City of Carthage, Missouri
CITY COUNCIL

April 23, 2024 - 6:30 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

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**
    1. Approval of April 17, 2024 Special Council Meeting Minutes
6. **Presentations/Proclamations**
7. **Public Comments**
    (Each person addressing the Council shall state their name and address or the organization or firm represented and is limited to no more than five (5) minutes. The time may be extended by the chair if deemed necessary. Once a person has had their say on a particular issue they are not permitted to once again speak on the issue unless called to answer any further questions by the Council or Chair)
8. **Reports of Standing Committees**
    1. Agendas and Minutes of Standing Committees
9. **Reports from Special Committees and Board Liaisons**
    1. Agendas and Minutes of Special Committees
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**
    1. City Administrator's Report
13. **Report of Claims Presented Against the City**
    1. Motion and a second to approve the Claims
14. **Public Hearings**
15. **Old Business**
    1. Discuss law firm options for opinion on City Administrator removal
    2. Discuss special counsel options for City Attorney assistance
16. **New Business**

1. C.B. 24-23 -- An Emergency Ordinance authorizing the Mayor to enter into a Contract with Neutron Holdings, INC. d/b/a/ LIME, a Delaware Corporation, for scooter rental in the City of Carthage, Missouri.
2. C.B. 24-24 -- An Emergency Ordinance authorizing the Mayor to enter into a contract with Paul Martin of Paul Martin Law of St. Louis Missouri in the amount of $250.00 per hour to handle impeachment of the Mayor of the City of Carthage, in the City of Carthage, Missouri.

17. Mayor’s Appointments

1. Board Liaison's

18. Resolutions

1. Resolution 2039 -- A Resolution providing for the formal acceptance of a donation to the City of Carthage's Fire Department by the City Council of the City of Carthage, Missouri pursuant to City Policy.
2. Resolution 2040 -- A Resolution authorizing a supplemental budget adjustment to the General Revenue Fund for fiscal year 2023-2024

19. Closing Comments

20. Executive Session

21. Adjournment

1. Additional Packet Correspondence

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

City of Carthage, Missouri

SPECIAL CITY COUNCIL

April 17, 2024 - 6:30 PM
CITY HALL COUNCIL CHAMBERS

MINUTES

To hear the full comments and discussions, please refer to the recorded Youtube video of this meeting.
https://www.youtube.com/watch?v=H6zjRFgrq7k

The Carthage City Council met in a special session on the above date in the Council Chambers at 06:30 PM with Mayor Dan Rife presiding. Fire Chief Ryan Huntley gave the invocation. Police Chief Bill Hawkins led the flag salute.

The following Council Members answered roll call: Derek Peterson, Lori Leece, Terri Heckmaster, Dustin Edge, Alan Snow, Tom Barlow, Tiffany Cossey, Jana Schramm. Council Member Chris Taylor was absent. City Administrator Greg Dagnan and City Attorney Nate Dally were also present.

The following Department Heads were present: Police Chief Bill Hawkins, Fire Chief Ryan Huntley, Public Works Director Zeb Carney, Parks & Recreation Director Abi Almandinger, Assistant City Administrator Traci Cox, and City Clerk Miranda Deal.

Mr. Snow made a motion, seconded by Ms. Cossey to approve the minutes of the April 9 and 11, 2024 Council Meeting's.

Ms. Leece made a motion, seconded by Mr. Peterson, to amend the minutes from April 9 that were presented. She stated that on page 7 of 13, the names in the motion with the one abstaining were incorrect. The Ayes still included Mr. Peterson who abstained and Leece was not listed. Motion carried.

Motion carried to amend the minutes as amended.

During Citizens Participation, Michael Miller, HR Coordinator for the City of Carthage, read a letter that a majority of City employees signed expressing their support for current administration. The employees trust the current administration, but do not trust the new council due to them attempting to remove employees without cause. The City has been operating more efficiently and productively over the last few years with the current administration in place, and there are fears that the new council is going to affect that in a negative way.

Chelsea Cholley, 1707 Grand and also a City employee, spoke to the council about their actions and attempts at removing employees without justification and without following the proper procedures. She wants the council members to seek out information to make well informed decisions, treat city staff with respect and dignity, and adhere to all policies and procedures related to staff employment.

Bill Smith, 10137 Fir Road, Public Works employee, spoke on the City employees and how they are the engine that keeps the City running. He stated that employees will leave and parts of the City departments will fail.

Jen Kirby, Tourism Director, spoke on current employees and how great of a team they are. They have done many great things that help grow Carthage. She asked the new council what their vision for the City was, and what happens after they dismantle the administration. She stated that she does her job well, but she doesn't feel safe. She encourages everyone to get involved and get information straight from the source.

Abi Almandinger, Parks and Recreation Director, spoke on past administration and current administration and how she has experienced working with both. She feels the current administration is more open and honest and does not try to hide things. She brought up the CVB audit and the statements made by Mr. Snow at a prior meeting regarding the charges against the former CVB director. She fully trusts Greg and would not have taken her job if she didn't trust him.

Michael Keith, 1502 S Garrison, and City employee, expressed concerns similar to the others who have spoke. He thanked Ms. Leece for asking the questions she has, and many others thank her as well. He also thanked Mr. Taylor, who was not in attendance, for his support of City employees and his kindness. He also condemned the actions of the other 7 council members.

Dene Sardella, Court Clerk, recently moved here and has worked in the City for just under 10 years. She expressed her support for Mr. Dally and thanks him for his expertise and service. She feels lucky to have her job and work for the current administration. She expects Council to vote how they truly believe instead of being afraid to vote how they believe. If they vote because they are afraid of something, they don't deserve to represent the citizens. She also thinks it is a great thing that the meetings are recorded and streamed so that people who are unable to attend, can still watch and know what is going on. She hopes that the City can truly move forward and get back to improving the City.

Karen Trotter, 615 Euclid Blvd, gave some population statistics. She thanked all the departments for all of their work they have done. She wished Nate the best and wished that he was staying. She also offered her continued support to Mayor Rife who has been elected three times to Council and twice as Mayor. She also thanked Mr. Dagnan for his over 16 years of service to the City. She does not agree with Mayor being removed from office, and does not believe this is being handled properly. She also addressed Dr. Barlow and his education experience. She said he hopes he can help the other council members work together with the other departments to support many of the kids that are living below the poverty level within the City.

Heather Orscheln, owner of Revel Boutique, spoke about how the current issues are affecting her business. She chose to build her business in Carthage rather than Joplin because she believes in community over competition. She wants everyone to give the new council members a chance, shames both sides for what is happening, and wants to see something positive from everyone.

Bill Putnam, 624 Belle Air, congratulated the new council members on the election. He also cleared up some statements that have been made about the Carthage Citizens United group.

He stated that their mission is to find qualified council members and City officials. They plan to be active in next years elections, and many more to come.

Mayor Rife reported that budget meetings will begin again soon.

During reports from Council Members, Mr. Peterson stated that he appreciates the public discussion, he has not been influenced by others, he is not the CCU and he is not his father. He intended to run for city council long before he moved back from Arkansas. He also stated that he has no adverse inclination towards city employees, the recent storm showed the great staff the City has and the great work they do.

Ms. Leece thanked everyone for their thoughts. She also stated that the reason she has voted the way she has is because she still has not seen any proof of why certain people need to be removed from their positions. She wants to press restart and start over on everything and continue the great work to make the city better.

Ms. Heckmaster thanked all who spoke tonight, she thanked the employees for their view and she will carefully consider it. She asked that as we move forward, everyone is treated with respect, is courteous and kind. She also added later that she wished Nate well.

Mr. Edge thanked all who spoke, he also reminded everyone that he ran for council back in 2020 and was unsuccessful. His desire is to serve the citizens of ward 3 and wants to improve Carthage in whatever way he can. He has no personal agenda and no opportunities for gain, he is here as a servant and looks forward to serving his ward. He also thanked Nate, he asked for some information and Nate was quick to respond.

Mr. Snow said that everyone has a right to speak and say what they said. He is concerned with how they move forward now, because he heard that the employees don't trust this body and they are getting ready to go through the budget process. He said things are going to have to get cut and he is going to make decisions based on what is best for the people he represents. He doesn't want anyone questioning why he decides what he does, he will not budget things out of fear of someone coming to the microphone and speaking.

Ms. Cossey stated that she apologized to Ms. Leece for comments that were made. She also referred to the CWEP employees almost a year ago and what they did after the threat of salaries being frozen came up. She respects everyone's right to speak and doesn't want any employees to be afraid for their jobs. Employees can't lose job without cause but the City Administrator position is different.

Ms. Schramm said she wants this term to be one of the best things she has ever done whenever her term is up.

Mr. Dally reported on the complaints that were filed with the State Auditor's office. Some of the complaints were the hiring of Mr. Dagnan as Assistant City Administrator and City Administrator appointment process, his residence, his salary, CA supervision of department heads. He read the auditor's response which stated that the City followed proper procedures for all the items listed above. Another complaint filed was the lack of approval by Mayor for a grant to purchase property within the City. The Mayor did not approve the grant because the matching funds that were proposed came from a local grant, in which the council voted that only state and federal grants could be used. He also mentioned that he asked other municipal attorneys their opinions on the code and charter language relating to the City Administrator.

Other attorneys agreed with Nate's interpretation of the code and that the council and the Mayor must agree to remove the City Administrator.

Police Chief Bill Hawkins reported that he hopes that we can all move forward and work together to make our City great.

Assistant City Administrator Traci Cox admitted that these have been some troubling times and that the City really does have a great team. She stated that she works on the budget a lot and she understands what Mr. Snow is saying regarding the cuts that will need to be made. She stated that there has been a change to the budget process in which the department heads prioritize their projects. The prioritization is kept in mind while making cuts. She knows there are tough decisions to make and she feels that the department heads will respect and understand what has to happened. She agreed with Ms. Leece, and that she wants to restore the trust and wants the council to know that she will never mislead anyone, she wants there to be transparency and wants to help everyone do things the correct way.

City Administrator Greg Dagnan stated that there were many people who voiced their support via letters or by speaking. He doesn't take credit for anything, the credit should be given to the employees who have accomplished everything they have. The employees serve and work hard and have voiced their concerns and stated what is best for Carthage. He encourages that the council listen to them so that way things can move forward and people can get back to work serving the community.

Under new business, discuss law firm options for opinion on City Administrator removal. Ms. Cossey stated that she believed this item should be for the 26th where the council was supposed to discuss the options. She believed that tonight they were supposed to look at the contract for litigation services of Paul Martin who will be handling the impeachment process. She stated that she brought many copies of the contract for the council members. It was not on the agenda so it could not be presented. Ms. Cossey made a motion, seconded by Ms. Schramm to suspend the rules on going through the Council Bill request process to have this on the agenda for Tuesday's meeting. She believes that going through the process of Council Bill requests will slow things down. Mr. Dagnan mentioned that MML had given advice that the City follow the normal procedures for council bills and no city staff impede on the impeachment process. Ms. Leece mentioned that she still has not seen proof of wrongdoings for this impeachment process. Mr. Dagnan stated that MML also advised that articles of impeachment must be discussed in open council session. They have to be discussed out loud and agreed upon. Mr. Edge asked about doing two readings on Tuesday evening, Ms. Cox stated that the rules could be suspended and language be put into the council bill to allow for that. Ms. Cossey withdrew her motion, with the promise that there would be a council bill ready for Tuesday, without interference from City staff.

Ms. Cossey made a motion, seconded by Mr. Peterson to table the discussion of law firm options for opinion of City Administrator removal until Tuesday's meeting. Motion carried.

There were discussions about sending RFQ's out for the attorney opinions. Mr. Dally stated that the RFQ's would be to get a quote, we would just have to send a list of what we were looking for.

Discuss special counsel options for City Attorney assistance. Ms. Cossey made a motion, seconded by Mr. Snow to table this until Tuesday nights meeting until Ms. Cossey could reach out to MML. Motion carried.

During closing comments, Mr. Peterson made a motion, seconded by Ms. Cossey to amend the agenda to allow council members to speak as long as they wish and to make as many motions as they wish. Motion carried with a vote of 7 yeas and 1 nay. Ayes: Peterson, Heckmaster, Edge, Snow, Barlow, Cossey, and Schramm. Nay: Leece
He also mentioned that anything that comes up regarding his father or the case against him, he has abstained or removed himself from the conversation. He also mentioned that he has not heard from anyone in his ward yet, and looks forward to hearing from them.

Ms. Leece stated that she would like to see the city move forward in a different way, and save money by not doing the impeachment process. She believes that everyone could work together if they just reset and start over.

