



City of Carthage, Missouri

CITY COUNCIL

October 8, 2024 - 6:30 PM
CITY HALL COUNCIL CHAMBERS

****AMENDED 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 September 24, 2024 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**

(During reports/remarks of councilmembers, members of the council may take this opportunity to report on meetings, make comments and/or express concerns regarding current issues impacting the city, or make announcements concerning topics of interest of the council.)
12. **Administrative Reports**
13. **Report of Claims Presented Against the City**
 1. Motion and a second to approve the Claims
14. **Public Hearings**
15. **Old Business**
 1. C.B. 24-50 -- An Ordinance authorizing the Mayor to enter into a contract with DPI Printing & Signs for the installation of a new electronic messaging board at Memorial Hall in the amount of \$32,256.00, in the City of Carthage, Missouri.

16. New Business

1. C.B. 24-51 -- An Ordinance accepting the final plat of the Urban Living Subdivision generally located South of Wendy Lane and West River Street, in the City of Carthage, Missouri, as requested by Building Carthage LLC
2. Consider and discuss a hearing date for the motion to disqualify
3. Consider and discuss a new date for the impeachment hearing of Mayor Rife
4. Consider and discuss adoption of Second Revised Articles of Impeachment
5. Consider and discuss a date for a council work session

17. Mayor's Appointments

1. Zoning Board of Adjustments
2. Carthage Tree Board
3. Standing Committee Appointments

18. Resolutions

1. Resolution 2056 -- A Resolution authorizing a supplemental budget adjustment to the General Revenue Fund for Fiscal Year 2024-2025.

19. Closing Comments

20. Executive Session

1. **CLOSED SESSION:** ACCORDING TO SECTION 610.021 (3), THE AGENDA INCLUDES THE POSSIBILITY OF A VOTE TO CLOSE PART OF THE MEETING TO DISCUSS HIRING, FIRING, DISCIPLINING OR PROMOTING OF PARTICULAR EMPLOYEES BY A PUBLIC GOVERNMENTAL BODY WHEN PERSONAL INFORMATION ABOUT THE EMPLOYEE IS DISCUSSED OR RECORDED.

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

CITY COUNCIL

September 24, 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=Fx89Phj82fk>

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

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

The following Department Heads were present: Police Chief Bill Hawkins, Deputy Fire Chief Jason Martin, Parks & Recreation Director Abi Almandinger, IT Administrator Michael Keith, and City Clerk Miranda Deal.

Ms. Cossey suggested the following changes to the minutes of the September 10, 2024 Council Meeting: In the public comments, there are parts where Jason Martin is referred to as Jason, she would like that changed to Jason Martin so it looks more professional, also, during remarks from council members, where it says "with an employee" referring to where Ms. Cossey asked about contracts. She was just asking a general question, not specifically about one employee. Ms. Schramm made a motion, seconded by Mr. Snow, to accept the changes as presented. Motion carried with 7 yeas and 1 nay. Ayes: Peterson, Leece, Heckmaster, Snow, Barlow, Cossey, and Schramm. Nay: Taylor.

Ms. Schramm made a motion, seconded by Ms. Cossey, to amend the minutes of September 10, 2024 to include all of the following changes: Bill Putnam's comments during citizens participation. The change is as follows: Bill Putnam, 624 Belle Air, addressed that the complaint that was filed with the State Auditor last fall largely involved operational concerns and following code and charter in the hiring of the city administrator and the mayor's responsibility to uphold the law. Charter section 4.12 which states, "The mayor should be active and vigilant in enforcing all laws and ordinances for the government of the city." He quoted from the report from the Auditor that, "our investigation noted potential instances of noncompliance with the city charter and city code and opportunities for improvement transparency in the city hiring and salary decisions. - We would encourage city officials to ensure they follow city charters, city code and all applicable rules and regulations for personnel matters." Mr. Putnam continues to say, there was no suggestion for any red flags against CWEP, stated by the mayor in his recent statement. Mr. Putnam noted there was an item on the agenda of unauthorized expenses and noted the documents he had in that regard. He read from the documents that Mr. Dally wrote to the Attorney General regarding employment

