

1. Agenda

Documents:

[CITY COUNCIL AGENDA 04 13 21.PDF](#)

2. Meeting Materials

Documents:

[CITY COUNCIL PACKET 04 13 21.PDF](#)

**COUNCIL AGENDA
CITY OF CARTHAGE, MISSOURI
TUESDAY, APRIL 13, 2021
6:30 P.M. – COUNCIL CHAMBERS**

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

- James Harrison

7. Public Comments

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

8. Reports of Standing Committees
9. Reports from Special Committees and Board Liaisons
10. Report of the Mayor
11. Reports/Remarks of Councilmembers
(Each Councilmember is limited to no more than two (2) minutes. The time may be extended by the Chair if deemed necessary. Once a Councilmember has had their say on a particular issue they are not permitted to once again speak on the issue unless permitted by the Chair)
12. Administrative Reports
13. Report of Claims Presented Against the City
14. Public Hearings
15. Old Business

1. **C.B. 21-15** – An Ordinance to allow the Mayor to enter into a contract with Hunter Chase and Associates for City Sidewalk Improvements Phase 4 (Central East to 96 Bridge) in the amount of \$385,528.00. (Public Works)
2. **C.B. 21-16** – An Ordinance authorizing the Mayor to enter into a contract with the Fair Acres Family YMCA, Inc. for Aquatic Facility Management at Municipal Park. (Public Services)
3. **Election Results** – Motion to Approve
4. **Adjourn Old Council**

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

16. New Business

1. Oath of Office
2. Roll Call
3. Mayor's Committee and Board Liaison Appointments
4. Election of Mayor Pro Tem
5. **C.B. 21-17** – An Ordinance authorizing the Mayor to execute a Contract between the City of Carthage and Sprouls Construction, LLC for storm water improvements in the Phelps subdivision. (Public Works)
6. **C. B. 21-18** – An Ordinance rezoning certain property located at 1306 West Central Avenue (Boggess and Graul Addition, Lot # 29), in the City of Carthage, Missouri from District A, 'Residential' to District E, 'General Business' as requested by Connie Lynn Hobson-Grinstead. (Planning, Zoning, and Historic Preservation Commission)

17. Mayor's Appointments

- Carthage Water & Electric Plant Board
- Care Leave Committee

18. Resolutions

19. Closing Comments

20. Executive Session

21. Adjournment

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

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MINUTES OF THE MEETING OF THE CITY COUNCIL
CITY OF CARTHAGE, MISSOURI
March 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: Ray West, Mike Daugherty, Alan Snow, Craig Diggs, Ed Barlow, Seth Thompson, and David Armstrong. Council Members Ceri Otero, James Harrison, and Juan Topete 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. Daugherty made a motion, seconded by Mr. Armstrong, to approve the minutes of the March 9, 2021 Council Meeting. Motion carried unanimously.

During the Police Officer Pinning Ceremony, the following officers were awarded their badges: Officer Blaine Bowman-pinned by his wife, Abby Bowman, Officer Wesley Eckols-pinned by his sister, Amanda Eckols, Officer Blake Adams-pinned by his wife, Kelsi Adams, Officer Joseph Demasi-pinned by his fiancé, Kenzie Dalmas, Officer Austin Bybee-pinned by his shift Sergeant, Elias Salinas.

Mr. Snow reported the Budget Ways & Means Committee is between meetings with the next meeting scheduled for April 12.

Mr. Armstrong reported the Committee on Insurance, Audit and Claims met on this date and approved the claims. He also reported that Jeff Pinnell will be added onto the Police Evidence and Police Revolving checking accounts, and that Resolution 1925 will give our 90 day notice to Midwest Public Risk and allow the City to start looking at other liability insurance options. Mr. Armstrong made a motion, seconded by Mr. Snow to bring C.B. 21-02 and 21-04 from the table. Motion carried. The next meeting is scheduled for April 13.

Mr. Snow reported that the Public Safety Committee met on March 15. Chanti Beckham spoke with the committee about moving the farmer's market from the square to Central Park, she requested to have 7th Street from Lyon to Garrison & Lyon from 7th Street to Chestnut closed from 7 am to 3 pm on Wednesday's and Saturday's starting April 3. Mr. Snow made a motion, seconded by Mr. Barlow to approve the road closures. Motion carried. Thermal imaging RFP bids received from Fire Master Fire Apparatus, Kenco Fire and Leo M Ellebracht were reviewed. Mr. Snow made a motion, seconded by Mr. Barlow to approve the low bid of \$12, 237.00 from Leo M Ellebracht. Motion carried. The next meeting is scheduled for April 19.

Mr. Daugherty reported that the Public Services Committee met on March 16. Chanti Beckham met with the committee and discussed the plans for moving the Farmer's Market to Central Park. The committee discussed the 2021 Firework contract, the City is currently in year 2 of a 3 year contract with the current vendor. The committee also discussed the 2021 Pool Management Contract with the YMCA that is being presented in C.B. 21-16. The next meeting is scheduled for April 20.

Mr. Daugherty reported the Public Works Committee is between meetings with the next meeting scheduled for April 6.

Special Committee and Board Liaison reports were given by Mr. Snow for Carthage Water & Electric, and Seth Thompson for the Convention & Visitor's Bureau.

Mayor Rife reported that next week the budget meetings with the Department Heads begin.

During reports of Council Members, Mr. Armstrong asked those involved in the budget process to remember that not everything was purchased last year that was budgeted for and so there is a surplus in the budget. He would like to see the projects completed that were budgeted by departments and not forgotten about.

City Attorney Nate Dally reported that there was a meeting with the City's railroad lawsuit attorney to discuss the next steps. Resolution 1926 is the corrected resolution for the Schreiber lot split. C.B. 21-14 is proposed replacement for the vicious dog ordinance, there are only a few minor issues that need to be worked out with the ACO, Police Department and Municipal Court. The Schreiber project will hopefully get moving now that County approved the Tax Abatement and the MOU has been amended, these are being presented in C.B. 21-02 and 21-04.

Police Chief Greg Dagnan reported that the second COVID vaccine clinic was combined into one day, which happened earlier that day and it was another successful day.

Fire Chief Roger Williams thanked Mr. Snow for clarifying that even though they went with the cheaper bid for the Thermal Imaging RFP, that there wasn't a compromise on the quality or safety of the equipment. The equipment met all the requirements the Fire Department was looking for.

Public Works Director Zeb Carney reported that he spoke with railroad foreman's who were working on the crossing on Fairview Avenue by H.E. Williams, they will be taking up one of the two sets of tracks and laying new asphalt down. Other crossing work through the City will soon follow. There will be more storm water bids coming in soon, the Roundabout project at Fairlawn and Elk has begun, and the bridge on River street is currently being repaired.

Parks and Recreation Director Mark Peterson reported that the contract with the YMCA being presented in C.B. 21-16 is a great partnership for the City. The YMCA is asking for an additional \$5,000 to help with salary costs due to minimum wage increases. The Parks Department is working with HERE4Carthage to move the Farmer's Market to Central park, in the future, the Parks Department will take over the program and hopefully be able to develop it into a bigger event with more vendors.

City Administrator Tom Short reported on the following: budget meetings are next week, the railroad lawsuit is still ongoing, update on the Humane Society contract, Region M applications for funds have been turned in, Governor's Cost Share Program changes for the southern portion of Hazel, and MoDOT access issues on Central.

The Committee on Claims filed a report in the amount of \$2,598,985.22 against the following funds: General Revenue \$193,923.81, Public Health \$3,362.12, Civic Enhancement \$45,026.00, Public Safety \$7,519.70, Parks/Stormwater \$100,735.19, Fire Protection \$27,276.28, Golf \$10,055.91, Capital Improvements \$2,125.00, Myers Park \$5,220.38, Public Facilities \$20,796.38, Payroll \$182,944.45, and Carthage Water & Electric \$2,000,000.00. Mr. Armstrong made a motion, seconded by Mr. Daugherty to accept the report and allow the claims. Motion carried.

Under old business, C.B. 21-02 – An Ordinance to enter into a Memorandum of Understanding Agreement with Schreiber Foods, Inc., for the completion of certain improvements to Hazel Street and cost share of a roundabout at Fir Road and Dr. Russell Smith Way in the City of Carthage, Missouri was placed on second reading. Mr. Barlow made a motion, seconded by Mr. Daugherty to amend the MOU to the newest draft. Motion carried. As amended, C.B. 21-02 passed with a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West. The Council Bill was approved as amended and numbered Ordinance 21-11.