Mr. Snow stated that he had heard from 6 constituents that are opposed to what is happening, and over 50 that are in favor of what is happening.

Ms. Cossey also mentioned that she has heard from 1 who is opposed to what is happening and around 20 who are in favor of what is happening and that has needed to happen for quite some time.

Ms. Cossey made a motion, seconded by Mr. Peterson, to go into closed session according to section 610.021(14) the agenda includes the possibility of a vote to close part of the meeting to discuss records which are protected from disclosure by law. Motion carried at 8:16 pm with a show of hands vote of 7 yeas and 1 nay. Ayes: Peterson, Leece, Heckmaster, Edge, Barlow, Cossey, and Schramm. Nay: Snow.

CLOSED SESSION

Mr. Snow made a motion, seconded by Ms. Cossey, to return to open session at 8:42 pm. Motion carried with a show of hands vote of 8 yeas and 0 nays. Ayes: Peterson, Leece, Heckmaster, Edge, Snow, Barlow, Cossey, and Schramm.

Mr. Snow made a motion, seconded by Mr. Edge, to adjourn the regular session of the Council meeting. Motion carried and meeting adjourned at 8:44 pm.

CLOSED SESSION
MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL
CITY OF CARTHAGE, MISSOURI
April 17, 2024

The Carthage City Council met in special session on the above date in City Hall Council Chambers at 6:30 p.m. with Mayor Dan Rife presiding.

Ms. Cossey made a motion, seconded by Mr. Peterson to close the meeting according to Section 610.021 (14) the Agenda includes the possibility of a vote to close part of the meeting to discuss records which are protected from disclosure by law, followed by a roll call vote of 7 yeas and 1 nay. Ayes: Peterson, Leece, Heckmaster, Edge, Barlow, Cossey, and Schramm. Nays: Snow. Motion carried at 8:16 p.m.

There was a short recess before the closed session started. Council went into closed session at 8:30 p.m.

The following Council Members answered roll call: Derek Peterson, Lori Leece, Terri Heckmaster, Dustin Edge, Alan Snow, Tom Barlow, Tiffany Cossey, and Jana Schramm.

City Clerk Miranda Deal, Police Chief Bill Hawkins and Officers Pinnell, Swinehart, Hinojoza, Richards, and Barahona were also present

Ms. Leece made a motion to allow the City Attorney and City Administrator into the closed session. Motion died due to lack of second.

Mr. Hawkins reviewed the statistics that were asked for regarding hit and run accidents with no injuries.

There were questions for Chief Hawkins regarding the processes and procedures that are followed when a leave the scene accident occurs and what constitutes an arrest.

Mr. Snow made a motion, seconded by Ms. Cossey, to return to the regular session of the Council Meeting at 8:42 p.m. followed by a roll call vote of 8 yeas and no nays. Ayes: Peterson, Leece, Heckmaster, Edge, Snow, Barlow, Cossey, and Schramm. Motion carried.

Respectfully submitted,

Miranda Deal
City Clerk

City of Carthage, Missouri

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS

April 9, 2024 - 5:30 PM
CW&EP Community Room
627 W Centennial Ave

MINUTES

1. Call to Order

MEMBERS PRESENT: Robin Blair, Tiffany Cossey, Terri Heckmaster, Chris Taylor

OTHER COUNCIL MEMBERS: Mayor Dan Rife

STAFF PRESENT: City Administrator Greg Dagnan, Assistant City Administrator Traci Cox and City Clerk Miranda Deal,

Chair Robin Blair called the meeting to order at 05:30 PM.

2. Old Business

1. Approval of March 26, 2024 Minutes

ACTION:	Motion to accept/approve item 2.1. by Chris Taylor Motion passed with a 4:0
AYES:	Robin Blair, Tiffany Cossey, Terri Heckmaster, Chris Taylor

2. Review & Approval of the Claims Report

ACTION:	Motion to accept/approve item 2.2. by Tiffany Cossey Motion passed with a 4:0
AYES:	Robin Blair, Tiffany Cossey, Terri Heckmaster, Chris Taylor

3. Citizens Participation

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

4. New Business

1. Staff Reports

Ms. Cox reported that the City's insurance would be going up 30-35% next year based on the increase in building values. The City has a blanket deductible of $1,000 at this time, but that will be increasing to $25,000 next year. The increase in insurance will affect the budget by around $60,000. She also requested to bring a council bill to this committee to get the process of upgrading the financial software Incode started. There is a waiting period, but the council bill would get us put on the waiting list. The cost of Incode 9 with the cloud would be around $11,000 per year.

ACTION:	Motion to bring a council bill to the committee for Incode upgrades by Chris Taylor Motion passed with a 4:0
AYES:	Robin Blair, Tiffany Cossey, Terri Heckmaster, and Chris Taylor

Mr. Dagnan reported that there have been meetings with other insurance brokers. The City currently uses MPR and is happy with the service that has been provided. The meetings with other brokers is to simply see what else is out there in case there are better options, the City is always open to reevaluating if there is something better out there for us. He also updated the committee on the damaged buildings from the recent storm. The damaged buildings included: golf pro shop, one golf bathroom, recycling center roof, street department shop roof, and lots of trees.

5. Adjournment

ACTION:	Motion to adjourn at 5:39 pm by Tiffany Cossey Motion passed with a 4:0
AYES:	Robin Blair, Tiffany Cossey, Terri Heckmaster, Chris Taylor

City of Carthage

City of Carthage, Missouri

PUBLIC SAFETY COMMITTEE

April 15, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

1. **Call to Order**
2. **Old Business**
    1. Approval of 3-25-24 Minutes
3. **Citizen Participation**
    (Each person addressing the Committee 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 Committee or Chair)
4. **New Business**
    1. Consider and discuss Fireworks - Chief Huntley
    2. Consider and discuss Acceptance of Donation to CFD
    3. Staff Reports
        - Fire Department
        - Police Department
5. **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

City of Carthage, Missouri

PUBLIC SAFETY COMMITTEE

April 15, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

MINUTES

1. Call to Order

2. Old Business

1. Approval of 3-25-24 Minutes
   Councilman Snow made a motion to approve the minutes from 3/25/24 meeting.

3. Citizen Participation

(Each person addressing the Committee 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 Committee or Chair)

No citizens participation

4. New Business

1. Consider and discuss Fireworks - Chief Huntley
   Chelsea Cholley is requesting to shoot off one nine-shot mortar with interior mortar dimensions not exceeding 3 inches at the Little League Kickoff on April 29th at approximately 5:45pm during the National Anthem. Councilman Snow made a motion to approve the firework to celebrate the opening of Little League at the Fair Acres Ball Fields between April 29th at 5:45pm to May 3rd till 6:00pm, allowing possible weather issues. Motion passed.
2. Consider and discuss Acceptance of Donation to CFD
   Chief Huntley is requesting the acceptance of a donation to the Carthage Fire Department from the Carthage R-9 district of 4 SCBA packs. Councilman Snow made a motion to accept the donated SCBAs from Carthage R-9 and forward to council. Motion passed.
3. Staff Reports

   Fire Department

   Chief Huntley had nothing to report

   Police Department

   Chief Hawkins had nothing to report.

   Chairwomen Heckmaster spoke briefly with Chief Hawkins on the animal ordinance that was discussed in the previous meeting and what actions had been taken. Chief Hawkins stated that in the previous meeting he had asked the committee for any suggestions they had and had not heard back from anyone. Traci Cox informed Chairwomen Heckmaster that the changes that were discussed in that meeting were forwarded to Nate Dally.

5. Adjournment

Councilman Barlow made a motion to adjourn.

City of Carthage, Missouri

PUBLIC SERVICES COMMITTEE

April 16, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

1. **Call to Order**
2. **Old Business**
    1. Approval of Previous Minutes
3. **Citizen Participation**
    (Citizens wishing to address the Council or Committee should notify the City in advance and provide the item they want to address in written format at least 24 hours before the meeting. Please call Angie Judd at the Parks & Recreation office at 417-237-7035, or email a.judd@carthagemo.gov.)
4. **New Business**
    1. Consider and Discuss Schreiber's event for June 1st.
    2. Consider and Discuss Sudstock event for August 24th.
    3. Consider and Discuss Great Americans Day event for May 14th.
    4. Consider and Discuss YMCA 5k Fun Run in Kellogg Lake Park.
    5. Consider and Discuss Kraken Swim Meet event for June 15-16th.
    6. Consider and Discuss LIME agreement.
    7. Consider and Discuss MOU Easement with Carthage Eye Care.
    8. Consider and Discuss Tree Ordinance changes.
    9. Consider and Discuss Removal of Storm Debris.
5. **Staff Reports**
6. **Other Business**
7. **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

City of Carthage, Missouri

PUBLIC SERVICES COMMITTEE

April 16, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

MINUTES

1. Call to Order

2. Old Business

1. Approval of Previous Minutes

ACTION:	Motion to accept/approve item 2.1. by Jana Schramm; second by None; Motion passed with a 3:0
AYES:	Dustin Edge, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	Tiffany Cossey

3. Citizen Participation

(Citizens wishing to address the Council or Committee should notify the City in advance and provide the item they want to address in written format at least 24 hours before the meeting. Please call Angie Judd at the Parks & Recreation office at 417-237-7035, or email a.judd@carthagemo.gov.)

4. New Business

1. Consider and Discuss Schreiber's event for June 1st.

Ms. Almandinger invited Jason Clark with Schreiber Foods to speak to the committee regarding Schreiber Park Day, scheduled to be held at Central Park on June 1st. Mr. Clark advised this was the second annual Diversity, Equity, and Inclusion event. He stated that this event is open to the public and will include diversity and equity speakers, family-friendly live music, bounce houses, and food vendors. Ms. Schramm motioned to allow Schreiber Foods use of Central Park on June 1st from 3pm-10pm for their Schreiber Park Day event.

ACTION:	Motion to accept/approve item 4.1. by Jana Schramm; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

2. Consider and Discuss Sudstock event for August 24th.

John Henderson representing the Alliance of SW Missouri, presented plans for Sudstock 2024, scheduled for August 24th. Mr. Henderson advised the committee that this pop-up water park event will follow the same format of previous years. He stated that the event would be held in Municipal Park in the area south of the playground and will include a foam pit, foam cannon, inflatables, sprinklers, inflatable pool, bubbles, vendor booths, and music. Additionally, Mr. Henderson stated that this event provides good, clean fun as well as built-in drug prevention education. Ms. Leece motioned to allow use of Municipal Park on August 24th from 9 am-3 pm for Sudstock 2024.

ACTION:	Motion to accept/approve item 4.2. by Lori Leece; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

3. Consider and Discuss Great Americans Day event for May 14th.

Ms. Almandinger introduced Debbie Herbst representing the Great Americans Day Volunteer Committee to speak about the upcoming Great Americans Day. Ms. Herbst advised the committee that Great Americans Day is scheduled to be held in Central Park on May 14th. Ms. Herbst advised this event allows the Carthage fifth graders to attend a living history field trip where eight volunteer actors and actresses portray historical American figures. She added that this event has been held annually for 22 years, and they have seen around 6,000 fifth graders through the years at this event. Ms. Cossey motioned to allow use of Central Park on May 14th from 7:45 am-2 pm for Great Americans Day.

ACTION:	Motion to accept/approve item 4.3. by Tiffany Cossey; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

4. Consider and Discuss YMCA Color Fun Run in Kellogg Lake Park.

Ms. Almandinger introduced Tericia Mixon, Executive Director of Operations at Fair Acres Family YMCA, to speak about a proposed Color Fun Run event in partnership with Feeding Inc. on November 9th at Kellogg Lake Park. Ms. Mixon advised the committee that this would be a family-friendly fun run around the lake to focus on raising money and support for Feeding Inc. Additionally, Ms. Mixon advised the committee that there will be stations of safe, biodegradable color that will be sprinkled on the runners as part of the event. Ms. Leece motioned to allow use of Kellogg Lake Park for the YMCA Color Fun Run Event on November 9th from 7 am-noon upon acquisition of third-party insurance coverage.

ACTION:	Motion to accept/approve item 4.4. by Lori Leece; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

5. Consider and Discuss Kraken Swim Meet event for June 15-16th.

Barbara Wright, Swim Board Advisory President, requested permission for food trucks to operate in Municipal Park during the Kraken Swim Meet scheduled for June 15-16th. Ms. Wright advised the committee that the food trucks are to be used as a concession during the swim meet and that each food truck donates 10% back to the team. Ms. Cossey motioned to approve food trucks in Municipal Park for the Kraken Swim Meet from 7 am-4 pm June 15-16th.