contracts. Mr. Dally wrote in the first response that the employment letters written by Mayor Rife to Mr. Dagnan, Mr. Dally states, "These agreements traditionally are not ratified by the city council until departure and should not be considered contracts. Our past city administrator situation exemplifies this process. His agreement effective upon council approval after his resignation included a severance package that was subsequently ratified by the council. The second letter was a letter from Rife to Dagnan that he could only be fired for cause for a 10-year period and would receive three months of severance pay. Dally stated that the City Administrator could be let go for any reason and is only entitled to two weeks' pay." "The provision go against our city code and therefore would require council approval for the mayor to execute a contract. Mr. Putnam discussed severance letter to Mr. Dagnan paying \$81K stating "It was pursuant to city code and your employment contract." This letter had not been approved by the council. Mr. Putnam asked for Mayor Rife to resign because he had "failed the city." He urged council members to file legal action to recover this inappropriately spent money. ~~the unauthorized expenses and Mr. Dagnan's contract payout. He referenced statements from Mr. Dally saying that it was not a contract, and addressed Mayor Rife's final letter to Mr. Dagnan that stated "per his contract". He also referred to the City Code that states Mr. Dagnan should have only been paid 2 weeks severance.~~

She also stated that under department head reports when Ms. Almandinger gave her report, the minutes state the dog park is near completion and the dog park was never mentioned and the chamber golf tournament was also never mentioned, so she would like those items removed.

The last change Ms. Schramm would like to make is after Mayor Rife announced that a vote had been taken in closed session, the results would be released within 72 hours, and that there would be no Fire Chief appointment that evening, she asked for it to be included in the minutes that after the announcement, Bill Scheerer then made a public threat against the council "you are all going to go, you wait and see" he then followed up with a personal threat against Ms. Schramm saying "Schramm you're next"

There was then discussion between Ms. Cox and Attorney Gold on whether or not that should be included in the minutes since that was not part of the council meeting, it was just a comment from the gallery. Items not a part of the council meeting are typically not included in the council minutes, there are public comments put in the minutes during the public comment period, but Ms. Schramm thinks this is important to include Mr. Scheerer's comments outside of the public comment period since it was a threat against the council. Attorney Gold agreed that if it was not a part of the procedural aspect of the meeting, it wouldn't be relevant to the minutes. Ms. Cossey then asked if there was any prohibition that says they can't put in that comment in the minutes, typically it is not included, but since it is being requested to be added. Attorney Gold said that he isn't aware of any prohibition, but if there are other comments made that someone overhears from a whisper, where do you draw the line. He went on to say that a proper protocol of any organization would be to include in the minutes what is said during the proper procedural part of the meeting. Ms. Cossey believes that this was a significant event and that it is fair for the council to ask for something significant like a threat against them to be added to the minutes. Attorney Gold said they have the right to vote and make the decision to add it.

Ms. Leece asked to table the changes because there were too many changes for her to review and she does not want to vote on something that she cannot verify. Ms. Schramm and Ms. Cossey said she can always adjust them later and amend minutes retroactively.

Back to the motion to approve Ms. Schramm's changes, the vote carried with a vote of 5 yeas and 3 nays. Ayes: Peterson, Heckmaster, Snow, Cossey, and Schramm. Nays: Taylor, Leece, Barlow

Ms. Heckmaster made a motion, seconded by Mr. Snow, to remove her name from the council members who answered roll call. She was stated as answering and then as being absent, she was absent from the September 10 meeting. Motion carried unanimously.

Mayor Rife then read the resignation letter from Dustin Edge.