C.B. 21-04 – An Ordinance of the City Council of the City of Carthage, Missouri acknowledging the Tax Abatement granted by the County Commission of Jasper County, Missouri for a project located in the Carthage/Jasper County Enhanced Enterprise Zone was placed on second reading followed by a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-12.

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 second reading followed by a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-13.

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 second reading. Mr. Daugherty made a motion, seconded by Mr. Armstrong, to amend the time and date of the public hearing to 5:30 pm March 1, 2021, and amend the notice of hearing publication to Sarcoxie Record. Motion carried. As amended, C.B. 21-12 passed with a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West. The Council Bill was approved as amended and numbered Ordinance 21-14.

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 second reading followed by a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West. The Council Bill was approved and numbered Ordinance 21-15.

Under new business, C.B. 21-15 – An Ordinance to allow the Mayor to enter into a contract with Hunter Chase and Associates for City Sidewalk Improvements Phase 4 (Central East to 96 Bridge) in the amount of \$385, 528.00 was placed on first reading with no action taken.

C.B. 21-16 – An Ordinance authorizing the Mayor to enter into a contract with the Fair Acres Family YMCA, Inc. for Aquatic Facility Management at Municipal Park was placed on first reading with no action taken.

The Mayor's appointment of Jim Hunter to the Planning, Zoning, & Historic Preservation Commission until March 2025 was presented for approval. Mr. Armstrong made a motion, seconded by Mr. Daugherty, to approve the Mayor's appointment. Motion Carried.

Mr. Daugherty made a motion, seconded by Mr. Snow, to approve Resolution 1925 – A Resolution authorizing withdrawal of the City of Carthage's participation from Midwest Public Risk of Missouri's Property and Liability Programs for the 2021-2022 Policy Year. Resolution 1925 was adopted by a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West.

Mr. Daugherty made a motion, seconded by Mr. Diggs, to approve Resolution 1926 – A Resolution of the City Council of the City of Carthage approving a recommendation of the Public Works Committee granting an Administrative Lot Split for property located West of Hazel Avenue and North of George E Phelps consisting of approximately 107 Acres. Resolution 1926 was adopted by a roll call vote of 7 yeas and 0 nays. Ayes: Armstrong, Barlow, Daugherty, Diggs, Snow, Thompson, and West.

During closing comments, Mr. Daugherty expressed his gratitude for being able to get the first dose of the COVID vaccine, Mr. Snow thanked Zeb, Stephanie Howard, and Nate for all of their work on the Schreiber project, and Mr. Diggs thanked the Police Department for bringing the officers to the meeting for their pinning ceremony.

Mr. Armstrong made a motion, seconded by Mr. Daugherty to adjourn the regular session of the Council Meeting. Motion carried and meeting adjourned at 7:37 p.m.

Dan Rife, Mayor

Traci Cox, City Clerk

***PRESENTATIONS/
PROCLAMATIONS***

***PUBLIC
HEARINGS***

***OLD
BUSINESS***

COUNCIL BILL NO. 21-15

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to enter into a contract with Hunter Chase & Associates of Springfield, in the amount of \$385,528.00 for Phase 4 of the sidewalk improvements, in the City of Carthage, Missouri.

**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 a contract with Hunter Chase & Associates of Springfield in the amount of \$385,528.00 for Phase 4 of Sidewalk Improvements from Central East to 96 Bridge, a copy of which contract and Notice of Award is attached hereto and incorporated herein as if set out in full.

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: The Public Works Committee

CONTRACT AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 20____, by and between the City of Carthage, 326 Grant, Carthage, Missouri 64836, First Party, hereinafter referred to as the *OWNER*, and Hunter Chase & Associates, Inc., 1200 E. Woodhurst, Ste. J-200, Springfield, MO 65804, Second Party, hereinafter referred to as the *CONTRACTOR*.

WITNESSETH:

That for and in consideration of the acceptance of Contractor's bid and the award of this contract to said Contractor by the Owner and in further consideration of the agreements of the parties herein contained, to be well and truly observed and faithfully kept by them, and each of them, it is agreed between the parties as follows, to wit:

The Contractor at his own expense hereby agrees to do or furnish all labor, materials, and equipment called for in the proposal designated and marked:

Carthage Citywide Sidewalk Improvements, Phase 4, TAP-1601(703), Carthage, Missouri

and agrees to perform all the work required by the contract as shown on the plans and specifications. The "Notice to Bidders", "Plans", and "Proposal", Contract Bond, "Missouri Standard Specifications For Highway Construction, 2019 Edition", "General and Job Special Provisions", "Notice to Proceed", and all change orders are made a part hereof as fully as if set out herein. It is understood and agreed that, except as may be otherwise provided for the "General and Job Special Provision", included in the Proposal, the work shall be done in accordance with the "Missouri Standard Specifications for Highway Construction, 2019 Edition". Said Specifications are part and parcel of this contract, and are incorporated into this contract as fully and effectively as if set forth in detail herein.

The Contractor further agrees that he is fully informed regarding all of the conditions affecting the work to be done, and labor and materials to be furnished for the completion of this contract, and that his information was secured by personal investigation and research and not from any estimates of the Owner; and that he will make no claim against the Owner by reason of estimates, tests, or representation of any officer, agent, or employees of the Owner.

The said Contractor agrees further to begin work not later than the authorized date in the Notice to Proceed, and to complete the work within the time specified in the proposal or such additional time as may be allowed by the engineer under the contract.

The work shall be done to complete satisfaction of the Owner and, in the case the Federal Government or any agency thereof is participating in the payment of the cost of construction of the work, the work shall also be subject to inspection and approval at all times by the proper agent or agents of such government agency including the Missouri Department of Transportation and the Federal Highway Administration.

The parties hereto agree that this contract in all things shall be governed by the laws of the State of Missouri.

The Contractor agrees that he will comply with all federal and state laws and regulations and local ordinances and that he will comply and cause each of his subcontractors, if any, to comply with all federal and state laws and federal regulations and directives pertaining to nondiscrimination against a person on the ground of race, color, religion, creed, sex, age, ancestry, or national origin in connection with this contract, including procurement of materials and lease of equipment therefore, in accordance with the special provisions on that subject attached hereto, incorporated in and made a part of the contract.

The Contractor expressly warrants that he has employed no third person to solicit or obtain this contract in his behalf, or to cause or procure the same to be obtained upon compensation in any way contingent, in whole or in part, upon such procurement; and that he has not paid, or promised or agreed to pay, to any third person, in consideration of such procurement, or in compensation for services in connection therewith, any brokerage, commission or percentage upon the amount receivable by him hereunder; and that he has not, in estimating the contract price demand by him, included any sum by reason of any such brokerage, commission, or percentage; and that all moneys payable to him hereunder are free from obligation of any other person for services rendered, or supposed to have been rendered, in the procurement of this contract. He further agrees that any breach of this warranty shall constitute adequate cause for the annulment of this contract by the Owner, and that the Owner may retain to its own use from any sums due to or to become due hereunder an amount equal to any brokerage, commission, or percentage so paid, or agreed to be paid.

The Owner agrees to pay the Contractor in the amount Three Hundred Eighty-Five Thousand Five Hundred Twenty-Eight and 00/100 Dollars (\$385,528.00) as full compensation for the performance of work embraced in this contract, subject to adjustment as provided for changes in quantities and approved change orders.

IN WITNESS WHEREOF, the First Party and the Second Party, respectively, have caused this agreement to be duly executed the day and year first herein written, all copies of which, to all intents and purposes, shall be considered as the original.

OWNER:

City of Carthage

(SEAL) _____

By _____

Attest _____

Name Dan Rife
(Please Type or Print)

Name _____
(Please Type or Print)

Title Mayor

Title _____

CONTRACTOR:

(SEAL) _____

By _____

Attest _____

Name _____
(Please Type or Print)

Name _____
(Please Type or Print)

Title _____

CITY OF CARTHAGE

Public Works Department 623 E 7th Carthage MO 64836
Tel: (417) 237-7010 Fax: (417) 237-7011
Email: pwdept@carthage.com

"America's Maple Leaf City"



February 9, 2021

LPASubmit@modot.mo.gov
Missouri Department of Transportation
Central Office

RE: Carthage, Missouri TAP-1601(703)
Citywide Sidewalk Improvements, Phase 4
Bid Recommendation

The City of Carthage wishes to request concurrence in award for the above referenced project. The bid opening date was February 3, 2021 and eight (8) bids were received. The City recommends the contract be awarded to Hunter Chase & Associates in the amount of \$385,528.00, for the base bid and Add Alternate #1. The engineer's estimate including Add Alternate #1 was \$481,678.96.

