the 5%, they will be grandfathered in and will not be required to reduce or repeal any sales tax rates.

Senator Sandy Crawford (R-Buffero) then attempted to further amend the bill to include [SB 287](#), creating a framework for online use tax collection known as *Wayfair*. Determining how to spend revenue generated from the tax continues to be a struggle. Senator Rick Brattin (R-Harrisonville) offered an amendment requiring any state revenue collected through the online use tax collection to be deposited to the state road fund. After a

somewhat pointed discussion between Senator Crawford and Senator Andrew Koenig (R-Manchester), the bill was laid over without being perfected. We are now hearing that the Senate will revisit *Wayfair*, but not until they get return from Spring Break. On Thursday, Senator Crawford reported her *Wayfair* bill, SB 287, from Committee. It will be placed on the Senate Perfection Calendar. Senator Koenig's version, SB 153, is already on the perfection calendar. When we return from Spring Break the Senate intends to move bills from the Perfection Calendar to the Informal Perfection Calendar ("rolling the calendar"). Once a bill has been moved to the Informal Perfection Calendar, they can bring it up at any time. That means SB 87 or SB 153 could be brought up for perfection at any time.

In the House, it appears likely that HB 554, Representative J. Eggleston's (R-Maysville), will come up on the House floor for debate next Monday evening. MML could support the bill, except for one huge caveat. HB 544 requires municipalities that currently have a local use tax to go back to the voters for a second vote. We will attempt to amend this bill to remove the second vote requirement.

Cable Franchise Fees

The House Committee on Ways and Means held an executive session on HB 555 on Wednesday. This legislation, sponsored by Representative J. Eggleston (R-Maysville), has many components, but one of the most concerning is the video franchise fee portion of the bill. Unlike SB 163, HB 555 would completely eliminate the video franchise fees in their entirety. While this bill also has the *Wayfair* provisions in it, we oppose the bill because of the video franchise fees provision and requirements making it more difficult to fund Community Improvement Districts and Transportation Development Districts. The Ways and Means Committee advanced the bill on an 8-3 vote.

Failure to Appear

The Senate Transportation, Infrastructure, and Public Safety Committee met Tuesday morning to hear SB 164, sponsored by Senator Mike Cierpiot (R-Lee's Summit). Currently, if a Missouri resident is charged with a moving traffic violation (other than a minor traffic violation) and fails to resolve the charges prior to trial and fails to appear in court, or without good cause fails to pay fines and court costs or adhere to an approved installment plan, the court shall notify the person by mail that the court will order the Director of the Department of Revenue to suspend their driver's license if the charges are not resolved within 30 days. This bill changes the "will" to "may". During the sponsor's presentation, he said his intent is not to undermine the protections put into place with SB 5 (2015), but to simply give local municipalities some help to enforce the laws. The Missouri Police Chiefs Association, Independence Police Department, Ellisville Police Department, Cape Girardeau Police Department, Jan Zimmerman, and the Missouri Municipal League provided supporting testimony. No opposition was voiced to the Committee at the hearing.

Tax Increment Financing

On Tuesday evening, the Senate debated SB 22, sponsored by Senator Andrew Koenig (R-Manchester). The bill modifies definitions of “blighted area” and “conservation area” and creates new definitions for port and retail infrastructure. Senator Koenig’s aim is to restrict uses of Tax Increment Financing (TIF) in floodplains and in more affluent areas. During the debate, the sponsor offered substitute language to include the definition of a state appraiser. Senator Cindy O’Laughlin (R-Shelbina) further amended the bill to exempt Hannibal from the provisions of the bill. Senator Rick Brattin (R-Belton) amended the bill requiring Cass County to create a TIF commission before adopting an ordinance approving redevelopment. Lastly, Senator Mike Bernskoetter (R-Jefferson City) amended the bill to exempt Cole County from the provisions of the bill. The bill now contains several exemptions. Once modified, the bill was perfected by a voice vote. On Thursday, the Senate third read and passed the bill to the House by a vote of 31-0.

House Committee Moves Law Enforcement Bills

The House Committee on Crime Prevention met Monday afternoon to consider the passage of two bills relating to law enforcement. House Bill 998, sponsored by Representative Bruce DeGroot (R-Ellisville) establishes the “Police Use of Force Transparency Act of 2021.” This bill would require all law enforcement agencies to, at least annually, collect and report local data to the National Use of Force Data Collection through the Law Enforcement Enterprise portal administered by the Federal Bureau of Investigation on use-of-force incidents involving peace officers. Additionally, the bill requires law enforcement agencies to also report such data to the Missouri Attorney General. During their meeting, the Committee adopted substitute language requiring that the data be reported to the Department of Public Safety instead of the Attorney General. Once modified, the bill passed by an 8-0 vote.

The Committee also voted on HB 876, sponsored by Representative Shamed Dogan (R-Ballwin). This bill is similar to SB 60, sponsored by Senator Brian Williams (D-St. Louis), and creates several provisions relating to law enforcement agency accountability. The language bans choke holds, defines sexual misconduct by police officers, creates peace officer training certification requirements, and establishes certification requirements for law enforcement officers looking for employment in Missouri. During the Committee’s discussion, substitute language was adopted to modify the bill to mirror the Senate version by clarifying the definition of chokehold and sexual misconduct by a police officer while on duty. Once modified, the bill was passed by a 9-0 vote.