Mr. Snow called a point of order, the amendments to the minutes were voted on, but the acceptance of the amended minutes as a whole was not voted on. Mr. Snow made a motion, seconded by Mr. Peterson, to accept the minutes of September 6 and 10 as amended. Motion carried with a vote of 6 yeas and 2 nays. Ayes: Peterson, Heckmaster, Snow, Barlow, Cossey, Schramm. Nays: Taylor, Leece.

Back to the resignation letter, Ms. Leece made a motion, seconded by Mr. Taylor, to accept the resignation letter. Motion carried.

During Citizen's Participation, Bill Scheerer 422 E 13th Street, addressed the council and explained his former comments that he had made at the last meeting that relate to the hiring of a Fire Chief. He also spoke on the recall petition for Ms. Cossey.

Amy Grimes, 729 Highland, spoke to the council on a number of things including the impeachment, the Mayors comments about CWEP, threats to council members, overpayment to a former employee. She asked the Mayor to get control and to have the impeachment hearing to prove he is innocent of the charges listed.

Ron Wells, 2026 S Maple, thanked Mr. Carney and all of the other individuals involved in getting the dangerous tree removed. He also brought up the traffic study that was done at Maple and Elk. He stated there were two papers, one with 0 mph tolerance and one with 10 mph tolerance and it had the total number of enforceable speeds. He is concerned about the speed in residential areas if there is a 10 mph tolerance on top of the posted speed limit and said maybe the speed limits need to be reconsidered in residential areas. He also brought up the recall and comments that have been made by ward 5 residents about how some felt intimidated to sign the recall petition.

Debbie Smallwood, 805 S Country Club Road, she is concerned about things that happened at a previous council meeting and asked if the Mayor could clear things up. She asked how he could allow a citizen to point and threaten a council member, a public display like that should not be tolerated or allowed. She also brought up when the Mayor promised to not interfere with the impeachment and yet the impeachment hearing has been pushed back again.

Mayor Rife stated that he is not slowing down the process, and that he is requiring the process to be completed correctly.

Barb Scheerer, 422 E 13th Street, she brought up the last meeting when the so called threat was made from her husband. She said her husband pointed to Ms. Schramm and said you're next and everyone knew what it meant, it meant for the recall. A council member has to be in office 6 months before they can be recalled. She also said it was unprofessional when Ms. Schramm yelled "Bye Bill" after his comment.

Darren Collier, 528 E Centennial, CW&EP Board Member, he read the press release that CW&EP released in response to Mayor Rife's comments about red flags from the State Auditors office.

Ron Ross, 11411 Goldenrod Road, Current President of The CW&EP Board, he reviewed the timeline of events from the past year and a half relating to the City and CW&EP issue, he also addressed some of the statements made by Mayor Rife in his press release. He asked for the attacks on CW&EP to be stopped.

Mr. Snow reported that the Budget Ways and Means Committee is between meetings with the next meeting scheduled for October 14 at 5:30 pm.

Ms. Cossey reported that the Committee on Insurance, Audit and Claims met on this day and approved the claims. She reported that the annual audit is underway and that health insurance negotiations will be happening soon. The next meeting is scheduled for October 8 at 5:30 pm.

Mr. Heckmaster reported that the Public Safety Committee met on September 16. The committee heard from Michael Hendrix with Cruisin Main about their final event on October 11. They previously had an event in August and the only changes they are requesting for the last event is to allow vendor booth stalls to be set up along the perimeters of the square. Ms. Heckmaster made a motion, seconded by Mr. Taylor to allow vendor stalls to be set up for the Cruisin Main event October 11. Motion carried. They also heard from Ms. Almandinger about a new Veterans Day parade that will take place on November 9 at 2 pm and end around 2:30 depending on the number of participants. The route will start at Main Street, going north around the Square and ending on Grant Street by the 6th Grade Center. Ms. Heckmaster made a motion, seconded by Mr. Taylor, to close Main and Grant from Chestnut to 3rd street, and 4th, 5th, and 6th, streets be closed between Grant and Main from 1:30 pm until the end of the parade. Motion carried. The next meeting is scheduled for October 21 at 5:30.