The following information is provided as required:

- ❖ The DBE goal for this project is 5%. The lowest and second lowest bidders appear to have met that goal.
- ❖ Contractors were required to be pre-qualified to bid on the project.
- ❖ No bidders were declared non-responsive/irregular and all bidders appear to be pre-qualified.
- ❖ The LPA did not require additional submittals.
- ❖ The Tabulation of Bids is attached.
- ❖ The executed anti-collusion statements from the lowest and second lowest bidders are attached.
- ❖ The DBE Submittal forms for the lowest and second lowest bidders are attached.
- ❖ The itemized bid forms from the lowest and second lowest bidders are attached.
- ❖ The Affidavit of Publication is attached.
- ❖ The E-Verity Affidavit and MOU for the lowest and second lowest bidders are attached.
- ❖ The Bid Bonds from the lowest and second lowest bidders are attached.
- ❖ No addenda were issued for the project therefore no verification of receipt is required.

Sincerely,

Zeb Carney
City of Carthage, Public Works Director

Cc: Andrew Eckhart, P.E., Anderson Engineering, Inc.

BID TABULATION
City of Carthage, MO

Citywide Sidewalk Improvements, Ph IV, TAP 1601(703)
February 3, 2021



Engineer Estimate						Hunter Chase & Associates 1200 E. Woodhurst, J-200 Springfield, MO 65804		Sprouls Construction, Inc. 397 W. DD Hwy Lamar, MO 64759		Hessling Construction 12247 County Rd 637 Dexter, MO 63841		Branco Enterprises 12033 E Hwy 86 Neosho, MO 64641	
Item No.	Description	Unit	Quantity	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	Unit Price	Amount	Unit Price	Amount
1	202-20.10	REMOVAL OF IMPROVEMENTS	LS	1	\$ 25,000.00	\$ 25,000.00	\$ 30,000.00	\$ 30,000.00	\$ 40,000.00	\$ 40,000.00	\$ 46,193.76	\$ 46,193.76	\$ 50,000.00
2	207-10.00	LINEAR GRADING - CLASS 2	STA	25.0	\$ 780.00	\$ 19,500.00	\$ 750.00	\$ 18,750.00	\$ 800.00	\$ 20,000.00	\$ 1,580.35	\$ 39,508.75	\$ 1,500.00
3	304-05.04	TYPE 5 AGGREGATE FOR BASE (4 IN. THICK)	SY	4,470	\$ 8.00	\$ 35,760.00	\$ 5.00	\$ 22,350.00	\$ 8.00	\$ 35,760.00	\$ 2.86	\$ 12,784.20	\$ 9.00
4	608-10.12	TRUNCATED DOMES	SF	449.0	\$ 30.00	\$ 13,470.00	\$ 30.00	\$ 13,470.00	\$ 40.00	\$ 17,960.00	\$ 54.00	\$ 24,246.00	\$ 35.00
5	608-60.04	CONCRETE SIDEWALK, 4 IN.	SY	2,210	\$ 50.00	\$ 110,500.00	\$ 40.00	\$ 88,400.00	\$ 45.00	\$ 99,450.00	\$ 32.93	\$ 72,775.30	\$ 50.00
6	608-99.05A	CONCRETE DRIVEWAY ENTRANCES, 8 IN.	SY	1,528	\$ 70.00	\$ 106,960.00	\$ 45.00	\$ 68,760.00	\$ 65.00	\$ 99,320.00	\$ 54.78	\$ 83,703.84	\$ 68.00
7	608-99.05B	REINFORCED CONCRETE OVER U-CHANNEL	SY	84	\$ 140.00	\$ 11,760.00	\$ 165.00	\$ 13,860.00	\$ 150.00	\$ 12,600.00	\$ 126.92	\$ 10,661.28	\$ 195.00
8	609-10.52	CURB AND GUTTER TYPE B	LF	1,667	\$ 23.00	\$ 38,341.00	\$ 20.00	\$ 33,340.00	\$ 28.00	\$ 46,676.00	\$ 30.72	\$ 51,210.24	\$ 27.00
9	614-99.02A	DROP INLET	EA	1	\$ 3,500.00	\$ 3,500.00	\$ 3,081.00	\$ 3,081.00	\$ 3,500.00	\$ 3,500.00	\$ 5,581.28	\$ 5,581.28	\$ 4,000.00
10	614-99.02B	COMBINATION GRATE INLET	EA	2	\$ 5,000.00	\$ 10,000.00	\$ 1,200.00	\$ 2,400.00	\$ 8,000.00	\$ 16,000.00	\$ 3,555.75	\$ 7,111.50	\$ 5,000.00
11	614-99.02C	ADJUST EXISTING STORM GRATE	EA	6	\$ 500.00	\$ 3,000.00	\$ 198.00	\$ 1,188.00	\$ 1,000.00	\$ 6,000.00	\$ 374.27	\$ 2,245.62	\$ 650.00
12	616-10.05	CONSTRUCTION SIGNS	SF	114	\$ 15.00	\$ 1,710.00	\$ 10.00	\$ 1,140.00	\$ 10.00	\$ 1,140.00	\$ 23.03	\$ 2,625.42	\$ 8.00
13	616-10.25	CHANNELIZER (TRIM-LINE)	EA	40	\$ 25.00	\$ 1,000.00	\$ 19.00	\$ 760.00	\$ 30.00	\$ 1,200.00	\$ 39.90	\$ 1,596.00	\$ 16.00
14	616-10.30	TYPE III MOVEABLE BARRICADE	EA	8	\$ 175.00	\$ 1,400.00	\$ 571.00	\$ 4,568.00	\$ 250.00	\$ 2,000.00	\$ 242.92	\$ 1,943.36	\$ 220.00
15	618-10.00	MOBILIZATION	LS	1	\$ 23,841.96	\$ 23,841.96	\$ 10,000.00	\$ 10,000.00	\$ 20,000.00	\$ 20,000.00	\$ 37,841.62	\$ 37,841.62	\$ 40,000.00
16	620-00.16	PREFORMED THERMOPLASTIC PAVEMENT MARKING, 24 IN WHITE	LF	160	\$ 25.00	\$ 4,000.00	\$ 35.00	\$ 5,600.00	\$ 35.00	\$ 5,600.00	\$ 34.16	\$ 5,465.60	\$ 33.00
17	620-00.36	PREFORMED THERMOPLASTIC PAVEMENT MARKING, 30 IN WHITE MIDBLOCK	FA	20	\$ 240.00	\$ 4,800.00	\$ 195.00	\$ 3,900.00	\$ 300.00	\$ 6,000.00	\$ 267.05	\$ 5,341.00	\$ 285.00
18	620-00.42	PREFORMED THERMOPLASTIC PAVEMENT MARKING, 12 IN WHITE, YIELD LINE TRIANGLES	EA	25	\$ 65.00	\$ 1,625.00	\$ 45.00	\$ 1,125.00	\$ 30.00	\$ 750.00	\$ 123.12	\$ 3,078.00	\$ 28.00
19	805-99.19	SEEDING & MULCH	AC	0.20	\$ 12,500.00	\$ 2,500.00	\$ 6,000.00	\$ 1,200.00	\$ 15,000.00	\$ 3,000.00	\$ 8,923.05	\$ 1,784.61	\$ 15,500.00
20	806-10.07A	CURB INLET CHECK	EA	10	\$ 110.00	\$ 1,100.00	\$ 63.00	\$ 630.00	\$ 300.00	\$ 3,000.00	\$ 309.18	\$ 3,091.80	\$ 275.00
21	903-60.04A	SH-FLAT SHEET (PERMANENT SIGNING)	SF	36	\$ 40.00	\$ 1,440.00	\$ 63.00	\$ 2,268.00	\$ 100.00	\$ 3,600.00	\$ 107.21	\$ 3,859.56	\$ 40.00
Total Base Bid					\$ 421,207.96		\$ 326,790.00		\$ 443,556.00		\$ 422,628.74		

Engineer Estimate						Hunter Chase		Sprouls		Hessling		Branco	
Item No.	Description	Unit	Quantity	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	Unit Price	Amount	Unit Price	Amount
1	202-20.10	REMOVAL OF IMPROVEMENTS	LS	1	\$ 3,000.00	\$ 3,000.00	\$ 11,000.00	\$ 11,000.00	\$ 10,000.00	\$ 10,000.00	\$ 45,277.18	\$ 45,277.18	\$ 10,000.00
2	304-05.04	TYPE 5 AGGREGATE FOR BASE (4 IN. THICK)	SY	832	\$ 8.00	\$ 6,656.00	\$ 6.00	\$ 4,992.00	\$ 8.00	\$ 6,656.00	\$ 15.67	\$ 13,037.44	\$ 9.00
3	608-99.05A	CONCRETE DRIVEWAY ENTRANCES, 8 IN.	SY	146	\$ 70.00	\$ 10,220.00	\$ 51.00	\$ 7,446.00	\$ 65.00	\$ 9,490.00	\$ 146.99	\$ 21,460.54	\$ 68.00
4	609-10.52	CURB AND GUTTER TYPE B	LF	1765	\$ 23.00	\$ 40,595.00	\$ 20.00	\$ 35,300.00	\$ 28.00	\$ 49,420.00	\$ 19.50	\$ 34,417.50	\$ 27.00
Total Alternate #1					\$ 60,471.00		\$ 58,738.00		\$ 75,566.00		\$ 114,192.66		
Total Base Bid + Alternate #1					\$ 481,678.96		\$ 385,528.00		\$ 519,122.00		\$ 536,821.40		

This is to certify that at 10:00 A.M. on February 3, 2021, at the Carthage, City Hall office, the bids tabulated herein were publicly opened, read aloud and checked.