ACTION:	Motion to accept/approve item 4.5. by Tiffany Cossey; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

6. Consider and Discuss LIME agreement.

Ms. Almandinger provided information on the operation of LIME electric scooters and bicycles within the city, typically running from April through November. Ms. Almandinger advised that the agreement remains the same as the previous year, with the city being paid for usage as well as trip fees. Additionally, Ms. Almandinger reported that the City would receive additional payment during Marion Days and potentially Maple Leaf. During the discussion regarding concerns about electric vehicles being left around town and potentially affecting the city's appearance negatively, Ms. Almandinger assured attendees that local vehicle management would be prioritized and would allow daily pickup of vehicles to mitigate this concern. Ms. Cossey motioned to proceed with the LIME electric vehicle contract.

ACTION:	Motion to accept/approve item 4.6. by Tiffany Cossey; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

7. Consider and Discuss MOU Easement with Carthage Eye Care.

Ms. Almandinger proposed the creation of a Memorandum of Understanding (MOU) featuring an easement between Vision Eye Care and the City of Carthage. She explained that, following discussions among all involved parties regarding the future maintenance of the city-owned property, the MOU was identified as the most suitable option. Ms. Cossey motioned to move forward with the MOU easement.

ACTION:	Motion to accept/approve item 4.7. by Tiffany Cossey; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

8. Consider and Discuss Tree Ordinance changes.

Ms. Almandinger explained the proposed amendment to the Tree Ordinance as recommended by the Tree Board. She explained that the Tree Board voiced concerns over being unable to fill seats due to residency parameters set in the ordinance. Ms. Almandinger advised the change would allow members to live within five miles of City Hall as opposed to within city limits. Ms. Cossey motioned to table item in order to allow for further review and clarification.

ACTION:	Motion to table item 4.8. by Tiffany Cossey; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

9. Consider and Discuss Removal of Storm Debris.

Ms. Almandinger advised that the recent storm on April 1st resulted in numerous trees being knocked down across the parks. She suggested facilitating fair access to the wood from these trees for the community. Ms. Leece motioned to move forward with free wood pickup.

ACTION:	Motion to accept/approve item 4.9. by Lori Leece; second by None; Motion with a 4:0
AYES:	Dustin Edge, Tiffany Cossey, Jana Schramm, Lori Leece
NOES:	None
ABSTAIN:	None

5. Staff Reports

Ms. Almandinger provided updates on the golf course, mentioning that there has been an increase in both golf rounds and revenue. She attributed this rise to the start of the season. She reported the golf maintenance crew's continuous effort in maintaining and caring for the course. Ms. Almandinger also discussed the revenue breakdown for Memorial Hall rentals, highlighting the success of recreational programs like sushi, dance, and swap meets. She informed the attendees about the upcoming Little League opening ceremony scheduled for April 29th, with 155 registered kids, and highlighted the sponsorships included in the packet. Additionally, she mentioned the Civil War Museum report, detailing both local and tourism visits. Ms. Almandinger reported that the Parks maintenance crew has been actively involved in storm cleanup efforts throughout the month.

6. Other Business

7. Adjournment

City of Carthage, Missouri

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS

April 23, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

1. **Call to Order**
2. **Old Business**
    1. Approval of April 9, 2024 Minutes
    2. Review & Approval of the Claims Report
3. **Citizens Participation**
   (Citizens wishing to speak should notify Department Head or Committee Chair in advance)
4. **New Business**
    1. Consider and Discuss Code of Ethics Policy Change
    2. Consider and Discuss media policy change
    3. Staff Reports
5. **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

City of Carthage, Missouri

BUDGET WAYS & MEANS COMMITTEE

April 23, 2024 - 6:00 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

1. **Call to Order**
2. **Old Business**
   1. Approval of March 6, 2024 Minutes
3. **Citizens Participation**
   (Citizens wishing to speak should notify Department Head or Committee Chair in advance)
4. **New Business**
   1. Consider and Discuss supplemental budget adjustment to the General Revenue Fund for FY 23-24
   2. Staff Reports
5. **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

Carthage Water & Electric Plant

SPECIAL BOARD MEETING AGENDA

Notice is hereby given that the Carthage Water & Electric Plant Board will meet April 10, 2024, 3:00 p.m. at the CWEP Complex, 627 W. Centennial, Carthage. The tentative agenda of the meeting includes:

ADDITIONS TO THE AGENDA: None.

APPROVAL OF THE BOARD MINUTES: Closed session January 18, 2024

March 21, 2024

COMMITTEE REPORTS: None.

CITIZENS PARTICIPATION PERIOD: None.

OLD BUSINESS: None.

NEW BUSINESS:

1. Discussion with Lockton regarding preliminary survey study data

STAFF REPORTS

BOARD MEMBER COMMENTS

Persons with disabilities who need special assistance may call 417-237-7300 or 1-800-735-2466 (TDD via Relay Missouri) at least 24 hours prior to meeting.

Representatives of the news media may obtain copies of this notice by contacting:
Megan Kirby, P O Box 611 Carthage, MO 64836 417-237-7300

CWEP
CLOSED BOARD MEETING MINUTES

January 19, 2024

The Carthage Water & Electric Plant Board met in closed session January 18, 2024, 3:18 p.m. at the CWEP Office, 627 W Centennial, Carthage, MO.

At 3:18, a motion by Beimdiek and seconded by Collier to close a portion of the regular meeting pursuant to Section 610.021(2) of the Sunshine Law, to discuss the leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor, passed unanimously via a roll call vote.

Beimdiek:	Aye
Collier:	Aye
Garrison:	Aye
Ross:	Aye
Schmidt:	Aye
Teel:	Aye

The meeting went into closed session.

Minutes:
The Board reviewed the minutes of the July 20, 2023, closed session. A motion by Beimdiek and seconded by Ross to approve the minutes passed unanimously via roll call vote:

Beimdiek:	Aye
Collier:	Aye
Garrison:	Aye
Ross:	Aye
Schmidt:	Aye
Teel:	Aye

Real Estate:
The Board discussed the potential purchase of adjacent land that is currently for sale.

A motion was made by Beimdiek and seconded by Garrison to proceed with negotiations, up to the list price of $120,000, passed unanimously via roll call vote:

Beimdiek:	Aye
Collier:	Aye
Garrison:	Aye
Ross:	Aye
Schmidt:	Aye
Teel:	Aye

At 3:38, a motion was made by Beimdiek to re-enter open session. Ross seconded and a roll call vote was taken:

Beimdiek:	Aye
Collier:	Aye
Garrison:	Aye
Ross:	Aye
Schmidt:	Aye
Teel:	Aye

The meeting reconvened in open session.

CWEP
BOARD MEETING MINUTES

March 21, 2024

The Carthage Water & Electric Plant Board met in regular session March 21, 2024, 3:00 p.m. at the CWEP Office, 627 W Centennial, Carthage, MO.

Board:

☒ Brian Schmidt - President	☒ Sid Teel - Member
☒ Ron Ross- Vice President	☒ Tom Garrison – Member
☒ Darren Collier -Secretary	☒ G. Stephen Beimdiek- Member
☒ Alan Snow -Liaison	

Staff:

☒ Chuck Bryant-General Manager	☒ Jason Choate-Director of Water Services
☐ Cassandra Ludwig-General Counsel	☒ Kelli Nugent/CFO
☐ Jason Peterson-Director of IT & Broadband	☒ Kevin Emery-Director of Power Services
☒ Megan Kirby- Executive Assistant	☒ Stephanie Howard-Director of Business & ED

Other Staff Present: Mandy Bates, Accountant; Ben Schwarting, Accountant

President Schmidt called the meeting to order at 4:00 p.m.

ADDITIONS/CHANGES TO THE AGENDA:

APPROVAL OF MINUTES:

A motion by Beimdiek and seconded by Ross to approve the minutes of the regular meeting of February 15, 2024, as presented, passed unanimously.

APPROVAL OF DISBURSEMENTS:

A motion by Ross and seconded by Garrison to approve disbursements for February in the amount of $5,747,013.55, passed unanimously.

FINANCIAL STATEMENT:

CFO Nugent presented the February 2024 financials to the Board, noting that combined operating expenses exceeded budget for the month due to the timing of the $1.5 million payment for the industrial park property which was originally budgeted in October. She noted combined operating revenues exceeded budget for the month and year to date. Purchased power expense was lower than expected. Water revenues for the month of February exceeded budget. Wastewater revenues exceeded budget for the month and year to date, and water operating expenses exceeded budget for the month. Communication revenues exceeded budget for the month and communication operating expenses exceeded budget for the month.

A motion by Beimdiek and seconded by Ross to approve the February 2024 financials passed unanimously.

COMMITTEE REPORTS:

General Manager Bryant gave an update to the Board on behalf of the salary study committee. He noted Lockton kept the survey open a week longer than originally planned to allow time for participants to return the survey, but it is now closed. He reported there has been a great turnout of participation. Lockton is working hard to sort through all the information turned in. The committee will meet again April 3rd to review.

CITIZENS PARTICIPATION PERIOD: None.

OLD BUSINESS: None.

NEW BUSINESS:

1. **PRESENTATION BY CRAIG WOYCHEESE WITH TOTH AND ASSOCIATES**

General Manager Bryant introduced Craig Woycheese, CPA and Paul Ruban, Rate Specialist with Toth & Associates who then reviewed the cost-of-service study recently completed for CWEP's electric, water and wastewater utilities. Mr. Woycheese noted that he has been working with CWEP staff in gathering information for evaluating revenue, cost of service, and rate analysis.

Mr. Woycheese commended CWEP staff in their growing knowledge of rate studies and expressed his appreciation in working with a great group of employees.

GM Bryant noted that CWEP Staff has been well pleased with their dealings with Toth and Associates.

2. **CONSIDERATION OF BIDS FOR THE SUB 2 UPGRADE PROJECT**

General Manager Bryant reported a formal request was issued seeking qualified contractors to construct the Sub 2 upgrade project. He noted proposals were received from B&L Electric, Inc. in the amount of $3,142,142.38 and BBC Electrical Services, Inc. in the amount of $4,687,257.81.

After a thorough assessment, B&L Electric, Inc. met all specifications and requirements of the request and offered the lowest project cost.

A motion by Collier and seconded by Beimdiek to award this project to B&L Electric, Inc. in the amount of $3,142,142.38, passed unanimously.

3. CONSIDERATION OF BIDS FOR A ½ TON PICKUP TRUCK

GM Bryant noted CWEP requested proposals for a new in-stock ½ ton, V8, 4x4 crew cab truck for the meter services department. Proposals were received from Joe Machens Ford on an in-stock V6 truck in the amount of $51,265.00. Joe Machens also proposed a V8 truck for $46,574.00 indicating a 6-month lead time. Ed Morse Chevrolet North provided a proposal for $51,503.95 on a new V8 truck that would meet the department's needs and available for purchase and delivery.

It was recommended awarding to Ed Morse Chevrolet North, in California, Missouri in the total amount of $51,503.95.

A motion by Collier and seconded by Teel to award this purchase to Ed Morse Chevrolet North, in California, Missouri in the total amount of $51,503.95, passed unanimously.

4. CONSIDERATION OF BIDS FOR A UTILITY CONTRACTING SERVICES TRUCK

General Manager Bryant reported proposals were requested for the communications department on a new 4500 or 5500 4x4 diesel, crew cab truck with a utility bed. Olathe Fleet Solutions provided a proposal on a 2023, F450 for $91,130.00. Proposals were also received from Peterson Ram Jeep in Idaho on a 2024, 5500 truck for $95,061.00, and from Kayser Chrysler Center in Wisconsin on a 2024, 5500 truck for $95,997.00. The beds on these trucks exceeded the maximum length, which would make it difficult to maneuver in some locations.

CWEP received a proposal from Moses Lake Chrysler, Dodge, Jeep, Ram, LLC located in Washington, on a 2024, 5500 truck for $98,806.00, which includes delivery. This truck will provide the provisions and equipment that will best serve the department's needs.

A motion by Ross and seconded by Collier to award this purchase to Moses Lake Chrysler, Dodge, Jeep, Ram, LLC, in the amount of $98,806.00, passed unanimously.

5. RECOMMENDATION OF A 4-YEAR LEASE FOR TWO NEW BACKHOES

General Manager Bryant noted CWEP's current leases for the backhoes will be expiring. Fabick Cat provided CWEP with several lease options for consideration. After evaluating, the best and most cost-effective lease option would be a four-year lease. The total annual cost to lease two new units will be $51,011.77 and available on a cooperative contract, providing CWEP with competitive pricing. The units will continue to be serviced regularly as in previous leases.