Ms. Cossey reported the Public Services Committee met on September 19. The committee tabled the golf cart bids, they approved the resort liquor license, Ms. Almandinger was asked to clarify what the license would be for. She told the council that this would cover the golf course for the various types of alcohol that are brought in for different tournaments, drinks would not be sold outside of tournaments. They approved a food truck to be set up at the saddle club for longer than the allotted time during the rodeo event, They also approved the surplus of a building at the saddle club, it appears in Resolution 2055, and approved a new sign for Memorial Hall, that appears in C.B. 24-50. The next meeting is scheduled for October 22 at 5:30.

Mr. Taylor reported that the Public Works Committee is between meetings with the next meeting scheduled for October 1 at 5:30.

Special Committee and Board Liaison reports were given by Ms. Heckmaster for Planning, Zoning and Historic Preservation, Mr. Peterson for the Kellogg Lake Board, and Ms. Leece for the CWEP Board.

Mayor Rife reported that he attended the recent CEDC meeting.

During Remarks from Council Members, Ms. Schramm gave an update on the many meetings she has attended recently. She stated that she met with Chuck to get a review of the CW&EP meeting, and encouraged the public to attend their board meetings on the third Thursday's of the month. She also met with Jeff Meredith to discuss the housing feasibility study, she encouraged everyone to help with the study and participate in the survey when it is released. She also talked with him about the downtown sidewalk grant he has recently submitted, this will be for the sidewalks outside of the immediate square. She met with Julie Reams with the Chamber and she said the golf tournament went well and the Chamber received new signage recently. Ms. Schramm asked if there was anything the Council could do to help her and Ms. Reams just asked for them to attend Maple Leaf events if they were able to. The Maple Leaf Grand Marshal was announced and it is Cheryle Finley, touch a truck will be a bigger event, and there are many other events happening to celebrate Maple Leaf. She also stated that she had met with Jason Martin earlier in the day and they discussed how to look forward and they both just want what is best for the City.

Ms. Cossey said that she is concerned about the recent events and statements that have been made by the Mayor regarding the CWEP issue. She brought up that there was a threatened lawsuit that arose last year with the CWEP board and that they had reached out to an attorney, but the city and the board had come to an agreement and put the lawsuit on hold. She is concerned that the lawsuit could come back. Last year there was a commitment from both sides to have a joint meeting to discuss everything and how to move forward and that meeting never happened. She would like to see that happen soon, Ms. Cox offered to coordinate with the CWEP Board to get some dates and times they are available.

Ms. Leece discussed another item that came from the CWEP Board meeting. She also addressed some comments that were made about her being fed information and she stated that she looks into issues on her own and does her own digging so she has the most information to go off of and make the best informed decisions. She encouraged everyone to attend the CWEP Board meetings. She also agreed with what Ms. Schramm said on everyone wanting what is best for the City. Everyone needs to respect each other even if there are disagreements.

Mr. Taylor stated that he is sad to see Mr. Edge leave.

Parks and Recreation Director Abi Almandinger cleared some things up that have been on social media. The money being used for parks improvements is from the Use Tax. The parks department receives 40% of that tax for 3 years, so that is the money being used for various projects. It is her job to bring recommendations to the committee who then decides if it should move forward to council, she does not make any unilateral decisions. The Memorial Hall sign has not worked in 9 months, the parts that were purchased to attempt to repair the sign are no longer being made. She also brought up the golf cart bids, she was alerted that the warranty with their golf carts is up so that prompted them to look into getting new carts. The golf numbers that are on social media are incorrect and the golf course made a profit for the first time in 2023 and they continue to make a profit. The funds for the new golf carts would come from the golf course revenue which can not be used for anything outside of the golf course. It is her obligation to make improvements in the parks system for the community to enjoy.