*Red denotes error in addition

Anderson Engineering, Inc.

es, Inc	A. T. Urban Development, Inc		D & E Plumbing & Heating, Inc		RFB Construction Co., Inc		RL Persons Construction, Inc	
350	6891 St. Hwy 125 South Chadwick, MO 65629		1112 N. Falcon Crest Court Nixa, MO 65714		565 E. 520th Ave Pittsburg, KS 66762		PO Box 3938 Poplar Bluff, MO 63902	
Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
\$ 50,000.00	\$ 90,000.00	\$ 90,000.00	\$ 60,000.00	\$ 60,000.00	\$ 10,000.00	\$ 10,000.00	\$ 86,500.00	\$ 86,500.00
\$ 37,500.00	\$ 500.00	\$ 12,500.00	\$ 1,000.00	\$ 25,000.00	\$ 300.00	\$ 7,500.00	\$ 1,150.00	\$ 28,750.00
\$ 40,250.00	\$ 8.00	\$ 35,760.00	\$ 8.00	\$ 35,760.00	\$ 9.15	\$ 40,900.50	\$ 8.60	\$ 38,442.00
\$ 15,715.00	\$ 33.00	\$ 14,817.00	\$ 30.00	\$ 13,470.00	\$ 45.00	\$ 20,205.00	\$ 21.00	\$ 9,429.00
\$ 110,500.00	\$ 50.00	\$ 110,500.00	\$ 60.00	\$ 132,600.00	\$ 65.00	\$ 143,650.00	\$ 60.00	\$ 132,600.00
\$ 103,904.00	\$ 70.00	\$ 106,960.00	\$ 60.00	\$ 91,680.00	\$ 92.00	\$ 140,576.00	\$ 90.75	\$ 138,666.00
\$ 16,380.00	\$ 100.00	\$ 8,400.00	\$ 220.00	\$ 18,480.00	\$ 150.00	\$ 12,600.00	\$ 86.75	\$ 7,287.00
\$ 45,009.00	\$ 30.00	\$ 50,010.00	\$ 30.00	\$ 50,010.00	\$ 25.00	\$ 41,675.00	\$ 46.75	\$ 77,932.25
\$ 4,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 9,000.00	\$ 9,000.00	\$ 4,000.00	\$ 4,000.00
\$ 10,000.00	\$ 5,000.00	\$ 10,000.00	\$ 7,000.00	\$ 14,000.00	\$ 6,150.00	\$ 12,300.00	\$ 6,100.00	\$ 12,200.00
\$ 3,900.00	\$ 1,000.00	\$ 6,000.00	\$ 1,500.00	\$ 9,000.00	\$ 1,435.00	\$ 8,610.00	\$ 1,550.00	\$ 9,300.00
\$ 912.00	\$ 20.00	\$ 2,280.00	\$ 7.00	\$ 798.00	\$ 12.00	\$ 1,368.00	\$ 24.00	\$ 2,736.00
\$ 640.00	\$ 20.00	\$ 800.00	\$ 15.00	\$ 600.00	\$ 22.00	\$ 880.00	\$ 100.00	\$ 4,000.00
\$ 1,760.00	\$ 200.00	\$ 1,600.00	\$ 200.00	\$ 1,600.00	\$ 145.00	\$ 1,160.00	\$ 540.00	\$ 4,320.00
\$ 40,000.00	\$ 40,000.00	\$ 40,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 40,147.55	\$ 40,147.55
\$ 5,280.00	\$ 30.00	\$ 4,800.00	\$ 30.00	\$ 4,800.00	\$ 45.00	\$ 7,200.00	\$ 30.45	\$ 4,872.00
\$ 5,700.00	\$ 250.00	\$ 5,000.00	\$ 260.00	\$ 5,200.00	\$ 290.00	\$ 5,800.00	\$ 240.00	\$ 4,800.00
\$ 700.00	\$ 50.00	\$ 1,250.00	\$ 25.00	\$ 625.00	\$ 225.00	\$ 5,625.00	\$ 43.00	\$ 1,075.00
\$ 3,300.00	\$ 10,000.00	\$ 2,000.00	\$ 5,000.00	\$ 1,000.00	\$ 14,000.00	\$ 2,800.00	\$ 21,000.00	\$ 4,200.00
\$ 2,750.00	\$ 100.00	\$ 1,000.00	\$ 150.00	\$ 1,500.00	\$ 600.00	\$ 6,000.00	\$ 350.00	\$ 3,500.00
\$ 1,440.00	\$ 50.00	\$ 1,800.00	\$ 50.00	\$ 1,800.00	\$ 69.00	\$ 2,484.00	\$ 50.25	\$ 1,809.00
\$ 499,620.00		\$ 510,477.00		\$ 522,923.00		\$ 530,333.50		\$ 616,565.80

ranco	A. T. Urban		D & E Plumbing		RFB Construction		RL Persons	
\$ 10,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 10,000.00	\$ 10,000.00	\$ 57,000.00	\$ 57,000.00
\$ 7,488.00	\$ 8.00	\$ 6,656.00	\$ 8.00	\$ 6,656.00	\$ 9.15	\$ 7,612.80	\$ 9.10	\$ 7,571.20
\$ 9,928.00	\$ 80.00	\$ 11,680.00	\$ 60.00	\$ 8,760.00	\$ 92.00	\$ 13,432.00	\$ 80.75	\$ 11,789.50
\$ 47,655.00	\$ 30.00	\$ 52,950.00	\$ 30.00	\$ 52,950.00	\$ 25.00	\$ 44,125.00	\$ 46.50	\$ 82,072.50
\$ 75,071.00		\$ 96,286.00		\$ 93,366.00		\$ 75,169.80		\$ 158,433.20
\$ 574,691.00		\$ 606,763.00		\$ 616,289.00		\$ 605,503.30		\$ 774,999.00

COUNCIL BILL NO. 21-16

ORDINANCE NO. _____

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

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

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

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

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

Dan Rife, Mayor

ATTEST:

Traci Cox, City Clerk

City of Carthage

2021

POOL MANAGEMENT CONTRACT

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

10. PROGRAMMING. FAFY is solely authorized to conduct swimming instruction and water exercise programs on Mondays through Saturdays. Private parties will be scheduled by FAFY and staffed by FAFY personnel at the rate of \$150.00 for 2 hours. In general, the FAFY agrees to provide the personnel necessary to organize, publicize, manage and operate the City's swimming pool facilities. Also, the FAFY agrees to be liable for the operating costs incurred by these programs. Carthage summer Aquatic Swim Team will have access to the municipal pool for practices and meets. Times and dates will need to be agreed upon with FAFY staff.