Breed-Specific Legislation

The Senate Local Government and Elections Committee convened Wednesday afternoon to consider passage of SB 107, sponsored by Senator Sandy Crawford (R-Bufferalo). The bill prohibits villages, towns, and cities from regulating dogs in a breed-specific manner. After no discussion, the Committee passed the bill by a 6-0 vote.

Stop Socialism Act

The Senate General Laws Committee met Tuesday morning to discuss SB 453, sponsored by Senator Eric Burlison (R-Springfield). The bill establishes the Stop Socialism Act and creates a cause of action against a public body that provides, or offers to provide, a competitive service that is also provided by a private citizen within the jurisdiction of the public body. The bill does not apply if the public body was providing services first, or if there is overriding or compelling public interest in the competitive service, which also includes services of the criminal justice system and educational institutions. No supporting testimony was provided. The Missouri Municipal League submitted testimony in opposition.

Land Adjacent to Parks and Trails

The Senate Local Government Committee convened Wednesday afternoon to discuss SB 411, sponsored by Senator Dave Schatz (R-Sullivan). Current law allows liability protections for all county and state trails. The bill expands liability protections for parks to include cities. During the bill presentation, the sponsor stated he is currently working on substitute language to expand all liability protections to all property owners adjacent to parks and trails, expand liability protection to adjacent landowners within corporate boundaries and expand liability protections for landowners that participate in wildlife protection programs. The city of Eureka and the Missouri Municipal League supported the bill. No opposing testimony was presented during the hearing.

The committee then turned its attention toward SB 306, sponsored by Senator Mike Bernskoetter (R-Jefferson City). The bill is similar to SB 411 detailed above, with slight variations. The Missouri Park and Recreation Association, Missouri Farm Bureau, and the city of Kirksville supported the bill. No opposing testimony was provided during the hearing.

Sources of Energy

The Senate Committee on Commerce, Consumer Protection, Energy, and the Environment conducted a public hearing on SB 230, sponsored by Senator Eric Burlison (R-Republic). The bill prohibits political subdivisions from enacting any laws that would prevent a person from using a certain utility service, including connection or reconnection of a utility service based upon the type or source of energy to be delivered to an individual customer. During the bill presentation, the sponsor stated this legislation would not impact solar panels or Home Owner Associations. Southern Star Central Gas Pipeline, Associated Industries of Missouri, Gas Worker's 11-6, American Petroleum Institute, Spire MO, Missouri Energy Development Association, Missouri Chamber of Commerce, City Utilities of Springfield, Missouri Association of Municipal Utilities, Summit Utilities, and Missouri

Propane Gas Association supported the bill. Sierra Club Missouri Chapter, Missouri Municipal League, Environment Missouri and a private citizen opposed the legislation.

[Click here to see a full list of Bills of Municipal Interest.](#)

Important Dates

March 2021

- 1 – Last day to introduce legislation
- 11 – Last day to place consent bills on the calendar
- 12 – Spring break begins upon adjournment
- 22 – Spring break ends and legislature reconvenes (4:00 pm)

April 2021

- 5 – Easter break – no session
- 6 – Legislature reconvenes (4:00 pm)
- 15 – Last day to place consent bills from opposite chamber on the calendar

May 2021

- 7 – Appropriations bills must be truly agreed to and finally passed by 6 p.m.
- 14 – Last day of session (6 p.m. adjournment)

July 2021

- 14 – Deadline for Governor to sign or veto bills

September 2021

- 15 – Veto session (noon)