Deputy Fire Chief Jason Martin updated the council on the new fire engine. It has been received and it is currently getting outfitted and graphics put on, it will be ready in time for the touch a truck event and Maple Leaf. He did state that it is a different color than the others, this one had black on the top, rather than the white. He also reported that the fire department

would be doing their annual pancake feed on Maple Leaf morning, they have adjusted the time to be from 5:30 am – 9 am. He also reported that Engine 621 which needed emergency repairs has been towed to the repair shop He also appreciated the opportunity to meet with Ms. Schramm.

Interim City Administrator Traci Cox stated that the employees of the city and CWEP work well together despite the division in the City, the company that the fire department is getting their truck repaired at came as a recommendation from CWEP. For the golf course funds that Ms. Almandinger was addressing, there were some discrepancies that were discovered. She explained that the golf course fund is an enterprise fund, it is not part of general revenue. However, up until 2022, there was a transfer from the general fund to the golf course fund to help subsidize, if you took the transfer out, the golf course would have been at a loss. In 2023, and 2024, even without a transfer from general revenue to the golf course fund, the golf course has been profitable. There have been some issues with the new software and the information that Ms. Cossey had, came from the software so to her, it was accurate. Maple Leaf is a big challenge for Ms. Reams and the Chamber and there are never enough volunteers to help out. Last year, the trash pick up was one of the biggest problems and the parks department ended up coming to the rescue to help out. This year, the parks department is going to be working with the Chamber to help collect trash the day of the parade. There are other areas in which she could use the help.

The Committee on Claims filed a report in the amount of \$3,563,682.84 against the following funds: General Revenue \$212,804.55, Public Health \$163,943.90, Lodging \$487.84, Parks/Stormwater \$11,502.50, Fire Protection \$1,100.18, Golf \$14,693.11, Capital Improvements \$11,649.43, Parks and Recreation \$57.01, Myers Park \$7,077.00, Use Tax \$37,116.55, Public Facilities \$363,279.86, Payroll \$239,970.91, and Carthage Water and Electric \$2,500,000.00. Ms. Cossey made a motion, seconded by Mr. Peterson, to accept the report and allow the claims. Motion carried.

Under Old Business, C.B. 24-48 – an Ordinance to amend section 2-122 of Chapter 2, Article III, Division 2 of the Code of the City of Carthage, Missouri was placed on second reading followed by a roll call vote of 6 yeas and 2 nays. Ayes: Peterson, Heckmaster, Snow, Barlow, Cossey, and Schramm. Nays: Taylor, Leece. The Council Bill was approved and numbered Ordinance 24-49.

Under New Business, C.B. 24-50 – An Ordinance authorizing the Mayor to enter into a contract with DPI Printing & Signs for the installation of a new electronic messaging board at Memorial Hall in the amount of \$32,256.00, in the City of Carthage Missouri was placed on first reading with no action taken.

Mr. Snow made a motion, seconded by Ms. Leece, to approve the Mayors Reappointment of Julie Tilley and Morgan Housh to the Care Leave Committee until December 2025, and Bill Smith, Chad Dininger, and Tyler Markham to the Care Leave Committee until August 2026. Motion carried.

Ms. Leece made a motion, seconded by Mr. Peterson, to approve the Mayors Reappointment of Gary Keene to the Civil War Museum Board until December 2026. Motion carried.

Mr. Taylor made a motion, seconded by Mr. Snow, to approve the Mayors Reappointment of H.J. Johnson to the Zoning Board of Adjustments until December 2028. Motion carried.

Ms. Leece made a motion, seconded by Mr. Snow, to approve the Mayors Reappointment of Bryan Stringer to the Carthage Tree Board until June 2027. Motion carried.

Mr. Snow made a motion, seconded by Mr. Barlow, to approve Resolution 2054 -- A Resolution approving the recommendation of the McCune Brooks Regional Hospital Trust for the distribution of funds from the restricted trust fund to the Jasper County Youth Fair. Resolution 2054 as amended was adopted after a roll call vote of 8 yeas and 0 nays. Ayes: Taylor, Peterson, Leece, Heckmaster, Snow, Barlow, Cossey and Schramm.