A motion by Beimdiek and seconded by Teel to proceed with the four-year lease agreement with Fabick Cat at the annual cost of $51,011.77, passed unanimously.

6. **CONSIDERATION OF RESOLUTION 2024.02: ENERGY GRID RESILIENCE AND INNOVATIVE PARTNERSHIP APPLICATION FOR GRANT FUNDING AUTHORIZATION**

General Manager Bryant presented Resolution 2024.02 to the Board. A resolution of the Carthage Water and Electric Board, authorizing an energy grid resilience and innovative partnership application to pursue grant funding for improving grid resiliency. GM Bryant noted the commitment CWEP has to providing its residents with a high-quality utility infrastructure. He added CWEP will be dedicated to exploring funding sources to support utility grid infrastructure resilience.

A motion by Ross and seconded by Teel to approve Resolution 2024.02: Energy Grid Resilience and Innovative partnership application for grant funding authorization, passed unanimously.

7. **PRESENTATIONS FROM MPUA AND MEC**

Mike Siefert, Director of Generating Assets and Rebecca Atkins, Chief Markets Officer with Missouri Public Utility Alliance (MPUA) provided the Board with information regarding the Natural Gas Prepay Agreement and gave an overview of the Dogwood Energy Center and Plum Point including background information, owners of the facilities, MEC participants, and yearly operations summaries.

8. **CONSIDERATION OF RESOLUTION 2024.01: AMENDED POWER PURCHASE AGREEMENT WITH MEC**

General Manager Bryant presented the resolution recommending and requesting that the City Council of the City of Carthage, Missouri, enter into an amended and restated unit power purchase agreement with Missouri Joint Municipal Electric Utility Commission and Dogwood Energy.

A motion by Beimdiek and seconded by Collier to approve Resolution 2024.01: Amended Power Purchase Agreement with MEC, passed unanimously.

9. **PRESENTATION BY TYR ENERGY**

General Manager Bryant introduced Bob Moye with TYR Energy to the Board, highlighting briefly how they helped Carthage Water and Electric Plant manage market interaction during Winter Storm Uri back in February of 2021. Bob Moye went into detail about the Energy Management Services that TYR provides including assisting with development of strategy to participate in the SPP market, purchasing energy in the day-ahead and real time markets, run

Carthage generation, submit load bids, monitor system operations and markets during the day and management of settlements and invoicing with SPP.

GM Bryant thanked Bob for taking the time to educate the Board on the services TYR provides for CWEP.

STAFF REPORTS:

CFO Nugent noted staff has been busy working on budget. She reported the purchasing department continues to work hard while continuing to deal with procurement issues.

GM Bryant gave praise to CFO Nugent for all her work being the Chair of the Accounting and Finance Conference Committee. He noted the Tower 2 Tower run will be on May 11th. He reported CWEP was featured in an article on the American Public Power Association (APPA) website highlighting CWEP and all the work they do daily to serve the Carthage Community. They were also featured in the PCS newsletter which highlights the 125th Anniversary of CWEP.

Director of Water Services Choate announced CWEP received the Missouri Rural Water Association's (MRWA)- Water System of the year award.

Director of Business and Economic Development Howard gave an industrial update.

Director of Power Services Emery announced that phase 1 of the Sub 1 improvements project has been completed and they are now starting on phase 2 of the project.

BOARD MEMBER COMMENTS:

Board President Schmidt reminded the Board that next month's Board meeting will be the Budget meeting that will meet at 1:00 pm.

At 6:19 pm, a motion by Beimdiek and seconded by Ross to adjourn the meeting passed unanimously.

____

President – Brian Schmidt

____

Secretary – Darren Collier

CWEP
SPECIAL BOARD MEETING MINUTES

April 10, 2024

The Carthage Water & Electric Plant Board met in special session April 10, 2024, 3:00 p.m. at the CWEP Office, 627 W Centennial, Carthage, MO.

Board:

☐ Brian Schmidt - President	☒ Sid Teel - Member
☒ Ron Ross- Vice President	☒ Tom Garrison – Member
☒ Darren Collier -Secretary	☒ G. Stephen Beimdiek- Member
☒ Alan Snow -Liaison	

Staff:

☒ Chuck Bryant-General Manager	☐ Jason Choate-Director of Water Services
☒ Cassandra Ludwig-General Counsel	☐ Kelli Nugent/CFO
☐ Jason Peterson-Director of IT & Broadband	☐ Kevin Emery-Director of Power Services
☒ Megan Kirby- Executive Assistant	☐ Stephanie Howard-Director of Business & ED

Others present: Terri Heckmaster, council member

Vice President Ross called the meeting to order at 3:02 p.m.

ADDITIONS/CHANGES TO THE AGENDA: None.

APPROVAL OF MINUTES:

A motion by Beimdiek and seconded by Garrison to approve the minutes of the Closed session meeting of January 18, 2024, as presented, passed unanimously.

A motion by Beimdiek and seconded by Garrison to approve the minutes of the regular meeting of March 21, 2024, as presented, passed unanimously.

COMMITTEE REPORTS: None.

CITIZENS PARTICIPATION PERIOD: None.

OLD BUSINESS: None.

NEW BUSINESS:

1. **Discussion with Lockton regarding preliminary survey study data**

Katie Moore and Mary Mosqueda with Lockton made a presentation to the Board to discuss preliminary information pertaining to the compensation study, as the custom survey and gathering of published market data are now complete. Lockton personnel discussed where they are in the study and explained next steps to the Board, particularly with regards to future decisions the Board will need to make so they can move to the next phase of the project and develop the salary grades.

No action was taken by the Board.

STAFF REPORTS: None.

BOARD MEMBER COMMENTS: None.

At 4:47 pm, a motion by Collier and seconded by Beimdiek to adjourn the meeting passed unanimously.

____
President – Brian Schmidt

____
Secretary – Darren Collier

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Darieus 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 16, 2024
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. COMMISSIONERS' REPORTS
8. UNFINISHED BUSINESS
9. NEW BUSINESS
   - **Act on Bid for 2024 Bridge Repairs**
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 12, 2024 AT 4:00 P.M. (RSMO 610.020)

Carthage Water & Electric Plant

AGENDA

Notice is hereby given that the Carthage Water & Electric Plant Board will meet April 18, 2024, 1:00 p.m. at the CWEP Complex, 627 W. Centennial, Carthage. The tentative agenda of the regular meeting includes:

ADDITIONS TO THE AGENDA

APPROVAL OF THE BOARD MINUTES: Special Board Meeting: April 10th, 2024

APPROVAL OF DISBURSEMENTS: March $3,815,230.53

FINANCIAL STATEMENT: March

COMMITTEE REPORTS

CITIZENS PARTICIPATION PERIOD:

OLD BUSINESS: None.

NEW BUSINESS:

1. Consideration of bids for the ARPA Sanitary Sewer Line (CIPP) Renovation
2. Discussion of compensation study and consideration of next steps
3. Consideration of Fiscal Year 2024-2025 Budget

STAFF REPORTS

BOARD MEMBER COMMENTS

Persons with disabilities who need special assistance may call 417-237-7300 or 1-800-735-2466 (TDD via Relay Missouri) at least 24 hours prior to meeting.

Representatives of the news media may obtain copies of this notice by contacting:
Megan Kirby, P O Box 611 Carthage, MO 64836 417-237-7300

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Darieus 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 23, 2024
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. COMMISSIONERS' REPORTS
8. UNFINISHED BUSINESS
9. NEW BUSINESS
   - **Act on Consent for Department of Revenue to Initiate Local Use Tax**
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 19, 2024 AT 4:00 P.M. (RSMO 610.020)

POLICE AND FIRE PENSION COMMITTEE
Tuesday, April 23, 2024
11:30 A. M.
Carthage City Hall
Council Chambers

Agenda

Old Business

1. Accept the minutes from the previous meeting

New Business

1. Quarterly Report on Investments – Daniel Hepp
2. Consider and Discuss Statement of Work from CBIZ for lump sum payout
3. Discuss and Approve Auditor for Fiscal Year ending 12/31/2023
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 ________________

Company	Website	Email	Work Phone
Armstrong Teasdale, LLP	www.armstrongteasdale.com	rklahr@armstrongteasdale.com	314-621-5070
Bryan Cave Leighton Paisner LLP	http://bryancave.com	sssparks@bryancave.com	816-374-3200
Bushyhead, LLC	http://www.bushyheadlaw.com	stephanie@bushyheadlaw.com	816-207-6032
Cunningham Vogel & Rost	www.municipalfirm.com	jordan@municipalfirm.com	314-446-0800
Curtis, Heinz, Garrett & O'Keefe P.C.	http://chgolaw.com	clumley@chgolaw.com	314-725-8788
Gilmore & Bell, P.C.	http://www.gilmorebell.com	ccomiskey@gilmorebell.com	816-221-1000
Hesse Graville, LLC	www.hgstl.com	lauriemarti@hgstl.com	636-778-9810
Kutak Rock LLP	http://www.kutakrock.com	joseph.serrano@kutakrock.com	816-960-0090
Lashly & Baer PC	http://www.lashlybaer.com	bmalone@lashlybaer.com	314-621-2939
Lauber Municipal Law, LLC	http://www.laubermunicipallaw.com	jlauber@laubermunicipal.com	816-525-7881
Martin Pringle Law Firm	https://www.martinpringle.com	ddsilvius@martinpringle.com	816-753-6006
McMahon Berger PC	http://www.mcmahonberger.com	hey@mcmahonberger.com	314-567-7350
Rouse Frets White Goss Gentile Rhodes, PC	www.rousepc.com	wmoore@rousepc.com	816-842-3636
Schraeder Law Firm	www.schraederlaw.com	maf@schraederlaw.com	314-454-1500
Spencer Fane	http://www.spencerfane.com	Kstiles@spencerfane.com	816-292-8282
Thompson Coburn LLP	http://www.thompsoncoburn.com	drush@thompsoncoburn.com	314-552-6000
Williams & Campo PC	http://www.publiclawfirm.com	pcampo@publiclawfirm.com	816-524-4646

Request for Quote (RFQ)

Legal Services: Opinion on Termination Procedures for City Administrator

Date Issued: [Insert Date]

Proposal Due Date: [Insert Due Date]

I. INTRODUCTION

The City of Carthage (the "City") is requesting proposals from qualified legal professionals or law firms ("Proposers") to provide a legal opinion regarding the procedures and requirements for the removal of the City Administrator in accordance with the City Charter and City Code. This request for quote (RFQ) outlines the scope of services, proposal submission requirements, and evaluation criteria.

II. BACKGROUND

The City Administrator is a pivotal role within the governance of Carthage, accountable directly to the Mayor and City Council. The City Charter Article V and City Code Article III Division 5 details the terms of employment, performance standards, and termination procedures for the City Administrator.

Relevant Legal Extracts:

1. **City Charter: Section 5.4(c)**
    - "The City Administrator shall continue to serve so long as his performance meets with the approval of the Mayor and of a majority of the members of the Council."
2. **Carthage City Code Section 2-106**
    - **Resignation or Discharge:**
        - (a)The city administrator shall serve at the pleasure of the mayor and council. He shall continue to serve so long as his performance meets with the approval of the mayor and of a majority of the members of the council. He may terminate his employment at any time at giving the mayor and council thirty (30) days' written notice. At such time as he terminates his employment with the city he will be entitled to only accrued benefits, such as vacation time, sick leave, etc.
        - (b)The city may terminate his employment by giving him thirty (30) days' notice. The thirty-day notice is to begin from either the first or second council meeting of each month, depending upon which meeting the majority of the members of the council voted and the mayor concurred that his employment should be terminated. A termination payment equal to one-half a month's salary will be allowed, plus any other benefits which may have accrued. In the event the termination is the result of an act of dishonesty or acts involving moral turpitude such termination payment shall not be paid.

III. SCOPE OF SERVICES

The selected proposer will be required to:

- Conduct a comprehensive review of the City Charter and City Code.
- Provide a detailed legal opinion on:
    - The necessary legal and procedural steps for the removal of the City Administrator.
    - Any potential legal risks or considerations the City should consider during the termination process.

III. CRITERIA

The Council will request proposals from three firms listed on the Missouri Municipal Leagues web page, of Participating Affiliates and Associate Members. Each firm must state the cost either to complete the requested work or the hourly rate and the time frame necessary to complete the proposal.

The List of MML Participating Affiliates and Associates is attached for council review.