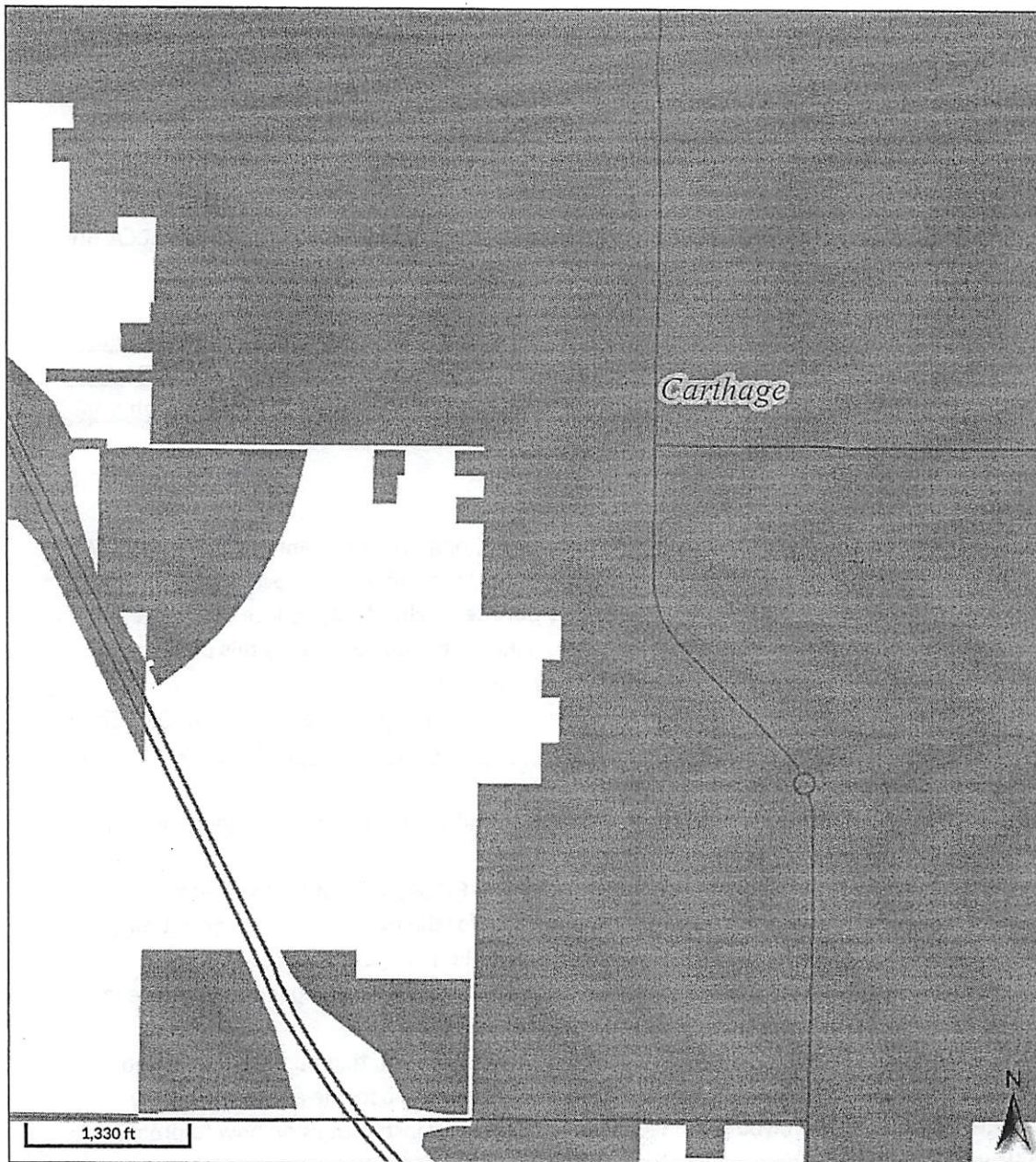
December 2021

- 1 – Pre-filing of bills for the 2022 legislative session

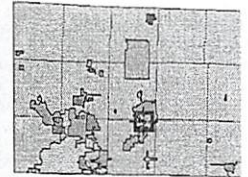
- Public Works Committee - 3.2.21

Governor's Cost Share Project

- City awarded GCS Grant (\$1,009,805) January 2020 for Hazel Street Widening and Improvement from Fairview Avenue to George Phelps Boulevard
 - As part of VACCA Project; initially submitted to use Hazel as access to site. The overall deadline for applications was October 1, 2019;
 - Had initially looked and filled out an application for Suburban St. as access the day before due...
 - Cost share application had to be submitted prior to determination of access to VACCA site
 - Changed access per MOU... VACCA access via I-49
 - City to improve Hazel south to Fir...MOU
 - Most importantly, though, is to select a project that is a high priority for your community, even if it doesn't follow the other two suggestions. A project that is better able to improve safety and economic development efforts is more likely to be funded. (is this a high priority project, (not on any list anywhere?))
- City's cost for project:
 - Total \$2,585,651
 - Gov Cost share \$1,009,805 (half construction cost, only) The program will cover up to 50% of the construction contract costs. These are the only costs that it will cover. Other expenses like preliminary engineering, environmental services, right of way services and acquisitions, utilities, construction inspection and other costs will not be covered by this program.
 - City \$1,575,846 and anything above the total amount
- 8/8/2019; TAC Members, As you may have heard, the Governor approved a \$50 million Cost-Share program for transportation projects that will support economic development. There are a few things that have been clarified:
- TAC email...Since the money is from Missouri's General Funds, any public road project is eligible. This includes state roads as well as locally-owned roads.
- On May 8, 2020 the Missouri General Assembly passed the FY2021 Budget for the State of Missouri. The FY2021 Budget reduced the General Revenue funding for the Governor's Transportation Cost Share Program from \$50 million to \$25 million. The \$25 million budgeted in FY2021 is re-appropriating the funds from FY2020 and will be further reduced for any expenditures made in FY2020.
- On July 8, 2020, MoDOT informed the City; "I am sorry to inform you that due to the reduced appropriation your project cannot be funded at this time. If funds become available and are appropriated to this program, you will be notified and provided instructions on how to proceed."
- A significant percentage of the properties along Hazel (West side 85%) (East Side 50%) are outside City limits
- Is this the best way (need) to spend the \$1.6 Mil
- EXHIBIT B SCOPE OF WORK: The project will widen and make improvements to Hazel Street from Fairview Avenue to George Phelps Boulevard.
- Storm water issues and acquisition of ROW may be problem as outside City limits
- State appropriation, one time program, (utilization for a priority project)
- See if project can be swapped with another?