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

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

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

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

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

Mayor Dan Rife
City of Carthage

Date_____

Tom Short
City of Carthage
Director

Date_____

Jonathan H Roberts
Executive Director
Fair Acres Family YMCA

Date_____

SCHEDULE A: Operational Schedule

Opening date: Saturday, May 29th

Closed Days: TBD

Last Day of Season: August 21st

SCHEDULE B: Payment Schedule

The contract amount for the summer of 2021 is: \$60,000.00

Payments will be divided as follows:

May: \$15,000

June: \$15,000

July: \$15,000

August: \$15,000

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

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

SCHEDULE C: Fee Schedule

Daily Pass

Central Pool

FREE – Ages 10 & under

Municipal Pool

Free - Age 3 & Under

\$2.00 - Age 4-15

\$3.00 – Age 16+

Rental

\$150 – Municipal Pool for 2hrs

\$50 – Central Pool for 2hrs

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

Municipal and Central Park Pool Summary

REVENUES	2013	2014	2015	2016	2017	2018	2019	2020 Budget	2020	2021 budget
Gate Fees	\$ 16,093	\$ 10,451	\$ 12,199	\$ 12,849	\$ 13,233	\$ 11,969	\$ 10,718	\$ 12,500	\$ 8,356	\$ 12,000
Rentals				\$ 2,309	\$ 3,854	\$ 3,642	\$ 3,424	\$ 4,000	\$ 3,425	\$ 3,500
Concessions	\$ 8,018	\$ 5,945	\$ 7,779	\$ 11,201	\$ 11,556	\$ 10,382	\$ 9,986	\$ 10,500	\$ 8,859	\$ 10,500
	\$ 24,111	\$ 16,396	\$ 19,978	\$ 26,359	\$ 28,643	\$ 25,993	\$ 24,128	\$ 27,000	\$ 20,640	\$ 26,000
Expenses										
Salaries	\$ 36,628	\$ 36,027	\$ 38,054	\$ 48,101	\$ 49,037	\$ 48,578	\$ 49,347	\$ 57,000	\$ 56,298	\$ 60,000
FICA	\$ 2,880	\$ 2,617	\$ 2,882	\$ 3,715	\$ 3,767	\$ 3,800	\$ 4,318	\$ 6,000	\$ 4,576	\$ 6,000
Worker's Comp	\$ 1,054	\$ 1,350	\$ 979	\$ 518	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	\$ 40,562	\$ 39,994	\$ 41,915	\$ 52,334	\$ 52,804	\$ 52,378	\$ 53,665	\$ 63,000	\$ 60,874	\$ 66,000
Maintanance	\$ 4,369	\$ 6,740	\$ 6,201	\$ 542	\$ 596	\$ -	\$ 685	\$ 700	\$ 112	\$ 700
Chlorine and acid				\$ 10,026	\$ 12,136	\$ 9,450	\$ 8,379	\$ 10,000	\$ 7,576	\$ 10,000
Telephone/Tablet	\$ 76	\$ 168	\$ 134	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100
General Office Expense	\$ 24	\$ 222	\$ 6	\$ -	\$ -	\$ -	\$ 75	\$ 75	\$ 75	\$ 75
Concession Supplies	\$ 6,017	\$ 5,349	\$ 5,411	\$ 6,729	\$ 5,985	\$ 5,306	\$ 5,221	\$ 6,000	\$ 5,835	\$ 6,000
General Tools and Supplies	\$ 2,777	\$ 4,206	\$ 4,215	\$ 1,966	\$ 904	\$ 2,564	\$ 1,432	\$ 1,750	\$ 1,927	\$ 1,500
Mileage	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 350	\$ 350	\$ 350	\$ 350
Utilities	\$ 7,189	\$ 5,111	\$ 6,716	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	\$ 20,452	\$ 21,796	\$ 22,683	\$ 19,363	\$ 19,721	\$ 17,420	\$ 16,242	\$ 18,975	\$ 15,975	\$ 18,725
Capital										
Grants/Donation	\$ -	\$ 3,619	\$ -	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Expenses	\$ 61,014	\$ 61,790	\$ 64,598	\$ 71,697	\$ 72,525	\$ 69,798	\$ 69,907	\$ 81,975	\$ 76,849	\$ 84,725
Profit/Loss	\$ (36,903)	\$ (45,394)	\$ (44,620)	\$ (45,338)	\$ (43,882)	\$ (43,806)	\$ (45,779)	\$ (54,975)	\$ (56,209)	\$ (58,725)
City Contract				\$ 40,500	\$ 44,000	\$ 44,000	\$ 50,000	\$ 55,000	\$ 55,000	\$ 60,000
Total Visits	5,499	4,922	5,802	11,180	10,757	10,363	9,156		7,611	
				159 - Muni	132 - Muni	140 - Muni	144 - Muni		96 - Muni	
Daily Average	74	67	78	27 - Central	36 - Central	21 - Central	31 - Central		15 - Central	
Days Open	59	61	56	66	70	67	58		74	
Days Closed/partial	15	13	18	18	16	12	21		11	

Highlights

2016

Steadley Grant purchases

Purchased 50 lounge chairs and 15 rocking chairs for guests
Replaced the Fridge and Freezer in Concession stand - Muni
Replaced Air Conditioning unit in Concession stand - Muni
Purchased 6 new lifeguard chairs and 6 new umbrellas - Muni
Purchased a new pool vacuum - Muni
Replaced valve on chlorinator - Muni
Installed two baby changing tables in locker rooms - Muni

Other upgrades by the city

Added new shade structure - Muni
Painted the Lockerrooms - Muni
Replaced the Pool grates - Both

2017

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

2018

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

2019

New Central pool Fence
Add privacy fence slats around maintenance area - Muni
Painted bathhouses - Muni
Hosted a two Day outdoor swim meet - Muni
Opened for three Food Truck Friday - Central

2020
Survived COVID!!!

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

JASPER COUNTY CLERK

Charlie Davis



We, the undersigned representatives of opposite political parties, hereby certify that on the 9th day of April, 2021, we did tabulate returns of the election in Jasper County; the following being a true and accurate account of the votes cast at said polling places:

Democratic Canvasser

Republican Canvasser

STATE OF MISSOURI)

)ss

County of Jasper)

IN TESTIMONY WHEREOF,

I, Charlie Davis,

Hereunto set my hand
and affix the Seal of the
County of Jasper, at my
office in Carthage, MO,
this 9th day of April, 2021.

SEAL

Charlie Davis

Jasper County Clerk

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

Precincts Reported: 2 of 2 (100.00%)

	Total	
Times Cast	50 / 1,051	4.76%

Candidate	Party	Total	
ROBIN HARRISON		45	100.00%
Write-in		1	2.22%
Total Votes		45	

	Total	
Unresolved Write-In	1	

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

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		17 / 1,108	1.53%
Candidate	Party	Total	
DAVID ARMSTRONG		17	100.00%
Write-in		0	0.00%
Total Votes		17	
		Total	
Unresolved Write-In		0	

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

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		100 / 1,537	6.51%
Candidate	Party	Total	
CERI OTERO		88	100.00%
Write-in		1	1.14%
Total Votes		88	
		Total	
Unresolved Write-In		1	

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

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		234 / 2,190	10.68%

Candidate	Party	Total	
ALAN SNOW		203	100.00%
Write-in		3	1.48%
Total Votes		203	

		Total	
Unresolved Write-In		3	

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

Precincts Reported: 2 of 2 (100.00%)

		Total	
Times Cast		141 / 1,852	7.61%
Candidate	Party	Total	
ED BARLOW		101	77.69%
ROBERT ROBBINS		29	22.31%
Write-in		1	0.77%
Total Votes		130	
		Total	
Unresolved Write-In		1	

***NEW
BUSINESS***

OATH OF OFFICE

State of Missouri

County of Jasper

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

City Clerk

COUNCIL BILL NO. 21-17

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to execute a Contract between the City of Carthage and Sprouls Construction, LLC for storm water improvements in the Phelps subdivision.

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

SECTION I: The Mayor of the City of Carthage is hereby authorized to execute a Contract between the City of Carthage and Sprouls Construction, LLC for storm water improvements in the Phelps subdivision in the amount of \$239,955.00, a true copy of which is attached hereto and incorporated herein as if set out in full.

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

Sponsored by: Public Works Committee

April 2, 2021

Mr. Zeb Carney
Director of Public Works
623 East 7th Street
Carthage, MO 64836

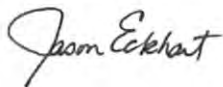
RE: Phase 1, Storm Sewer Improvements for Phelps Addition
Carthage, Missouri

Dear Mr. Carney:

The bids for the above referenced project have been reviewed and tabulated. It is the recommendation of this office to accept the bid from Sprouls Construction Co., Inc. of Lamar, Missouri in the amount of \$239,955.00.

Attached is a copy of the bid tab for your review.

Sincerely,



Jason Eckhart, P.E.
Chairman

cc: Sprouls Construction Co., Inc.