IV. CONTACT INFORMATION

For questions regarding this RFQ, please contact _________________________

COUNCIL BILL NO. ___24-23___ **ORDINANCE NO. _____________**

An Emergency Ordinance authorizing the Mayor to enter into a Contract with Neutron Holdings, INC. d/b/a LIME, a Delaware corporation, for scooter rental 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 an Agreement with Neutron Holdings Inc. d/b/a/ Lime Scooter, a copy of which Agreement is attached hereto and incorporated herein as if set out in full.

SECTION II: This ordinance is to be considered an emergency ordinance under the terms of the Charter of the City of Carthage.

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

PASSED AND APPROVED THIS ______ DAY OF ________________, 2024.

____
Dan Rife, Mayor

ATTEST:

____
Miranda Deal, City Clerk

Sponsored by: Public Services Committee

Applicant's Name and Title:
Rob Greenleaf, Sr. Operations Manager

Business Name:
Neutron Holdings, Inc. (dba) Lime

Business Address:
85 2nd Street, Suite 300, San Francisco, CA 94105

Established place of business within state (if applicable):
1244 NW 4th St #300, Oklahoma City OK

Names of all owners, officers, and managers of the business:
Joe Kraus, President | Wayne Ting, CEO | Andrea Ellis, CFO | Sarah Binder, Secretary |
Rob Greenleaf, Sr. Operations Manager (Local POC)

Phone Number and Email for Business:
650-450-1791 / rob.greenleaf@li.me

City of Carthage
326 Grant St, Carthage, MO
64836

Re: Micromobility Partnership between Lime and Carthage, Missouri

To whom it may concern:

Lime is excited to partner with the city of Carthage to make micromobility a part of the local transit system. Lime currently operates in 30 countries and over 200 individual markets. Lime is currently the largest micromobility provider in the world and we are capable of providing a collaborative and positive program for the city of Carthage.

All the information and data provided in our proposal is true and complete. Any other information the city needs can be provided upon request. We welcome further conversations to ensure that a partnership with Lime proves to be successful for the city of Carthage.

Sincerely,

Dan Shoman
Regional General Manager - U.S. South

ORGANIZATIONAL BACKGROUND AND OVERVIEW

Lime is the world's largest,most experienced micromobility provider. Founded in 2017, our mission is to build transport systems that are **green, shared and affordable**. We operate electric bike and scooter sharing services in over 200 cities across 30 countries globally. **We have safely provided over 250 million sustainable rides across our services to date.**

We use our global experience to launch and run well managed services that deliver for cities, with a focus on **safe riding, responsible parking, environmental impact, equitable access, and data sharing.**

Lime currently operates in multiple cities in **Missouri** including **St. Louis & Washington.** The City of Carthage will be managed by the local team based in Tulsa, Oklahoma

Lime Local Overview

Our local team currently manages several cities comparable to Carthage including:

- Jenks, OK: 22k Pop - 100 Scooters - Teresa Nowlin - tnowlin@jenksok.org
- El Reno, OK: 19k Pop - 60 Scooters - Matt Sandidge - msandidge@cityofelreno.com
- Guthrie, OK: 11K Pop - 75 Scooters - Justin Fortney - jfortney@cityofguthrie.com
- Washington, MO: 14K Pop - 75 Scooters - Sal Maniaci - smaniaci@washmo.gov

The local Lime team currently manages 12 cities across 4 states:

- **Oklahoma**: Oklahoma City, Tulsa, Norman, Edmond, Jenks, El Reno, Bartlesville and Guthrie
- **Arkansas**: Little Rock
- **Missouri**: Carthage
- **Texas**: Dallas and Lubbock

Legal or Regulatory Enforcement Actions

Lime operates in 200 cities and 30 countries globally. We currently have no active litigation or regulatory enforcement in the state of Missouri. Lime is the largest micromobility provider in the world and we pride ourselves on safety and being good community partners by focusing on safety and adhering to local regulations.

Scooter | **Description**

The most sustainable Lime scooter yet

Lime Gen4

Tap-and-ride technology
New tap-and-ride capability helps riders get on and go quicker than ever.

Dual Handbrake
Comparable to bike handlebars, the dual braking system is even more intuitive to riders.

Swept Handlebars
A first for shared scooter models, the swept back handlebars allow riders to keep their elbows by their sides in a natural position to reduce fatigue and provide a more comfortable ride.

Firmware
Lime's proprietary firmware includes immediate geo-fencing response, with self-diagnosing and sidewalk-riding detection capabilities.

Tougher Aluminum Frame
With IP67 waterproofing against rain or snow, the Gen4 frame is sturdiest and longest-lasting in our fleet and improves scooter lifetime.

Swappable Battery
A new battery that can be swapped in the field between our e-bike and scooter fleet will allow for more sustainable operations in dense urban environments.

Most Powerful Motor to Date
New enhancements to the motor will help to riders tackle hills with ease.

High-Visibility Reflectors
Reflectors on the baseboard, stem, CCU unit, rear fender and logos enhance visibility at night.

Enhanced Suspension
Mountain bike-inspired front suspension mean a smoother ride over rough road conditions like cracks and bumps. The smoother ride also reduces vibrations that cause fatigue, and extends the vehicle's lifetime.

Lower Deck
A lower center of gravity means a sturdier feeling ride, while making it easier to step on and off.

Bigger Wheels
Solid honeycomb tires tackle the toughest road conditions to improve stability.

Double Kickstand
Increased vehicle stability when parked makes it less likely a scooter will fall over, leading to less clutter on sidewalks.

Meet Lime's latest generation e-bike

Swappable battery
25 mi range; interchangeable with Lime Gen4 scooters

Phone Holder
For improved navigation

Integrated Lock
Electronically controlled hub lock

Intuitive Controls
Handlebar & brake lever redesign for safe, easy riding

Added Power
350 Watt motor to improve hill climbs

Automatic 2-speed transmission
smooth acceleration without gear shifts

Easy Handling
Lower center of gravity

City Speed
Top speed 20 mph (where allowed)

Dimensions: 675” L x 1720” W x 1055” H
Curb Weight: 72 pounds

Maintenance & Operations Plan

Lime conducts frequent preventative and responsive maintenance on our scooters. Our Operations Specialists field staff are equipped with a mobile toolset to complete a routine maintenance inspection of each scooter anytime it is interacted with in the field. This means every time our staff deploys, reparks, or rebalances a scooter, a preventative maintenance check is conducted. Additionally, any scooter flagged either by our riders, our City partners, or our staff as being in need of repair is marked in our app for retrieval and the scooter is placed into "maintenance mode," which prevents a rider from using the scooter until it can be inspected and repaired.

"Maintenance Mode" scooters are returned to the warehouse for a full 65-point evaluation covering screws, brakes, handlebars, grips, battery damage or wear, lights, cleanliness, a test ride, and more by our trained mechanics. Any scooter overdue for an inspection is flagged for immediate retrieval. Furthermore, in order to ensure maximum safety of our riders, the following triggers place the vehicle into maintenance mode and flag the vehicle for inspection. If any issues are identified, the scooter is returned to our warehouse for repair:

- **In-App and Customer Service Reports:** Any scooter with an issue reported via the Lime app or to our Customer Service line is flagged for retrieval and inspection.

- **Self-Diagnostics:** Once deployed, our scooters are self-diagnosing. Our scooters can automatically identify more than 100 issues, each with a specific error code. We are also notified for issues like idling for more than 24 hours, loss of GPS signal, low battery, and multiple failed unlocks. In addition to the scooters themselves, our maintenance plan also includes regularly ensuring our parking areas are tidy.

- **Repairs:** If a maintenance issue is identified, the scooter is brought back to the warehouse for further analysis and repair. Only our highly trained and specialized Mechanics work on our scooters. Once a scooter has entered into the warehouse, the scooter must pass through five individual quality control diagnosis checkpoints by a Mechanics Lead before being redeployed. Our Mechanics Leads have been put through additional in-house training regarding identification of quality issues.

Lime has Standard Operating Procedures (SOPs) for every task to provide detailed steps for our Mechanics and Operations field team to ensure timely and consistent repair execution. Through our internal Operations and Mechanics App logs are maintained of all maintenance activities related to each scooter, which will be provided to the City upon request.

Environmental impact - Lifespan and disposal practice

Data from our global markets shows us that **one in four Lime trips takes someone out of a car and onto more sustainable transport options** - either by using a Lime scooter or bike to travel directly from A to B, or by improving connectivity to and from local hubs. Scooters can also **build new advocates for sustainable transport infrastructure like cycle lanes and low traffic areas.**

Lime has invested in our wider operational approach and supply chain to deliver environmental benefits across the board. Our Gen4 scooter has a confirmed lifespan of five years, with specific reuse and recycling partnerships set up to minimize waste when vehicles are no longer operable.

Pricing Plan

In Carthage Lime is committed to providing an affordable transportation option to every rider while providing safe, best-in-class service.

Our standard scooter price in Carthage will be $1.00 to unlock and $0.39 per minute. Bikes are $1.00 to unlock and $0.25/min

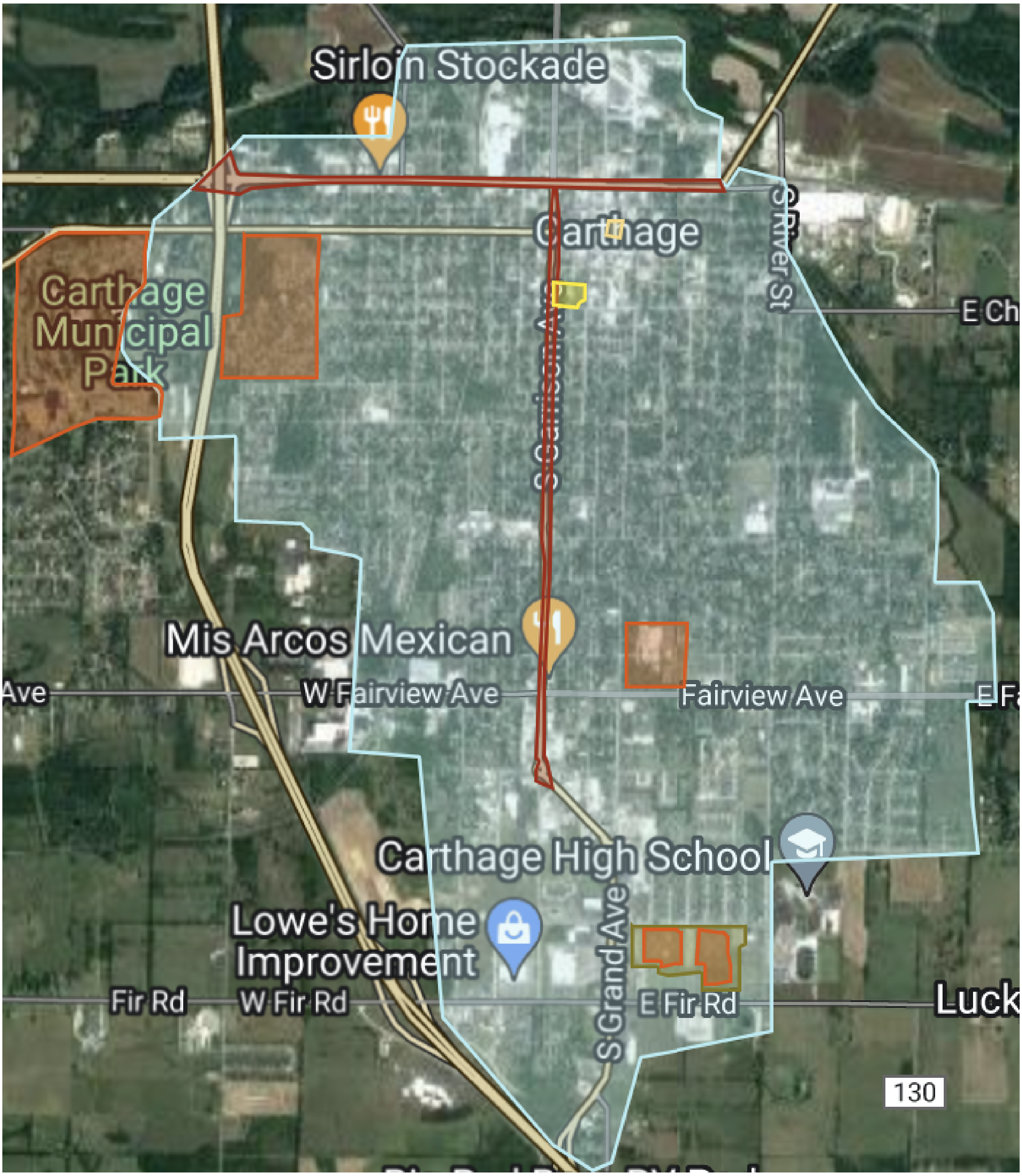
> **Lime Access:** Lime offers heavily discounted pricing for lower-income individuals through our Lime Access program. Lime Access participants receive a 70%+ discount off our standard rates - just $.50 to unlock and $.015/minute. We also have special pricing programs both to better enable residents to shift their daily trips to a more sustainable mode of transportation, as well as ensuring all riders can benefit from the City's scooter program, regardless of income.