Overview



Legend

- ☐ County Boundary
- City Limit Boundaries**
 - ☐ Airport Drive
 - ☐ Alba
 - ☐ Asbury
 - ☐ Avilla
 - ☐ Brooklyn Heights
 - ☐ Carl Junction
 - ☐ Cartersville
 - ☐ Carthage
 - ☐ Carytown
 - ☐ Duenweg
 - ☐ Duquesne
 - ☐ Fidelity
 - ☐ Jasper
 - ☐ Joplin
 - ☐ La Russell
 - ☐ Neck City
 - ☐ Oronogo
 - ☐ Purcell
 - ☐ Reeds
 - ☐ Sarcoxie
 - ☐ Waco
 - ☐ Webb City
- ☐ Parcels

Any split parcels recorded after April 15th, 2020 will not display until tax year 2021.

Date created: 3/2/2021
Last Data Uploaded: 3/1/2021 6:20:39 PM

Developed by  **Schneider**
GEOSPATIAL



105 West Capitol Avenue
P.O. Box 270
Jefferson City, Missouri 65102

Missouri Department of Transportation
Patrick K. McKenna, Director

1.888.ASK MODOT (275.6636)

December 18, 2019

Mr. Dan Rife
City of Carthage
Mayor
326 Grant Street
Carthage, Missouri 64836

Dear Mr. Rife:

The Missouri Department of Transportation (MoDOT) received the City of Carthage's application for the Governor's Transportation Cost Share Program for Hazel Avenue.

I'm happy to inform you that your application was selected to receive \$1,009,806 of Governor's Transportation Cost Share funds by the Cost Share Committee at their December 16, 2019 meeting. Final approval will be requested from the Missouri Highways and Transportation Commission (MHTC) at their January 9, 2020 meeting.

A MoDOT District representative will contact you after the January MHTC meeting to provide additional details on the necessary steps needed to deliver your transportation project.

Please contact Sunny Wilde at 573-526-3690 or sunshine.wilde@modot.mo.gov with any questions.

Sincerely,


Patrick K. McKenna
Director

Copies: Sunny Wilde-fs
Tim Arbeiter-DED
Dave Taylor-sw



Our mission is to provide a world-class transportation system that is safe, innovative, reliable and dedicated to a prosperous Missouri.
www.modot.org



105 West Capitol Avenue
P.O. Box 270
Jefferson City, Missouri 65102

Missouri Department of Transportation
Patrick K. McKenna, Director

1.888.ASK MODOT (275.6636)

July 8, 2020

Mr. Dan Rife
Mayor
City of Carthage
326 Grant Street
Carthage, Missouri 64836

Dear Mr. Rife:

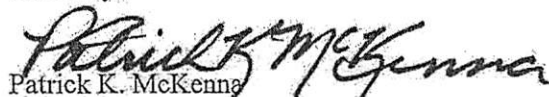
On May 8, 2020 the Missouri General Assembly passed the FY2021 Budget for the State of Missouri. The FY2021 Budget reduced the General Revenue funding for the Governor's Transportation Cost Share Program from \$50 million to \$25 million. The \$25 million budgeted in FY2021 is re-appropriating the funds from FY2020 and will be further reduced for any expenditures made in FY2020.

The FY2021 budget also included \$25 million from the Federal Budget Stabilization Fund. The Federal Budget Stabilization Fund was established for COVID-19 funding. If the federal government believes the COVID-19 crisis is still impacting the nation's economy, Missouri may receive \$150 million in federal funds. There are no guarantees that Missouri will receive these funds, and, if they do, that they will be available for the Governor's Transportation Cost Share Program.

I am sorry to inform you that due to the reduced appropriation your project cannot be funded at this time. If funds become available and are appropriated to this program, you will be notified and provided instructions on how to proceed.

Please contact Sunny Wilde at 573-526-3690 or sunshine.wilde@modot.mo.gov with any questions.

Sincerely,


Patrick K. McKenna
Director



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105 West Capitol Avenue
P.O. Box 270
Jefferson City, Missouri 65102

Missouri Department of Transportation
Patrick K. McKenna, Director

1.888.ASK MODOT (275.6636)

January 14, 2021

Mr. Dan Rife
City of Carthage
Mayor
326 Grant Street
Carthage, Missouri 64836

Dear Mr. Rife:

I'm happy to inform you that the Governor's Transportation Cost Share Program (GCTS) funds of \$1,009,806 for the City of Carthage's Hazel Avenue application were restored by the Missouri Highways and Transportation Commission (MHTC) at their January 6, 2021 meeting. This change is due to the reimbursement of CARES-Act funding to the State Road Fund by Governor Parson.

The City of Carthage's Hazel Avenue project was originally awarded GCTS funds in January 2020, but the funding was postponed in July 2020 due to budget uncertainty caused by the COVID-19 pandemic.

A MoDOT District representative will be contacting you to provide additional details on the necessary steps needed to proceed with your transportation project.