THIS AGREEMENT, made this _____ day of _____, 2021, by and between City of Carthage, Carthage, Missouri, hereinafter called "OWNER" and Sprouls Construction Co., Inc. doing business as (an individual), or (a partnership,) or (a corporation) hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of Phase 1, Storm Sewer Improvements for Phelps Addition, Carthage, Missouri.
2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor and other services necessary for the construction and completion of the PROJECT described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS on the date stipulated in the NOTICE TO PROCEED and will complete the same within (75) calendar days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
4. The CONTRACTOR understands that the specifications governing the work contemplated are attached to this proposal.
5. The CONTRACTOR agrees to pay, without condition or recourse, as liquidated damages to the sum of Five Hundred and 00/100 dollars (\$500.00) for each consecutive calendar day after the stated DATE OF COMPLETION or extension thereto that the CONTRACTOR shall be in default as provided in SECTION 15 OF THE General Conditions. CONTRACTOR further agrees to reimburse the subcontractors, suppliers, engineers, and other contractors of the OWNER for costs incurred and/or damages suffered by reason or reasons attributable to the CONTRACTOR'S failure to complete the CONTRACT by the completion date, or extensions thereof, as provided by section 15 of the General Conditions. Said liquidated damages and payments shall be withheld from the payments due the contractor. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of Two Hundred Thirty-Nine Thousand Nine Hundred Fifty-Five and no/100 Dollars (\$239,955.00).
6. The term "CONTRACT DOCUMENTS" means and includes the following:
 - (A) Invitation to Bid
 - (B) Instructions to Bidders
 - (C) Bid
 - (D) Bid Bond
 - (E) Agreement Form
 - (F) Notice of Award
 - (G) Notice to Proceed
 - (H) Performance Bond
 - (I) Payment bond
 - (J) General Conditions of Contract
 - (K) Supplementary Conditions
 - (L) Specifications prepared by Anderson Engineering, Inc. and dated March, 2021.
 - (M) Drawings prepared by Anderson Engineering, Inc. and dated February, 2021.
 - (N) Addenda

No. <u>1</u>	dated <u>March 31</u>	<u>20 21</u>
No. _____	dated _____	<u>20</u> _____
No. _____	dated _____	<u>20</u> _____
No. _____	dated _____	<u>20</u> _____
No. _____	dated _____	<u>20</u> _____

7. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the Contract Documents.

8. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in three (3) copies each of which shall be deemed an original on the date first above written.

OWNER:

City of Carthage

(SEAL) _____

By _____

Attest _____

Name Dan Rife
(Please Type or Print)

Name Traci Cox

Title Mayor

Title City Clerk

CONTRACTOR:

(SEAL) _____

By _____

Attest _____

Name Sprouls Construction Co., Inc.
(Please Type or Print)

Name _____

Title _____

NOTICE OF AWARD00501

TO: Sprouls Construction Co., Inc.
397 W. Hwy. DD
Lamar, Missouri 64759

PROJECT Description: Phase 1, Storm Sewer Improvements for Phelps Addition, Carthage, Missouri.

The OWNER has considered the BID submitted by you for the above-described WORK in response to its Invitation to Bid dated March 10, 2021 and Instructions to Bidders.

You are hereby notified that you BID has been accepted in the amount of Two Hundred Thirty-Nine Thousand Nine Hundred Fifty-Five and 00/100 Dollars (\$239,955.00).

You are required by the Instructions to Bidders to execute the Agreement and furnish the required CONTRACTORS PERFORMANCE BOND, PAYMENT BOND and CERTIFICATES OF INSURANCE within fourteen (14) consecutive calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said BONDS and INSURANCE CERTIFICATES within fourteen (14) consecutive calendar days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER.

Dated this _____ day of _____, 20____.

City of Carthage

By: _____

Title: Mayor

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by this the _____ day of _____ 20____.

By _____

Title _____

COUNCIL BILL NO. 21-18

ORDINANCE NO. _____

An Ordinance rezoning certain property located at 1306 West Central Avenue (Bogges and Gaul Addition, Lot # 29), in the City of Carthage, Missouri from District A, 'Residential' to District E, 'General Business' as requested by Connie Lynn Hobson-Grinstead.

WHEREAS, the City of Carthage received a rezoning request from Connie Lynn Hobson-Grinstead, requesting the rezoning of property located at 1306 West Central Avenue (Bogges and Gaul Addition, Lot # 29), from District A, 'Residential' to District E, 'General Business'; and

WHEREAS, a public hearing was conducted by the Carthage Planning, Zoning and Historic Preservation Commission on April 5, 2021 concerning the rezoning of property located at 1306 West Central Avenue (Bogges and Gaul Addition, Lot # 29) in the City of Carthage, Missouri; and

WHEREAS, the Carthage Planning, Zoning and Historic Preservation Commission considered and approved a recommendation to change the zoning from District A, 'Residential' to District E, 'General Business';

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

SECTION I: The following described property is hereby rezoned from District A, Residential to District E, General Business as requested by Connie Lynn Hobson-Grinstead, to wit: 1306 West Central Avenue (Bogges and Gaul Addition, lot # 29).

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.

Dan Rife, Mayor

ATTEST:

CITY CLERK

Sponsored by: Planning, Zoning and Historic Preservation Commission

REZONING REQUEST

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



"America's Maple Leaf City"

Date: 3/05/2021

Filing Fee: \$100.00

*Pat. Crain
3/6/21
mm*

Owner: Connie Lynn Hobson - Grinstead

Address: 6518 NW 10th STREET

Tele: 405-343-4794

City: Oklahoma City

State: OK

Zip Code: 73127

Email Address: cg5186@cox.net

Fax: _____

Applicant: Connie Lynn Hobson - Grinstead
(person to whom all correspondence will be sent)

Relationship to Owner: SELF

Address: 6518 NW 10th ST

Tele: 405-343-4794

City: OKLAHOMA CITY

State: OK

Zip Code: 73127

Email Address: cg5186@cox.net

Fax: _____

Property Location: 1306 W. CENTRAL AVE

Legal Description: BOGCESS AND GRATEL LOT 39

(attach separate sheet if necessary)

Adjacent Zoning and Land Use:

	Existing Land Use	Zoning
North	<u>RESIDENTIAL + COMMERCIAL</u>	<u>A-E</u>
South	<u>RESIDENTIAL -</u>	<u>A</u>
East	<u>COMMERCIAL</u>	<u>E</u>
West	<u>RESIDENTIAL</u>	<u>A</u>