Storage of Scooters

Upon request or based on need, all vehicles can be automatically remotely deactivated and will be locked and parked in designated areas or moved to our warehouses for repairs and charging as needed.

Proposed Fleet Size & Service Area

At launch, Lime proposes deploying a fleet of up to 50 scooters and 15-20 bikes across the Carthage Service Area (shown below AVG 50). Lime has the ability to quickly and easily expand our fleet further to meet growing demand at the City's request for seasonal or event based needs.



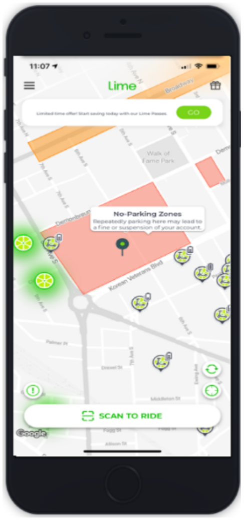
Operational / Rideable Area **RED** = No Operations Zone / No Rideable Area

Geo-Fencing Technology

As a result of investments in our hardware and software over the last five years, Lime now offers the industry's most accurate and responsive geo-fencing technology capabilities. **Our geofencing technology is accurate to within 2-3 feet and can be activated within one second.**

Lime uses geofencing to create virtual "zones" that limit speed, designate parking areas, and limit service areas. Geofenced zones are prominently displayed in our app to enhance rider awareness and compliance.

Our zone types include:



- **Service Zone (Boundary Limits):** Riders cannot travel outside the Service Zone.
- **No Parking Zone:** Riders are prevented from ending their ride in a no parking zone.
- **Preferred Parking Zone:** Identified in the app, all corrals will be designated as Preferred Parking Zones.
- **Low-Speed Zone:** Our app and the scooter screen inform users when they enter a Low-Speed Zone. Their speed will automatically and gradually be reduced to meet the zone-specific speed limit.
- **No-Ride Zone:** Similar to a Low-Speed zone, but the vehicle throttle will deactivate and users must physically roll the vehicle outside the zone in order to re-accelerate or end the trip.

Any of these zone types can quickly be created, adjusted, and removed; Lime will work closely with the City throughout our operations to implement and modify geofencing as-needed.

Please refer to the map in the section above to see examples of where you can and cannot ride in Carthage, based on Zoning. Any additional restrictions can be easily added and enforced with new zones.

Intended Program Launch

Lime would need one week between notification of award and launch, but Lime is able to flex this schedule as needed to meet the timeline of the city.

Deployment Strategy

Lime looks forward to working with the city of Carthage to discover the best locations for scooter deployment and which routes are available for riding.

Rebalancing/Redistribution: Our real-time dashboards track the position and status of every vehicle, so we can dispatch team members to rebalance the fleet immediately to address any issues. Each vehicle has GPS and wireless unit and wireless location technology so we can track details remotely, including distance travelled, estimated battery life and remaining mileage. We use a proprietary algorithm to prioritise field tasks based on route and task importance. This program is built into our operations app and turn-by-turn navigation to each task to minimise wasted travel.

Vehicles designated for scheduled inspection and maintenance, or those that have been reported as emerging faults, are deactivated and brought to the Lime warehouse.

Retrieval/Charging: The new Gen4 scooter has a replaceable battery which means that our local team can simply swap out dead batteries with fresh ones, which keeps the city fresh with fully charged scooters, without the need of taking the entire scooter back to a location where it can be charged. This drastically increases the uptime for scooters available in Carthage, ensuring that riders will always have scooters available for rent throughout the city.

Receiving and Resolving Issues

Riders and non-riders alike can report a vehicle blocking a sidewalk, travel lane, pedestrian right-of-way, or any other issue through Lime's 24/7, multilingual customer service. Our 175 member customer service team provides support in numerous languages such as Spanish, Mandarin, and Korean. Lime's Carthage customer service will be available by **phone**, **email**, **text**, **Twitter**, through the **Lime app**, and via our **Trust and Safety Portal** website at safety.li.me. Live response times from our customer service team average roughly 60 seconds.

If the ticket requires an intervention (e.g. a vehicle that needs to be moved), our Customer Service Team marks the vehicle to be retrieved and rebalanced. This creates a task in our internal task management system for our Carthage Operations Team to quickly flag the vehicle for retrieval, which generally happens within 30 minutes and no more than two hours.

Helmet Distribution Strategy

Lime encourages all our riders to wear helmets through various channels, including direct messaging on our vehicles, in the Lime app, through social media, and at safety events throughout the year. Lime will also provide free helmets to riders at various events we will participate locally in Carthage throughout the year.

Local Operator Contact

Matt Reeves, our local Operations Coordinator in Tulsa, will be the City's direct point of contact. He can be reached via email at matt.reeves@li.me and via phone at 918-639-9004. In order to reach the entire Operations Team, please email **help-tulsa@li.me**.

Customer Service Operations

Lime makes reporting any issues simple for riders and non-riders alike. We provide numerous channels to contact Lime support, including via phone, email, through the Lime app, on social media, and via our website and safety portal. Lime's Customer Support is headquartered in San Francisco, with regional hub locations across the world, all of which are available 24/7.

Our main customer service number is 1-888-LIME-345 (1-888-546-3345). Like all means of contacting customer support, our phone support is available in multiple languages, including: Spanish, Mandarin, Korean, German, Tagalog, French, Italian, Portuguese, Hungarian, Hebrew, Polish, Romanian, Czech, Swedish, Finnish, Danish, and Greek, among others. Written correspondence via email, in-app or social media is easily and immediately translated in any language.

Safety History Summary

Lime has committed itself to the safety of riders and other citizens who live in the cities we operate. This commitment is why we are constantly updating our hardware and software. For example, our new Gen4 bikes and scooters are the most reliable and stable vehicles in the marketplace.

Lime also continues to innovate via our technology platform to help educate our riders on safer riding practices, limiting the speed of individuals new to riding micromobility vehicles, and ensuring that riders understand the safety guidelines created by the local government.

Complaint History Report

Lime is willing to provide a Compliant History Report per city upon request. Lime has not deployed any scooters in a market without approval from local authorities.

Communication & Outreach Plan

Lime's five-step ORDER framework promotes positive user behavior and trains users on appropriate parking, as well as addressing any misparked vehicles in 15 minutes.

O

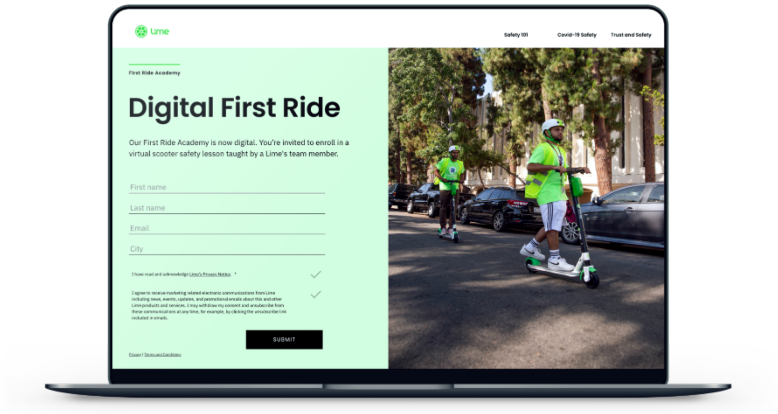
OUTREACH

Education starts before the first ride: All riders are required to take a "how to ride" tutorial and an in-app quiz before they can access a Lime scooter. Lime has partnered with the League of American Bicyclists to enhance this rider safety content, focusing on how to ride micromobility vehicles defensively in urban settings.

Social & Traditional Media: Lime will use our social media platforms on Twitter, Facebook, Instagram, and our website to reinforce City-specific rules along with emphasizing safe riding and respectful parking messages. We also collaborate with community partners to share these messages via their social media channels. In addition, Lime has a communications staff that shares our messaging via traditional media outlets.

Safety Portal: Our Safety Portal website (safety.li.me) includes how-to-ride video tutorials, a customer service request form, a discounted safety equipment store, and a signup form for our Digital First Ride events. Every week more than 4,000 people visit our safety portal weekly.

In-Person Education: In addition to online education, Lime and our community partners host in-person trainings like our signature **First Ride** events. These events can be recurring, interactive hour-long safety sessions hosted by our local Operations Team to educate riders on best practices to safely ride and properly park a scooter. **First Ride** events help to build a culture of scooter safety, educate riders on how to ride a scooter, and demonstrate Lime's commitment to safety.



On-Vehicle Education: Based on survey data and feedback, we found that some users learn best from information posted on the vehicle itself. Consequently, we have placed our customer service contact information and safety messaging on the stem of each scooter. In addition, we can securely affix hangtags to our vehicles that educate riders on safe operating and parking.

REMINDERS

Continuing Education: We provide regular ongoing messaging and reminders covering safety tips, parking information, and city-specific rules, including where riding and parking are permitted and prohibited. These reminders are sent via a variety of channels, including in-app messaging, text messages, and e-mail. We also sent messages based on specific triggers, like geographic area (notifying a rider of entering or leaving a geofenced zone), time of day, special events, and more. We can also post critical information permanently across the top of the home screen in the Lime app.

Rider Safety Scorecard: Providing transparent, timely feedback is a proven mechanism for behavior change. To help riders learn from prior issues, Lime provides a Safe Rider Scorecard, which shows riders a summary of their past issues, including factors like sidewalk riding, parking violations, and erratic riding.

DIGITAL TECHNOLOGY

Enhanced End of Trip Photos and Validation: Before riders are able to end a trip, riders are shown guidance regarding proper parking and must actively document that they have parked correctly with a photo showing the parked vehicle. Our Operations Team audits these photos, triggering incentives and rewards for good parking, and educational reminders, fines, and even deactivation for repeated parking violations.

EXECUTION

E

Monitoring and Reporting: Our Operations Team will monitor the fleet 24/7. We will deploy team members to retrieve any vehicles in need of charging, repair, or that have migrated outside the service area. We also have multiple channels for riders and non-riders alike to report parking issues or other concerns. Our response time to identified issues is generally less than 15 minutes and no more than two hours.

Age Verification: All Lime riders must be at least 18 years of age. Lime requires all riders to verify their age through a two-step ID validation process before they are allowed to take a trip.

RESPONSIBILITY

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Fining: To create a culture of accountability, riders can be assessed fines for poor parking or riding behavior--including violations of the city rules and regulations--up to the full cost of any municipal fine. Repeat offenders will be expelled from the platform.

Easy Reporting: Lime makes reporting any complaints simple for riders and non-riders alike. We provide numerous channels to contact Lime support 24/7, including via phone, e-mail, in-app, and social media. Additionally, Lime's customer service contact information is affixed to the stem of each of our vehicles.

We also frequently partner with cities to integrate into their non-emergency reporting program so that people have a familiar avenue for reporting issues. For example, in Los Angeles, Lime is integrated with their 311 non-emergency reporting system. We are enthusiastic about integrating with GoCOS to enable reporting of issues directly via the GoCOS app.

User Equity Plan

Lime firmly believes that affordability should not be a barrier to access to reliable, safe transportation, including the Lime service. As a result, we were the **first dockless micromobility company to implement a program specifically to increase access for low-income community members**, **Lime Access.** This program provides a significant discount on our standard pricing and allows community members access to the Lime platform without the need for a bank account or smartphone.

Lime Access participants receive a 70%+ discount off our standard rates - just $.50 to unlock and $.07/minute. Recipients of any local, state, or Federal benefits, including students with Pell Grants, are eligible to participate.

Privacy Policy

We take great care to safeguard our users' privacy and to inform them about the data we collect and the circumstances under which we share data. Lime's Privacy Policy is available here https://www.li.me/en-us/legal/privacy-policy/

Lime stores minimal PII (personally identifiable information) in our database; we maintain name, email address, phone number only. Our data is always encrypted at-rest via AES-256 and encrypted in-transit via TLS. We also have access control policies to make sure data is not shared with anyone outside the Company. Within the company, only a limited number of administrators are able to access rider data and only for specified purposes.