Please contact Sunny Wilde at 573-526-3690 or sunshine.wilde@modot.mo.gov with any questions.

Sincerely,

Patrick K. McKenna
Director

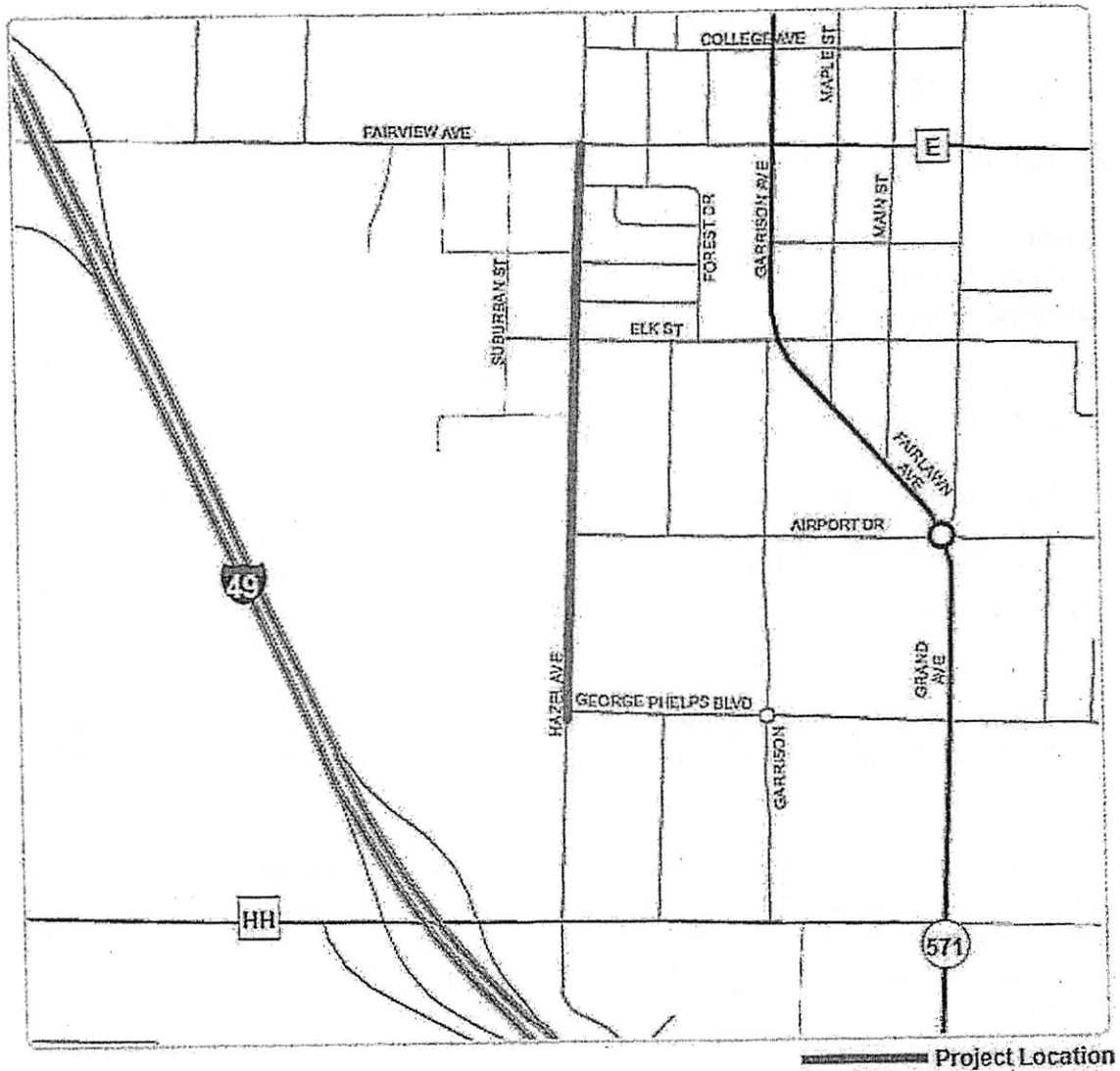
Copies: Sunny Wilde-fs
Kenny Voss-de
Tim Arbeiter-DED
Dave Taylor-sw



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EXHIBIT A LOCATION



CITY OF CARTHAGE
HAZEL AVENUE
JASPER COUNTY

0 0.45 Miles



EXHIBIT C
COST ESTIMATE

Project Name: Hazel Street Widening and Improvements

MoDOT Project Number: Govcs08

Description: Hazel Street Widening and Improvement from Fairview Avenue to George Phelps Boulevard

Local Entity: City of Carthage

<u>Element Breakdown</u>	<u>Costs</u>	<u>Responsible Entity</u>
PE:	\$307,800	City
PE Review:	\$0	
ROW:	\$20,000	City
ROW Incidentals:	\$2,000	City
ROW Review:	\$0	
Construction:	\$2,019,611	City/Governor's CS
Utilities:	\$10,000	City
CE:	\$226,240	City
CE Review:	\$0	
TOTAL:	\$2,585,651	