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

Present Use of Property: RESIDENTIAL RENTAL
Proposed Use of Property: RETAIL

Current Zoning: A

Zoning Requested: E

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

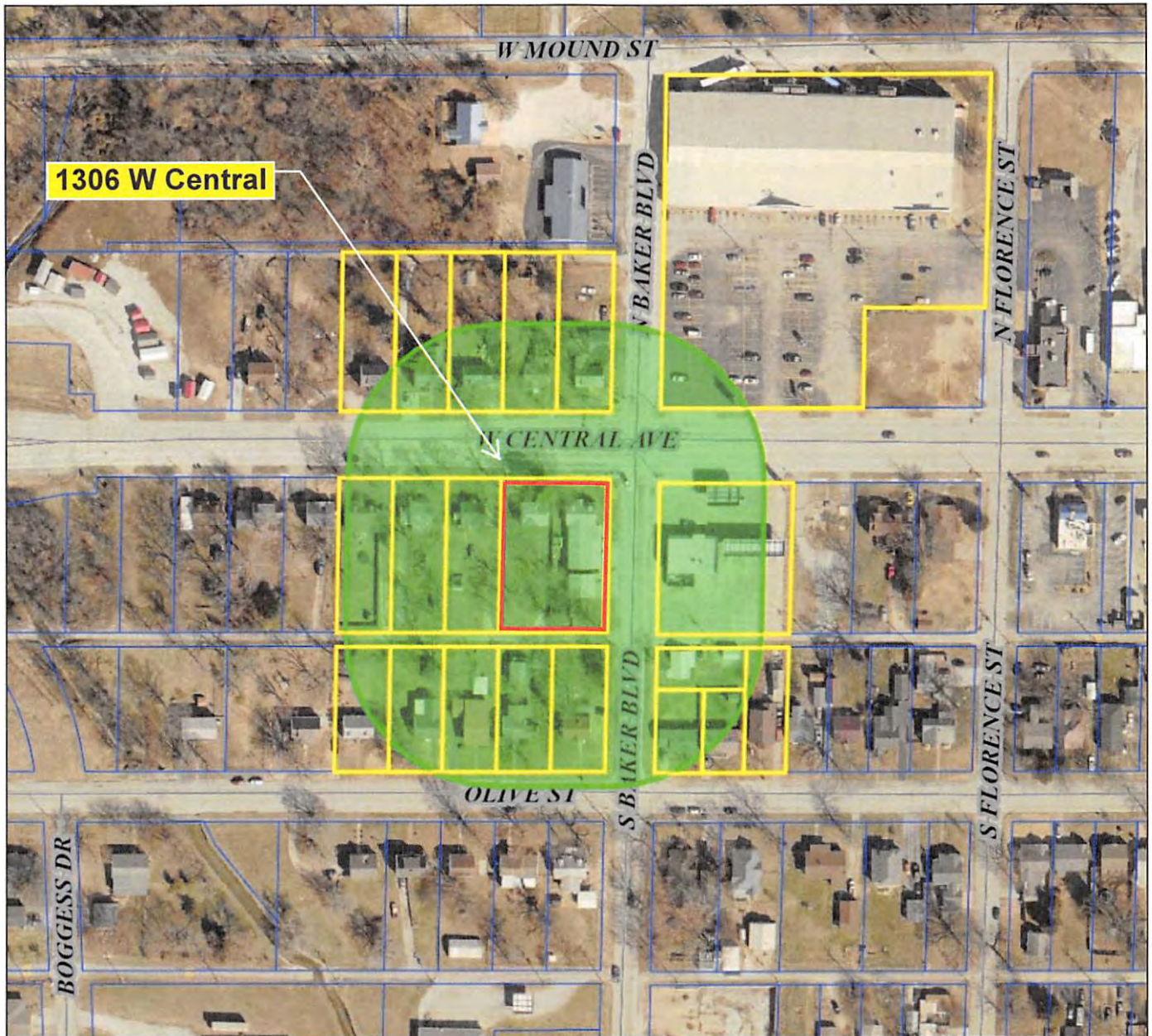

Owner's Signature

Applicant's Signature

Return Form to: Public Works Department

Office Use Only: Date Received: <u>3/8/21</u>	Hearing date: <u>4/5/21</u>	Approved: ☐ Yes ☐ No
Filing Fee: <u>100⁻ pd.</u>		

185' Property Ownership Map / 1306 W Central



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

Date created: 3/8/2021
Last Data Uploaded: 3/5/2021 6:19:10 PM

Developed by  **Schneider**
GEOSPATIAL

1306 W Central / Surrounding Zoning

- 'A' First Dwelling
- 'E' General Business
- 'D' Local Business



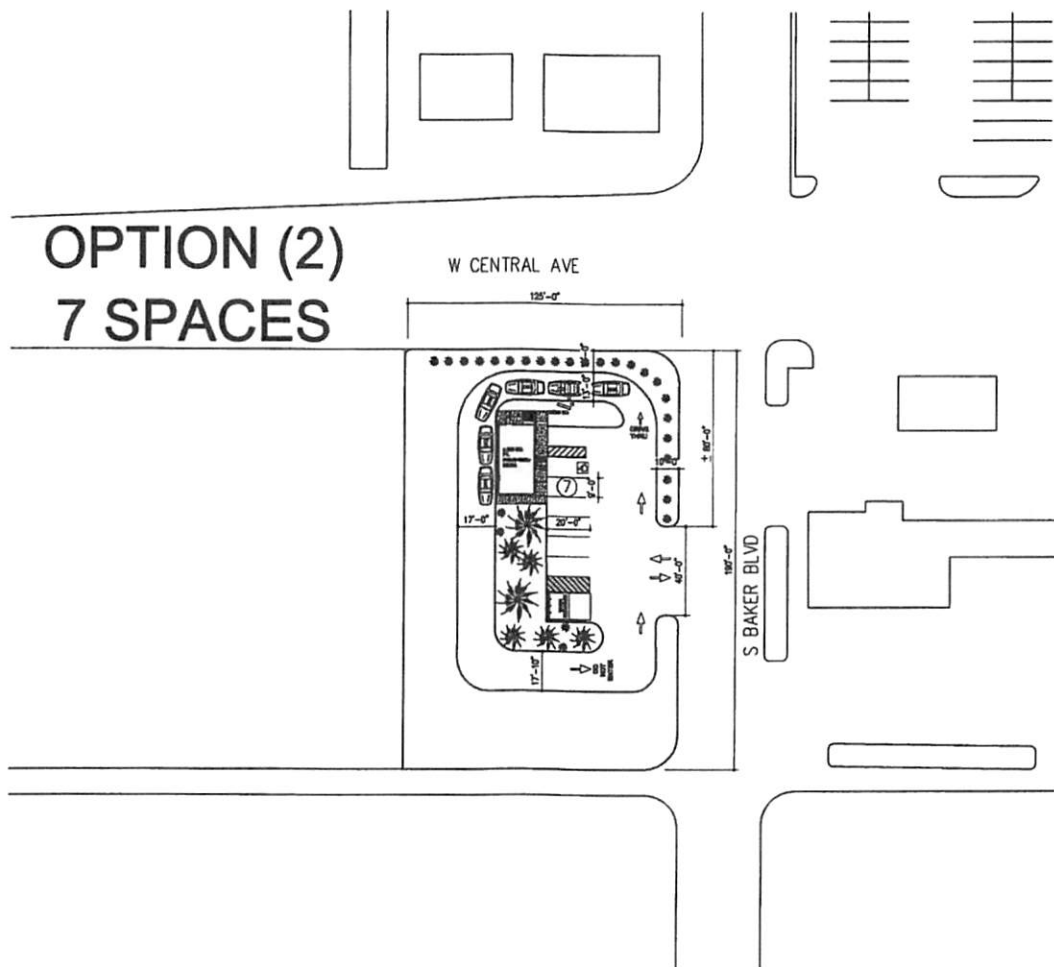
Any split parcels recorded after April 15th, 2020 will not display until tax year 2021.

Date created: 3/8/2021
Last Data Uploaded: 3/5/2021 6:19:10 PM

Developed by  **Schneider**
GEOSPATIAL



OPTION (2)
7 SPACES







***MAYOR'S
APPOINTMENTS***

Mayor's Appointments

April 2021

Carthage Water & Electric Plant Board

4 Year Term – 6 Members – Meets Third Thursday, 4:00, CW&EP

<u>NAME</u>	<u>PHONE</u>	<u>ADDRESS</u>	<u>APPOINTED</u>	<u>EXPIRES</u>
Darren Collier	793-0462	528 E Centennial	04-13-21	Apr 25

Care Leave Committee

2 Year Term – 7 Members – Meets on Call

<u>NAME</u>	<u>PHONE</u>	<u>ADDRESS</u>	<u>APPOINTED</u>	<u>EXPIRES</u>
Brian Bradley	(479) 763-6289	521 Robert Ellis	04-13-21	Apr 23
Jeff Pinnell	793-4884	310 W 4th	04-13-21	Apr 23

RESOLUTIONS

MINUTES
STANDING
COMMITTEES

PUBLIC WORKS COMMITTEE

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

"America's Maple Leaf City"



4-06-21 PUBLIC WORKS COMMITTEE MEETING MINUTES

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

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

Citizens: Patrick Batchelder and Abi Almandinger

The Public Works Committee meeting was called to order at 5:35 p.m. by Chairman Mike Daugherty.

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

Citizen Participation: Mr. Tim Cox of Prochamps Property Registration gave a presentation on "At Risk" properties and how their database capabilities could help our city to clean up run down properties. It would require a 2 year contract to team up with them. The committee told Mr. Cox that they would like a little time to discuss this program further with the council members.

Old Business: None.

New Business: Zeb presented the committee with the bids on the Phelps Addition Stormwater project. Sprouls Construction came in with the lowest bid at \$239,955.00. The highest bid was \$401,998.00. Sprouls bid is under the projected cost from Anderson. Craig Diggs made a motion to accept the low bid from Sprouls Construction. All ayes, motion carried.

Other Business: None.

Staff Reports:

Zeb reported on the following:

- The Fairview Railroad will be closed down on Friday, April 16th and will reopen on Tuesday, April 20th for repairs. The rest of the railroad crossings should be done in early May.
- River Street Bridge is coming along nicely. They did run into some issues with a water main but should be done well before the July 1 deadline.
- The Street Department is fully staffed.
- The business of building in town is in full swing. Several new houses, as well as developments, are in the process. New commercial businesses are also coming along.

Tom reported on the following:

- We've been talking with MoDOT over the drive entrance to the new Pete's on W. Central.
- Projects are moving along all over town – TAP project on Central, TEAP project at Fir & River Streets, still in talks with the Governor's Cost Share Program.
- Had citizens complaining on an odor issue which turned to be turkey litter being spread outside of city limits.

Ray West made a motion to adjourn the meeting at 6:35 p.m. All ayes, motion carried.

***MINUTES
SPECIAL
COMMITTEES
AND BOARDS***

***AGENDAS
STANDING
COMMITTEES***

--NOTICE OF MEETING--
PUBLIC WORKS COMMITTEE
April 6, 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

Tim Cox with Prochamps Property Registration to give a presentation.

NEW BUSINESS

1. Consider and discuss the Phelps Addition Stormwater bids.

OTHER BUSINESS

1. None.

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: 4/2/2021

BY: Marcia Weng

--NOTICE OF MEETING--
BUDGET WAYS & MEANS COMMITTEE
MONDAY, APRIL 12, 2021
5:30 P.M.