We use PCI-compliant third-party processors for payment processing. The processor gives us a token to authorize a payment and we never touch or store the customer payment information.

Data Breach History

CONFIDENTIAL, PROPRIETARY, AND TRADE SECRET INFORMATION

To date, Lime has not had any US data breaches. Lime implements intrusion detection and intrusion protection systems ("IDS/IPS") for detecting suspicious activity within our system. Lime maintains an internal mailing list for reports of suspicious activity. If a data breach were to occur, our communication protocol goes into effect. Lime will notify the authorities immediately and related business partners no later than 72 hours after discovering a data breach.

Data Sharing Agreement

Lime is committed to sharing meaningful and actionable data with our municipal partners. Lime will provide all of the data required, including real-time location and availability data for the fleet, archival trip data, archival collision data, and archival complaints data in the format determined by the City.

We also offer our proprietary Insights Dashboard that allows the City to access up-to-date data on the Carthage fleet on-demand. The Insights Dashboard also includes analysis of the most frequently sought data and the ability to download datasets in .csv format for further analysis.

Finally, Lime routinely collaborates with municipalities on surveys to collect and analyze additional useful data. We look forward to working closely with the City to distribute rider surveys.

Fees

Lime is able and willing to pay the City the fees indicated by the City of Carthage. Lime proposes a one year contract initiation payment of $1,875.00 ($25 per Lime Vehicles, assuming a fleet capacity of 75 Lime Vehicles for Carthage). In addition, Lime shall submit a fee of twenty cents ($0.20) per trip taken on any Mobility Device Lime has deployed in the City. The per-trip fee shall be invoiced quarterly.

Safe riding

Wherever we operate, safety is always our key focus. Lime has invested in industry-leading innovations to ensure our vehicles are safe for riders, other road users and pedestrians. These include:

- **Requiring all users to take training on the Lime app the first time they hire a scooter or bike.** More detailed training is available via our online scooter driving school and Lime also hosts regular in-person "First Ride Academy" training sessions across its global markets.
- **Capping the speed of our electric scooters.** Our GPS technology means we can enforce speed limits in specific, low-speed or no-ride zones, such as in pedestrian areas or outside schools.
- Fitting every one of our scooters with a clearly displayed **unique ID number** making it easy to identify and, if necessary, take enforcement measures against any rider breaking the rules.

These innovations are backed up by **high-quality, Lime designed and developed hardware**. Our Gen4 scooter is built for safety. It has been **developed from the data of over 200 million Lime rides around the world**, and has a number of best in class hardware features, including:

- Dual hand brakes and a drum braking system, **delivering the shortest braking distance of any shared rental scooter by up to 50%**
- Nine reflectors and lights onboard**, providing visibility of up to 300m**
- Lower baseboard and swept back handlebars to allow for **greater rider stability and rider indication via hand signals**
- **On-vehicle technology which provides an immediate geofence response**

- **12” front wheel and mountain bike-inspired suspension**
- **Double kickstand** to help safe parking and prevent our scooter from being knocked over

Lime is currently scheduled to launch the Gen4 scooter model in Carthage, Missouri starting in May. Lime will continue to use its SJ 2.5 model to supplement the fleet in Carthage as needed.

Responsible parking

Lime uses mandatory parking systems to deliver well managed services. Users are required to end their scooter ride in parking bays, marked in the Lime app and on the ground. Lime’s on-vehicle GPS technology, **accurate to up to 30cm**, prevents users ending their rides outside of these zones - created in consultation with local authorities - **avoiding issues with street clutter and helping to create an ordered and well managed trial that works for everyone.**

In addition to this technology, Lime also invests in **on the ground operations teams across its service areas**, which are responsible for collecting and re-parking any abandoned or mis-parked vehicles, as well as other fleet management tasks, such as swapping batteries, conducting safety and maintenance checks, vehicle sanitization and monitoring for poor rider behavior like pavement riding or double riding.

Investing in equitable access

Lime operates in over 200 cities worldwide. We know that **no-one should ever be priced out of making more sustainable transport choices**, and we have developed specific initiatives to ensure this doesn’t happen in our partner cities.

Our Lime Access program provides key workers, students, apprentices and other eligible riders with unlimited discounted rides. This is live across our global markets, and has delivered hundreds of thousands of discounted rides to date.

Community engagement is about more than free and discounted rides. Wherever we operate, Lime also partners with local charities to provide funding and wider support to them via our **“Lime Hero”** initiative. Hero encourages Lime riders to round up the cost of their ride to the nearest currency unit, with Lime matching all donations. Ahead of our prospective Dallas launch, **Lime is already working to secure a local Lime Hero partnership** .

Lime’s commitment to equitable access extends to our own workplaces, which is why Lime is **a proud living wage employer.**

Data sharing

We know cities need data to understand and assess the impact of our services. Lime is committed to sharing all relevant usage data with our partner cities using MDS and GBFS APIs, alongside providing access to our proprietary “Insights Dashboard”, which tracks usage patterns alongside other key metrics such as fleet size and trips per vehicle.

In addition to this, Lime also manually shares data with cities to assess on-street management - for instance, parking compliance and operational response times, as well as mode shift survey data to evaluate sustainable impact. **This type of information is crucial when developing long term partnerships with cities.**

By focusing on **safety, responsible parking, equitable access, environmental impact and data sharing**, Lime has been able to build and scale services that **deliver on cities’ key aims**. We are excited by the opportunity to launch in Dallas, and are working hard to ensure we can launch and manage services that will help micromobility become a part of Dallas’ transportation system.

The undersigned hereby certifies that the contents of the application are true and correct; and in consideration of the issuance of said license(s), agrees to fully comply with all applicable ordinances of The City of Oklahoma City and statutes of the State of Oklahoma.

Neutron Holdings, Inc. dba LIME

Robert Greenleaf

____

Authorized Person

03/ /24

Date

State of Oklahoma)

County of Oklahoma)

Subscribed and sworn to before me on _____ day of ___________, 2024

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____

Notary Public

Commission Expires: ________________________________

Commission Number: _______________________________

COUNCIL BILL NO. ___24-24___ **ORDINANCE NO. ____________**

An Emergency Ordinance authorizing the Mayor to enter into a contract with Paul Martin of Paul Martin Law of St. Louis Missouri in the amount of $250.00 per Hour to handle impeachment of the Mayor of the City of Carthage, in the City of Carthage, Missouri.

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

SECTION I: Authorization: The Mayor Pro Tem of the City of Carthage is hereby authorized and directed to enter into and execute a contract with Paul Martin, acting under Paul Martin Law, to provide legal services to the city council for impeachment of the Mayor as detailed in the contract.

SECTION II: Terms of Contract: The terms of the contract, including the full scope of services and the rate of compensation, are as outlined in the document attached to this Council Bill.

SECTION III:. Incorporation by Reference: The contract mentioned above and its terms are attached hereto and incorporated herein by reference as if fully set forth in this ordinance.

SECTION IV: This ordinance is to be considered an emergency ordinance under the terms of the charter of the City of Carthage.

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

PASSED AND APPROVED THIS ______ DAY OF ________________, 2024

____
Alan Snow, Mayor Pro Tem

ATTEST:

____
Miranda Deal, City Clerk

Sponsored by: City Council

PAUL MARTIN LAW LLC
1406 NORTH BROADWAY
ST. LOUIS, MISSOURI 63105
CELL (314) 805-8800
PAUL@PAULMARTINLAW.ORG

April 11, 2024

Ms. Tiffany Cossey
Council Member
City of Carthage, Missouri
326 Grant Street
Carthage, MO 64836

Electronically delivered to *t.cossey@carthagemo.gov*

Re: Special Counsel Services

Dear Ms. Cossey:

As discussed recently, should the Council of the City of Carthage vote to retain my firm, we will be happy to provide legal services to the City under the terms and conditions of this letter agreement. Services will include all work necessary or desirable to provide legal advice and services to the City Council as requested in relation to the actions of certain city officials and potential remedies and courses of action, if appropriate (the "Legal Services").

Our representation will be subject to the following terms and conditions:

1. Scope and Duties of Representation. The Legal Services shall be limited to the matters described above, and any requested services outside of that scope may require a separate attorney agreement. The Legal Services will be provided in a manner consistent with the Missouri Supreme Court's Code of Professional Responsibility; however, we are not able to guarantee any specific result. We will keep the City Council informed about the representation and follow the lawful directions of the council concerning the representation. We will preserve client confidences, except in those limited circumstances in which disclosure is required by law or permitted by the council. We will not represent conflicting interests without your informed consent.

2. Fees and Expenses. We will charge a rate of $250.00 per hour for attorney time. We will begin charging for our time effective as of the date of the city's execution of this letter agreement. We will submit an itemized monthly bill, with time charged in increments of one-tenth of an hour. The city will be responsible for payment within 30 days of receipt of the monthly statement, which will include all expenses reasonably incurred in connection with the representation. We will either advance reasonable and necessary expenses for subsequent reimbursement by you, or we will submit those expenses directly to you for payment. If you

disagree with any amount charged, you must let us know so that we can discuss the charge and make any needed adjustments.

3. Client Cooperation. The city, including council members, officers, and employees, will promptly and fully respond to requests for information from us and otherwise fully cooperate with us in the course of the representation. The City Council will keep us informed of any pertinent information or developments that may come to its attention.

4. Term. This agreement shall remain in effect until the conclusion of the Legal Services or until it is terminated by the City, at will, or by us, consistent with the Rules of Professional Conduct. In the event of such termination the City shall pay for all services and expenses incurred up to the date and time of termination and for all services and expenses needed to close and transfer the case and file materials as the City may direct.

5. Files. Any time after two years has passed since the conclusion of our representation, we may have your files delivered to you or have them destroyed, unless you have expressly requested delivery of the files to you.

If these terms are acceptable to and approved by the Carthage City Council in the manner required by law, please sign and return a copy of this letter to me. An electronic copy is acceptable.

If you have any questions, please don’t hesitate to contact me. I appreciate the opportunity to represent the City of Carthage in this matter and I hope for a favorable result.

Sincerely,

Paul Martin Law LLC

____
By: Paul Martin, Principal

Approved by the City Council of the City of Carthage, Missouri, this 17th day of April, 2024:

____
______________________, President Pro Tem
Carthage City Council

Attest:

____
______________________, City Clerk
City of Carthage, Missouri

Board Liaison Representatives from Council
4/23/2024

Boards	Liaison
Carthage Humane Society Board Meets 3rd Thursday, 6:30 p.m., Humane Society	Lori Leece
Carthage Water & Electric Meets 3rd Thursday, 4:00 p.m. , CW&EP	Lori Leece
Civil War Museum Meets on call	Tiffany Cossey
County Commissioners Meeting Meets every Tuesday 9:00 am , Jasper County Courthouse	Alan Snow
H.S. Truman Council of Government Meets 4th Wednesday, 11:30 a.m. , C. J. Police Dept	Jana Schramm
Kellogg Lake Meets 2nd Tuesday 6:00 p.m. , Meeting Place To Be Announced	Derek Peterson
Library Board Meets 2nd Tuesday , 5:15 PM, Public Library	Tom Barlow
Mercy McCune-Brooks Hospital Quarterly, Stan Schmidt's Office	Tom Barlow
Personnel Appeals Board Meets on Call	Chris Taylor
Planning, Zoning & Historic Preservation Meets 1st Monday at 5:30 p.m., Council Chambers	Terri Heckmaster
Police & Fire Pension Meets on Call	Dustin Edge
Police Personnel Board Meets on Call	Alan Snow
Tree Commission Meets on Call	Chris Taylor
Vision Carthage Meets 3rd Wednesday at 7:30 a.m., Chamber of Commerce	Dustin Edge

RESOLUTION NO. ______

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

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

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

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

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

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

That the City of Carthage, Missouri accepts a donation of four (4) self-contained breathing apparatus' (SN IL652600, IL639810, IL639321, IL639367) each with four years of service remaining, from the Carthage School District.

PASSED AND APPROVED THIS _______ DAY OF ___________, 2024.

____
Dan Rife, Mayor

ATTEST:

____
Miranda Deal, City Clerk

CITY ADMINISTRATOR DONATION REPORT:

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

The SCBA bottles still have approximately four years of service remaining. The bottles will need to be hydrostatic serviced at a cost of $40 each. There is no adverse impact to this donation.

RESOLUTION NO. ___2040___

A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET ADJUSTMENT TO THE GENERAL REVENUE FUND FOR FISCAL YEAR 2023-2024.