<u>Funding Breakdown</u>	<u>Costs</u>	<u>% Share</u>
Governor's Cost Share Contribution:	\$1,009,806	39%
MoDOT's Cost Share Contribution:	\$0	0%
MoDOT District Contribution:	\$0	0%
Funding From Other Sources (FFOS):	\$1,575,845	61%
STP/CMAQ funds:	\$0	0%
Total Project Costs:	\$2,585,651	
Construction Contract Cost:	\$2,019,611	
Governor's Cost Share Percent of Const. Contract:	50%	
FFOS Funding Source:	City of Carthage	



Southwest District
Steve Campbell, PE, District Engineer

Missouri Department of Transportation

3025 East Kearney Street
P.O. Box 868
Springfield, Missouri 65801
417.895.7600

March 25, 2020

Tom Short, City Administrator
City of Carthage
326 Grant Street
Carthage, MO 64836

Re: Project: Govcs08
Hazel Street, from Fairview Ave. to George Phelps Boulevard

Dear Tom:

Please find enclosed two copies of the Governor's Cost Share Program Agreement for the above noted project. The City will need to date and execute both copies and return both to me along with a copy of the City's Ordinance. Please return these to me at:

MoDOT
Attn: Julie Zibert
2915 Doughboy Drive
Joplin, MO 64804

Once the City has executed these copies then I can send them in to our Commission for their signature.

Should you have any questions, please feel free to email me at Julie.Zibert@modot.mo.gov or call me at 417-621-6553.

Sincerely,

Julie Zibert
Senior Transportation Planner

/jz

Enclosure



Our mission is to provide a world-class transportation system that is safe, innovative, reliable and dedicated to a prosperous Missouri.

www.modot.org



Carthage CVB Board Meeting Minutes

October 14th, 2020

Casual Board Agenda

Present: Anthea Harbin, Becky Andrews, Kim Bausinger, Becky Purinton, Jonathan Roberts, Mark Elliff, Abi Almandinger, Callie Myers, Debbie Gourley, and Alexandria Hodkin

Meeting called to order at 8:15 a.m. by Anthea at CVB HQ, 116 W 3rd Street.

Approval of Minutes- a motion was made by Kim, second from Jonathan and passed to approve minutes from the September 9th, 2020 meeting.

Executive Director's Report- Callie gave a grant update and shared some details regarding the Show Me Strong grant application. Callie found two grants from last year and was able to receive payment on both. FY 20 MDT - \$7,394.67, FY 20 MDT - \$1,250.00. Update for FY 21 Show Me Strong - \$20,198.03 – Secured, FY 21 Jasper County Cares - \$4,805.05 - Received

Food Truck Friday Update- Alexandria reported that October Food Truck Friday was a success. Shared all the income and expenses for FTF. Discussed about getting bids for next year for the lighting and sound for the bands and booking of the bands due to the large increase in price for October. Alexandria is putting together a Food Truck Friday committee to prepare for 2021.

City Council Liaison Report- Seth Thompson notified Callie that there were no updates from the council meeting on October 13th.

Chamber Report- Mark Elliff – Events for Maple Leaf are good! Maples Leaf Night of Praise for Wednesday, October 13th, at Central Park. Stated there are 80 Food Vendors and Craft Vendor slot available to be on the Square and just off the square. The Car Show will be this weekend at Kellogg Lake.

Vision Carthage Report- Abi discussed that Carthage won the National Award for the Most Beautiful Canopy of Trees. This award is the only one given in the country. America in Bloom, a not-for-profit group that promotes beautifying cities across the country. Abi will be working with Callie to promote using this award as a marketing campaign.

Christmas in Carthage is coming along well. After doing great research we have decided to not have a sleigh. We will be having a light tunnel over the mall sidewalk beside Dr Soriano's business. The tunnel will be about 35 feet long and about 8 feet high.

Missouri Main Street Kickoff! Join us to learn about how to revitalize our historic downtown square! Thursday, October 22nd, 6:30-8:30 p.m. at the Memorial Hall.



The mural and canvas are coming along, we received \$2,500 from the Community Foundation.

Adjourn at 8:42 a.m.

Formal Agenda meeting was called to order at 8:43 a.m. with the same member present.

Approval of Minutes- Jonathan motioned to approve meeting minutes from September 9th, 2020, motion seconded by Kim and passed.

Treasurer's Report- CVB has received check from City of Joplin. CVB received the lodging check from Carthage which is lower than usual.

Board Member Nomination- Kim Bausinger nominated Ben Isenmann, Ben is the Team Lead at Carthage Hardware and Christmas Tree Designer. Ben does not belong to any other board, he is an out of the box thinker, eager and willing to help in any way. **Jonathan made a motion to accept Ben Isenmann as a CVB board member. Seconded by Becky A. and passed.** It was discussed that we will need two new board members to fill vacancies at the beginning of the CVB year.

Marketing Update-Food Truck Friday- Alexandria discussed that her and Callie had four radio-live interviews, social media, 16 digital billboards to advertise FTF in October. The social media traffic is up by 600. Alexandria is beginning to look into marketing for Christmas in Carthage.