--TENTATIVE AGENDA--

OLD BUSINESS

1. Consideration and approval of minutes from previous meeting.

CITIZENS PARTICIPATION

(Citizens wishing to address the Council or Committee should notify the City in advance, and provide the item they wish to address in written format at least 24 hours prior to the meeting to staff@carthagemo.gov. Residents who do not have internet service may call the Clerk's office at 417-237-7000.)

NEW BUSINESS

1. Consider and discuss Fiscal 2022 Revenue Projections Budget.
2. Consider and discuss introductory dialogue of City strategies to prepare for American Rescue Act (ARP) funding a.k.a. Coronavirus State and Local Fiscal Recovery Fund (CSLFRF).
3. Staff Reports.
4. Other Business.

ADJOURNMENT

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

POSTED: _____

BY: _____

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS

April 13, 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 30, 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 26, 2021 AT 4:00 P.M.

(RSMO 610.020)

CITY OF CARTHAGE

Planning, Zoning, and Historic
Preservation Commission

AGENDA

Date of Meeting: 4/5/2021

Place: ****Meeting By Video
Conference****

Time: 5:30 pm



This public hearing will be held by On-line video conference. If you would like to listen to the meeting please call by telephone 1-312-626-6799 prior to the start of the meeting. You will need to enter the Meeting ID# 818 1532 4820 with a passcode of 528250. For questions, contact the Public Works Department at (417) 237-7010 or by email: pwd@carthagemo.gov.

CITIZEN'S PARTICIPATION / PUBLIC HEARING

Citizens wishing to address the Committee may notify the Public Works Department in advance of the meeting by filling out the PZ Participation form at least 24 hours prior to the meeting and sending the form to pwd@carthagemo.gov. Forms are available at our office (623 E 7th) or online at www.carthagemo.gov. Residents who do not have internet service may call the Public Works Department at (417) 237-7010.

To Consider the following items:

1. Requested by: Connie Lynn Hobson-Grinstead

Request type: Rezoning

Project Location: 1306 W Central

Reason for Hearing: Request to rezone property located at 1306 W Central from 'A' First Dwelling to 'E' General Business

2. Requested by:

Request type:

Project Location:

Reason for Hearing:

3. Requested by:

Request type:

Project Location:

Reason for Hearing:

Commission Members

Voting Members:	Chairman	Harry Rogers	1350 S Main St	417-358-4527
	Vice Chairman	Abi Almandinger	1220 S Main	417-793-6589
	Secretary	Bill Barksdale	1314 S Garrison	417-388-2464
	Member	Mark Elliff	1511 Grand	417-358-3613
	Member	Jim Hunter	1514 S River	417-850-5355
	Member	Vacant	Vacant	Vacant
	Member	Jim Swatsenbarg	601 Howard	417-358-1690

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

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

APRIL 6, 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
 - **Surplus Property for the Jasper County Sheriff**
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 APRIL 1, 2021 AT 4:00 P.M.

(RSMO 610.020)

CARTHAGE TREE BOARD
TUESDAY April 6, 2021
4:00 P.M.
CARTHAGE PARK DEPARTMENT
MUNICIPAL PARK

TENTATIVE AGENDA

1. Consider and Discuss 2021 Arbor Day Event.
2. Consider and Discuss Tree Ordinance
3. Consider and Discuss June meeting at Fair Acres.

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:

CARTHAGE PUBLIC LIBRARY BOARD OF TRUSTEES
Tuesday, April 13, 2021 5:15 p.m.

CARTHAGE PUBLIC LIBRARY BOARD ROOM
612 S. Garrison Ave.

AGENDA

Roll Call of Members

Minutes from the Last Meeting

Financial Report

Director's Progress and Service Report/Sandy Swingle

President's Message

Council Liaison's Report

Committee Reports

Building Committee

Update on roof

Budget Committee

Community Relations

Update on Farmer's Market

By-Laws

Library Gardens

ADA Compliance

Communications

New Business

Payment of Bills

Adjournment

POLICE AND FIRE PENSION COMMITTEE

Tuesday, April 13, 2021

11:30 A. M.

Agenda

In response to the Coronavirus pandemic and pursuant to the Declaration of Emergency within the City of Carthage, this meeting will be held by on-line video conference. For questions, contact City Clerk Traci Cox (417) 237-7000.

Old Business

1. Accept the minutes from the previous meeting

New Business

1. Quarterly Report on Investments – Daniel Hepp
2. Discuss and Approve Auditor for Fiscal Year ending 12/31/2020
3. Consider and Discuss changes to the Investment Policy Statement
4. Training Session

Other Business

Adjournment

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

Posted _____

CORRESPONDENCE

FREE Electronics Recycling Event

APRIL 24TH 9-11am
Carthage Recycling Center

Safety And Securely Recycle

- Computers
- Monitors
- Cables/Wires
- Televisions
- VCR/DVD Players
- Appliances
- Stereo Equipment
- Office Equipment
- Cell Phones
- Etc.

**If it ran with a cord or battery,
we'll take it.**

No matter the condition!

Collection and recycling services provided by Computer Recycling Center, NAID AAA certified.

Funding provided by:

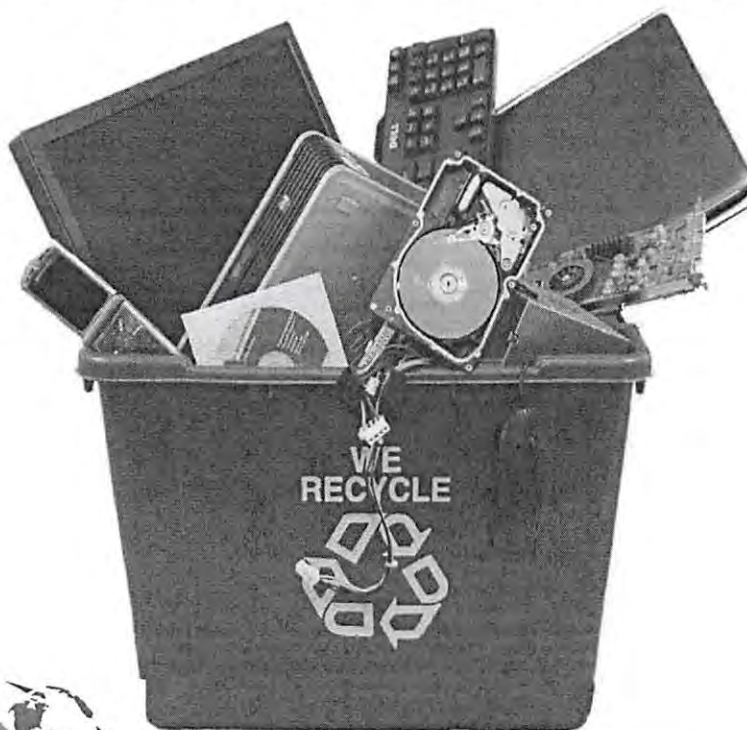


MISSOURI
DEPARTMENT OF
NATURAL RESOURCES



Region M
Waste Management District

The Region M Solid Waste Management District is partnering with the City of Carthage to host this free electronics waste collection. The event will be held at the Carthage Recycling Center, located at 1309 Oak Hill Rd in Carthage.



For more information, contact:
Patty Overman, Region M District Planner
patty@regionm.org or call 417-625-6626

Tom Short

From: Zeb Carney
Sent: Tuesday, April 6, 2021 8:13 AM
To: Tom Short; Nate Dally; Gregg Wolf; Greg Dagnan; Roger Williams; Ryan Huntley; Eli Maples; Kevin Emery; Josiah Bayless; Jason Choate; Cecil Howard; Brian Calhoon; Bill Jo Smith; Gary Sheets; Julie Tilley; Marcia Weng; Ryan Wooldridge; Shaun Smith; Tim Hill
Subject: FW: Fairview Avenue RR crossing rebuild

Zeb Carney

Public Works Department
Director of Public Works
623 E Seventh
Office: (417) 237-7010 Ext: 2001
Fax: (417) 237-7011
Mobile: (417) 359-4165

From: Bo Colvin <bocolvinhome@gmail.com>
Sent: Tuesday, April 6, 2021 5:42 AM
To: Zeb Carney <z.carney@carthagemo.gov>
Subject: RE: Fairview Avenue RR crossing rebuild

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

Hi Zeb,

We will need to close Fairview Ave at noon on Friday, April the 16th until the morning of Tuesday the 20th

Road Runner Safety Services will set up a detour on your specified Route.

Please let me know that you have received this email and all is ok.

Thanks

Bo

"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.