WHEREAS, the City adopted a budget and appropriated funds for fiscal year 2023-2024; and

WHEREAS, unanticipated expenditures are expected to exceed the original adopted budget in the General Revenue Fund and budgetary changes are necessary within this fund to provide increased appropriation levels; and

WHEREAS, the City may increase the current year adopted budget through supplemental appropriations; and

WHEREAS, the City Council met and discussed additional appropriations at their April 17, 2024 meeting; and

WHEREAS, the Budget Ways & Means Committee met and discussed additional appropriations at their April 23, 2024 meeting.

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

That the City hereby approves the implementation of a line item adjustment to the Central Municipal Activities Professional Services line item in the General Revenue Fund for $25,000 to allow for legal services to provide opinions on termination procedures for City Administrator in accordance with the City Charter and City Code and to contract with Special Counsel Paul Martin regarding impeachment of Mayor Rife.

PASSED AND APPROVED THIS _____ DAY OF ___________, 2024.

____

Dan Rife, Mayor

ATTEST:

____

Miranda Deal City Clerk

Sponsored by: Budget Committee

SCOTT FITZPATRICK
MISSOURI STATE AUDITOR

April 16, 2024

Dan Rife, Mayor
City of Carthage
326 Grant St.
Carthage, MO 64836

Dear Mayor Rife:

Thank you for providing the information previously requested by our office. This letter is to acknowledge the receipt of those documents, which were thoroughly reviewed and added to our complaint management system.

Our investigation noted potential instances of noncompliance with the City Charter and City Code and opportunities for improvement in the transparency of city hiring and salary decisions. We would review these potential issues as part of a petition audit, if requested by the taxpayers. In the future, we encourage city officials to ensure they follow the City Charter, city code, and all applicable rules and regulations for personnel matters.

At this time, a determination has been made that this office will take no further action.

If you have any questions or would like to provide further information, I can be reached at 573-751-4213 or mary.johnson@auditor.mo.gov.

Sincerely,

Mary Johnson

Mary Johnson
Chief of Investigations

cc: Nate Dally, City Attorney

SCOTT FITZPATRICK
MISSOURI STATE AUDITOR

Investigative Summary
City of Carthage

Summary of Significant Complaint(s) reported:

- The initial hiring of the Assistant City Administrator (ACA) and his subsequent hiring as City Administrator (CA) by the Mayor violated the City Charter and Code. The City Administrator is supervising department heads in violation of the City Charter.
- City officials did not document personnel decisions approved in closed session in the open meeting minutes or provide copies of employment contracts to the public when requested in accordance with the Sunshine Law.
- The Mayor and City Administrator did not pursue city park projects approved by the City Council including the purchase of property for a future park project. The Mayor and City Administrator allegedly refused to sign necessary grant applications to complete the purchase after the City Council approved proceeding with the project.
- The Mayor and City Council inappropriately dismissed the Carthage Water and Electric Plant (CWEP) Board.

Complaint Review:

Review of Complaints Related to Appointment of ACA and CA
Our review did not find any indications that the hiring process for the ACA/CA was inappropriate, although the process could have been improved with additional transparency.

The complainant indicates the ACA/CA appointment process did not follow City Code Section 2-157, the City Administrator's residency outside of the city was not approved, his salary was not passed by ordinance, and his qualifications were not discussed by the City Council prior to hiring. The complainant also alleges the CA's supervision of department heads is in violation of city code, and city officials did not document personnel decisions approved in closed session in the open meeting minutes or provide copies of employment contracts to the public when requested in accordance with Sunshine Law. To determine the credibility of the complaints we reviewed committee and City Council meeting minutes, a memo from the former CA about the creation of the ACA position, information provided by the City Attorney, city code and ordinances, the City Charter, and state statute.

The Insurance/Audit and Claims Committee[1] meeting minutes indicate members discussed the creation of the ACA position, including the job class, development of a job description, and increasing the budget to accommodate the creation of the position. Committee members discussed that a temporary promotion may be beneficial while the City Council finalized the job description and placement of the position within the organizational structure. The position was shown to report to the Mayor, Council, and City Administrator rather than be a department head. In June 2021, the City Council approved the job description for the position and in July 2021, the Council approved the Mayor's appointment of a temporary ACA. As the

[1] It is unclear why this is the committee that discussed the ACA position; however, the committee discussed the creation of other positions and it does not appear significant to the issues in the complaint.

position was not considered a department head, the provisions of City Charter, Section 4.11 which require an appointive position be established by ordinance did not apply. Further the job description and appointment were reviewed and approved by the City Council.

The individual appointed as ACA was subsequently appointed as CA. He previously served as the Carthage Police Chief for 15 years. The Council unanimously approved the appointment to CA in April 2022, upon the former CA's retirement. While a discussion of qualifications and residency is not documented explicitly in the meeting minutes, it is reasonable to believe the Council members were aware of this information when casting their votes and the lack of discussion does not appear to be in violation of the City Charter or ordinance.[2] Per the City Attorney, the CA has two Bachelor's degrees and a Master's degree which exceeds the qualification requirements for the position. Based on the information provided, no committee was created for the purpose of appointing a City Administrator as required. The City Attorney indicated and meeting minutes support, the ACA position was originally created with the idea that individual would be appointed as CA upon the former CA's retirement. This position was developed by a committee that meets the requirements for appointing the CA. City Code Section 2-157 also requires the CA be appointed by the majority vote of the council with the approval of the Mayor. These provisions were met. While the appointment process did not always follow the explicit process set out by City Code, it appears the process did involve consideration by a committee and the Council as a whole as intended. The process would have been improved by fully documenting discussions held to demonstrate compliance with hiring requirements.

A review of meeting minutes indicates the CA's salary was set in accordance with the city salary schedule which is outlined in ordinance as required. Nothing provided indicates this information was publically announced and salary information should be publicly available. The complainant contends that the failure to post the closed minutes where the CA's appointment was voted on was a violation of Section 610.021(3), RSMo. However, statute only requires the information be made available and does not require posting. Per the complainant, the closed meeting minutes were provided upon request so there was no violation of the Sunshine Law. Additional transparency by the Council in matters of hiring and salary would help ensure citizens have the opportunity to participate in matters affecting the city and are fully informed of the City Council's reasoning for decisions made.

Finally, our review found the City Administrator's supervision of department heads is not in violation of City Code or the City Charter. Section 5.3 of the City Charter states the CA position shall assist the Mayor and City Council in the conduct of city business. Further Section 2-161 of the City Code outlines specific duties of the CA including acting as a liaison for the Mayor between department heads and the City Council. The CA's supervision of department heads appears to be within those responsibilities.

<u>Review of Golf Course Concerns:</u>
Our review found no indications that the Mayor and City Administrator acted inappropriately or unethically in declining to approve grant applications that required matching funds from unallowable sources.

The complainant indicates the Mayor and City Administrator did not pursue city park projects approved by the City Council including the purchase of property for a future park project. The Mayor and City Administrator allegedly refused to sign necessary grant applications to complete the purchase after the City Council approved proceeding with the project. To determine the credibility of the complaint we reviewed the Parks Master Plan, meeting minutes, and information provided by the City Attorney.

[2] City Charter Section 5.3 and City Code Section 2-158 both indicate an employee may live outside of city limits with the approval of the City Council. Section 2-158 also a city administrator the council shall require a B.S. or B.A. degree in business administration, public administration or the equivalent thereof or require the person to have at least three (3) years' experience as an administrative assistant or similar position in government.

In 2021, the City Council formally adopted the "Our Town Our Time" Master Plan and the Parks Director pursued the purchase of 254 acres of parkland adjacent to a local landmark as part of fulfilling this plan. The appraised value of the two parcels of land that comprised the parkland was $4.1 million. The negotiated price for the property was $6 million. No information was provided by the city or complainant as to why this price was significantly higher than the appraised value.

Per the complainant, research was done to determine how to finance the project and the state Department of Economic Development (DED) was consulted. The DED Director recommended the city apply for the Community Revitalization Grant for Southwest Missouri. The grant required a 50 percent match that could be met with financial contributions and economic development gained. Per the complainant, this information was shared with the Mayor and City Administrator. The Mayor expressed opposition due to a previous concerns with the owners of the land in question; however, the Mayor approved pursuing the process if it could be financed with outside funding. The complainant indicated a grant from a local trust was then pursued. The grant would fulfill $2 million of the $3 million match requirement and the other $1 million would be covered by the value of economic development. Per information provided, the city had also considered funding from the local trust for street work.

On September 27, 2022, the land proposal was presented to the City Council in a closed session meeting. After the presentation, the Mayor recommended not pursuing the project. The Council voted to pursue funding for the project from state or federal resources only. The Parks Director subsequently applied for the state Community Revitalization grant and listed the local trust funding as part of the match. Our review noted the trust is not state or federal funding and would not comply with the Council's directive. In October 2022, the City Administrator notified the Parks Director that the Mayor would not approve the grant application. The investigative response from the City Attorney indicates the Mayor did not approve the application because there was no indication of qualified match funding from a federal or state entity as required by the City Council. This appears to be a reasonable reason for the denial.

<u>Anonymous Complaint</u>
Our review found there were no violations of city code. The Mayor and City Council did have the authority to dismiss Board members for just cause and, at the time of the dismissal, the Mayor and Council believed they had such cause. Both the Mayor and CWEP [3]agreed this was a miscommunication and the issue was resolved.

Documentation provided indicates the Mayor removed the CWEP Board because requested detailed information on the salaries by position of Water and Electric employees was not provided. This information was requested for budgeting purposes and to ensure salaries aligned with city requirements for salaries. The May 2023 Budget Ways & Means Committee Meeting Minutes indicate the CWEP General Manager provided the committee information about the number of employees and the salary increases included in the CWEP budget request upon questioning. One committee member voiced concern as to whether the documents provided to the committee complied with ordinances and state statutes. The City Attorney indicated in the meeting the positions and salaries needed to be approved by the City Council. The CWEP General Manager indicated he was willing to provide the positions to his board yearly for Council approval. During a June 15, 2023, City Council Meeting, after a closed session meeting, the Council voted to remove the CWEP Board members for failing to abide by Ordinance 2-320.[4] The Mayor indicated in the meeting

[4] Sec. 2-320 (a)The Board of Public Works may appoint and employ for the purpose of operating the water, electric and sewage disposal department such officers and employees as may be necessary, at such salaries or wages as may be just and fair for the type and amount of work done and compatible with, but not in excess of, compensation paid for similar work in similar communities in the area.(b) All appointees shall be under the supervision and control of

the positions and pay range of the CWEP employees needed to be approved line by line. He stated the City Council needs to make sure the budget meets the criteria to ensure it is valid and legal. On June 19, 2023, the CWEP Board responded that, on the advice of legal counsel, it believed the action of the City Council was unlawful and the CWEP Board remained duly appointed members. The CWEP Board continued that they complied with the city's request for CWEP salary information.

In response to the investigation, the City Attorney indicated CWEP staff provided a binder of current salaries to the Mayor at a budget meeting on June 12, 2023. The Mayor indicated the binder would suffice for the budget but the Budget Ways and Means Committee was not aware of the binder. After the CWEP Board was removed, the General Manager provided a list of positions and pay ranges that was attached to the budget approved by the CWEP Board as required. A meeting took place between two CWEP Board members, the Mayor, and their legal counsel where the CWEP Board members explained they had approved the salaries as presented by the list provided by the General Manager. The Board members did not know why the list of salaries and positions they approved were excluded from the documents given to the committee or City Council. The Mayor also agreed he had received the binder that was sufficient but had not told the City Council members or anyone else. It is unclear why he failed to share this information with the City Council.

The CWEP Board was reinstated as of June 30, 2023. A joint statement was provided stating the Boards had resolved their differences and blamed the issues on miscommunication. The statement indicated that both parties thought they were acting properly and there was no violation of any ordinance by anyone. While there were no violations, considerable thought and discussion should occur before dismissing Board members to prevent similar situations in the future.

Conclusion

Our review of the above complaints found no indication of fraud or corruption. The concerns are related to possible violations of City Charter and Code and management decisions about economic development projects. These would be better reviewed through an audit of the City of Carthage initiated by petition. We will prepare a closing letter indicating the investigation notes potential instances of noncompliance and opportunities for improvement in transparency and advise the city to follow the City Charter and City Code, as well as its own rules and regulations. The letter will also note we would further review any potential issues noted from this investigation as part of a petition audit. Any additional concerns received regarding the city will be evaluated for investigation and/or future audit.

the Board of Public Works, and shall be appointed to hold their respective positions at the pleasure of the board, and shall perform such services as may be prescribed by the board.