Possible New Event-Callie has been talking to Scott Watson about Carthage doing an event called Choppers 4 Children. This event has taken place in Neosho in the past but is no longer. This event is a yearly event- Weekend Bike and Music Rally, Raised \$75,000 for Children's Miracle Network, 10,000 attendees from all over the US. Discussed how this could look for Carthage and where the money could be used for the children locally. Callie is going to meet with Scott and do further research.

Logo-Midwestern Interactive gave CVB a few logos to look at and see what we thought. After looking at the logos the board would like a few more options to look at.

Adjourn at 9:12 a.m.

The next meeting will take place on November 11th, 2020 at 8am and CVB HQ.



Carthage CVB Board Meeting Minutes

November 11, 2020

Present: Stephanie Howard, Ben Isenmann, Gregg Wolf, Mishell Hoover, Anthea Harbin, Becky Andrews, Kim Bausinger, Becky Purinton, Jonathan Roberts, Abi Almandinger, Callie Myers, and Alexandria Hodkin

Meeting called to order at 8:08 a.m. by Anthea at CYB HQ, 116 W 3rd Street.

Welcome & Introduction – **Ben Isenmann** introduced himself to the Board.

Approval of Minutes- Abi wanted to amend the October minutes to reflect that the light tunnel at Christmas in Carthage is 54 feet, not 35 feet. A motion was made by Jonathan, second from Kim and passed to approve minutes from the October 14, 2020 meeting.

Approval of Financials – There was nothing to report at this time, **Callie** is meeting with the accountant today at 2:00 to get the account reconciled and the P&L reports. She will send them out with the November meeting minutes.

City Liaison Report – **Seth Thompson** - stated that there is nothing that relates to the CVB directly at this time, however he did get positive feedback from Callie's presentation at the last City Council meeting.

Chamber Report – **Mark Elliff** was absent, however he told Callie that he was just working on year end stuff.

Vision Carthage Report – **Abi Almandinger** - Christmas in Carthage is progressing; the lights are coming together. The floats in the parade are going to be stationary people will be able to walk by and around the floats. So far, the parade has not been cancelled. There will be 3 food trucks. There is no Main Street update at this time, but the Town Hall meeting last month went well, there were 500 views on the Facebook live of the meeting. Abi is currently working on a marketing campaign and has submitted the \$75,000.00 grant to Steadley for the mural.

Marketing Update – **Alexandria Hodkin** – There have been abundantly more calls and walk-ins to the office from people who are having day trips in Carthage. The 18 static billboards are up. The billboards are located throughout Joplin, Springfield, Oklahoma, and Arkansas. Alexandria has received emails from businesses in Carthage about promoting their holiday events. Social media has taken off after Alexandria began studying the types of information that created engagement for our audience. She has begun building the marketing calendar. The CVB has been approved by American Express to be a Neighborhood Champion for Small Business Saturday, so Alexandria is currently working on the marketing campaign for that.

Executive Director's Update -Callie Myers – Callie went to the City Council meeting last week and presented a slide deck to update the council on Maple Leaf marketing, Christmas in Carthage marketing, grants, and advertising. The Canopy Award was presented to the City Council. Callie also gave an update on the Grants as follows:

FY 21 SHOW ME STRONG - \$14,874.31 – Received

FY 21 SHOW ME STRONG - \$44,639.57 – Secured

FY 21 SHOW ME STRONG - \$72,047.12 – In Progress (submitting 11/20/20)

FY 21 JASPER COUNTY CARES - \$4,805.05 – Received

FY 21 JASPER COUNTY CARES - \$20,300.00 – Requested

FY 20 MDT - \$7,394.67 – Received

FY 20 MDT - \$1,250.00 – Received

Branding and Website Update – New branding is complete; website is going to be good. Launching in early January. Alexandria is going to start ordering merchandise.

Year End Activities – Bylaws need to be updated. Callie is to send out the current bylaws to the Board.

Adjourn at 9:12 a.m.

The next meeting will take place on November 11, 2020 at 8am at CVB HQ.



Carthage CVB Board Meeting Minutes

December 9, 2020

Present: Stephanie Howard, Ben Isenmann, Gregg Wolf, Anthea Harbin, Becky Andrews, Kim Bausinger, Becky Purinton, Jonathan Roberts, Abi Almandinger, Mark Elliff, Gage Tiller, Callie Myers, and Alexandria Hodkin

Meeting called to order at 8:07 a.m. by Anthea at CVB HQ, 116 W 3rd Street, Carthage Missouri.

Welcome & Introduction – Gage Tiller introduced to the Board by Gregg Wolf.

Approval of Minutes- A motion was made by Jonathan, second from Stephanie and passed to approve minutes from the November 11, 2020 meeting.

Approval of Financials – There was nothing to report at this time, Callie met with the accountant and is updating the Board when the financials are ready. A motion was made by Jonathan, second from Kim and passed to approve financials.

City Liaison Report – Seth Thompson - stated that there is nothing super important at this time. The no mask ordinance in Carthage has the citizens divided he has received over 700 phone calls.

Chamber Report – Mark Elliff – the Chamber strategic planning meeting will be held in January. The annual banquet is going to be moved because it falls on a Food Truck Friday. The Business Expo will more than likely be moved to June.

Vision Carthage Report –Abi Almandinger – Abi has been busy putting decorations around the square. The light tunnel and painted windows have created more engagement from the community. Abi is wanting to make next year bigger and better. Regarding Main Street, Abi is working on a two-year calendar flow and marketing agenda. There should be another Town Hall meeting in February or March, she stated that it is to be determined.

Marketing Update – Alexandria Hodkin – We continue to see record engagement on Visit Carthage social media channels. Specifically, from November 10 – December 7, 51,960 people reached, 14,749 post engagements, 206-page “likes.” Facebook engagement is up 579% (post reach) 1154% (post engagement). Alex will take lessons learned from the last months of 2020 and apply those to the marketing and PR campaigns for 2021.

Executive Director's Update | Grants Update-Callie Myers – Callie sent clarifying documents to Jasper County regarding the Jasper County Cares Grant, and we will have a status soon. Update on other Grants as follows:

FY 21 SHOW ME STRONG - \$14,874.31 – Received
FY 21 SHOW ME STRONG - \$44,639.57 – Received
FY 21 SHOW ME STRONG - \$64,574.47 – Received
FY 21 JASPER COUNTY CARES - \$4,805.05 – Received
FY 21 JASPER COUNTY CARES - \$20,300.00 – In Progress
FY 21 MARKETING MATCHING GRANT - \$8,633.00 (90/10% Match) - Approved
FY 20 MDT - \$7,394.67 – Received
FY 20 MDT - \$1,250.00 – Received

Year End Activities – Callie suggested a Board 101 training in January, and to hold off on the Officer Elections until after the training. **A motion was made by Stephanie, second from Kim and passed.** Nominations for Board Members will be made after the Board 101 training.

Adjourn at 8:57 a.m.

The next meeting will take place on January 13, 2021 at 8am at CVB HQ.



Carthage CVB Board Meeting Minutes

January 13, 2021

Present: Stephanie Howard, Ben Isenmann, Anthea Harbin, Becky Andrews, Kim Bausinger, Becky Purinton, Jonathan Roberts, Abi Almandinger, Mark Elliff, Gage Tiller, Callie Myers, and Alexandria Hodkin

Meeting called to order at 8:06 a.m. by Anthea at CVB HQ, 116 W 3rd Street, Carthage Missouri.

Welcome & Introduction – No introductions currently needed.

Approval of Minutes- A motion was made by Jonathan, second from Stephanie and passed to approve minutes from the December 9, 2020 meeting.

Treasurer's Report / Lodging Tax Report – Working with the accountant on preparing 990s and 1099s for vendors over \$600.00. Accountant is spending extra time on accounting this month for tax preparation. Lodging tax was low this month which was anticipated. **A motion was made by Anthea, second from Ben and passed to approve financials.**

City Liaison Report – Seth Thompson – none currently. Seth was absent. (new baby)

Chamber Report – Mark Elliff – the Chamber strategic planning meeting was held on January 21, 2021. The banquet will be pushed further out due to crowds. The Business Expo in June will be an outside event. Sales Tax revenue was up from the State last month.

Vision Carthage Report – Abi Almandinger – Abi has submitted and received a Grant from the Steadley Foundation for the Mural. The image for the mural has been sent to Spain to start work on the tiles, and the building is being prepped. The mural will be done before October. Main Street is moving forward, there is a zoom meeting on January 22, 2021 with the Hispanic business owners in downtown Carthage. Vision Carthage had their strategic planning meeting last week.

Marketing Update – Alexandria Hodkin – Logos and branding are complete. Collateral merch has been ordered. The visitors guides and brochures are currently being updated. Alex is getting estimates for merchandise to sell, coffee mugs, shirts, etc. Social Media data has leveled off into a normal number. We have found what engages our audience through our research. We

are very pleased with the generic marketing for the off season to keep Carthage on everyone's mind. We are currently working on the 2021 Marketing campaign. Alex and Callie are currently identifying vacant billboards around the Carthage exits that are vacant and/or rundown to contact the property/billboard owners to update them for Visit Carthage. Our current placed billboards are generating great feedback they are up for 8-16 weeks. We are wanting to repurpose the vinyl from billboards that have been replaced.

Executive Director's Update Myers | 2021 Building the Foundation – We are in our quiet season for the next couple of months. The PPP application will be submitted today. We are at the finish line with the website. Alex and Callie are working on writing and content and a photo database for the website. Alex is working on Food Truck Friday for the 2021 season. The 2021 season has been expanded from March to October. Food Truck Friday will be forming a committee to focus on making the event bigger to generate a bigger crowd. We are working on expanding Fourth of July this year making it a big weekend long event. There will also be a big golf tournament in August that will be a weekend long event. We will be putting together an events committee.

Board Member Nomination – A motion was made by **Becky Andrews** to nominate Jim Hunter, second from **Jonathan** and passed.

Adjourn at 9:07 a.m.

The next meeting will take place on February 10, 2021 at 8am at CVB HQ.

"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.