Resolution 2055 -- A Resolution approving the declaration as surplus to the City's needs and authorizing the disposition of a storage shed building at the Saddle Club Arena located in Municipal Park. Resolution 2055 was adopted after a roll call vote of 8 yeas and 0 nays. Ayes: Taylor, Peterson, Leece, Heckmaster, Snow, Barlow, Cossey and Schramm.

During closing comments, Mr. Snow commented on Ms. Leece's earlier comments in that they are all there to do what is best for the city. He said to vote based on what is best for your city or the department it relates to and also take your own interests into account as well. Ms. Cossey said she got her numbers from the books that were printed earlier in the fiscal year and looks forward to reviewing the correct budget numbers. Ms. Schramm stated that she recently attended the MML conference and said the sessions were great. She attended the Marketing Your Communities and a Planning and Zoning session. She hopes to attend future conferences. Ms. Leece stated that she also enjoyed attending MML.

Ms. Cossey made a motion, seconded by Ms. Schramm to remove the closed session from the agenda. Motion carried unanimously.

Ms. Leece made a motion, seconded by Mr. Snow, to adjourn the regular session of the Council Meeting. Motion carried and meeting adjourned at 8 p.m.



City of Carthage, Missouri

PUBLIC SERVICES COMMITTEE

September 19, 2024 - 5:00 PM
CITY HALL COUNCIL CHAMBERS

MINUTES

1. Call to Order

MEMBERS PRESENT: Dustin Edge, Tiffany Cossey, Lori Leece

MEMBERS ABSENT: Jana Schramm

OTHERS PRESENT: Associate Golf Professional Tyler Markham, Recreations and Events Coordinator Chelsea Cholley

STAFF PRESENT: Parks and Recreation Director Abi Almandinger, Administrative Assistant Angie Judd, Assistant City Administrator Traci Cox

Chairman Dustin Edge called the meeting to order at 05:01 PM.

2. Old Business

1. Approval of Previous Minutes.

ACTION: Motion to accept/approve item 2.1. by Lori Leece; second by None;

Motion passed with a 2:0

AYES: Dustin Edge, 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.)

1. Jonathan Roberts - YMCA

Jonathan Roberts, CEO of Fair Acres YMCA, provided an overview of the Municipal Park and Central Park pools, discussing revenue, expenses, and supplies. He highlighted improvements made since the YMCA partnered with the City in 2016, including the addition of a full-time aquatics staff member holding a pool operator and LGI (Lifeguard Instructor) license, which enables in-house lifeguard training and swim lessons. Roberts also shared drowning statistics to emphasize the partnership's role in enhancing water safety. He acknowledged the significant pool leak this season was a challenge but stated that stability in

chemical management was achieved by the end of summer, believing it to be a management situation for next year.

4. New Business

1. Consider and discuss golf cart bid.

Ms. Almandinger introduced Tyler Markham, Associate Head Golf Professional, to review the bids received in response to the RFP for golf cars: Masek Golf Car Company submitted a net bid of \$198,350, and Clear Creek Golf Car offered a net total of \$139,500. Mr. Markham noted that since transitioning from Yamaha to Club Cars, feedback has shown a preference for Yamaha due to their quieter operation and better fit for two passengers, which is essential for the course. He emphasized that golf is a game of concentration, and the noise from the current fleet can be frustrating for players. Mr. Markham recommended replacing the 54-cart fleet now, as it is three years old and trade-in value decreases over time. Mr. Edge inquired about the existing lease, and Ms. Cox stated there is one payment left, with current payments at \$16,353. Ms. Cossey asked if replacing the entire fleet was necessary or if a phased replacement could be considered. Mr. Markham explained that staggered replacements could complicate warranties and maintenance, noting that industry standards recommend replacing carts every 3-5 years. He confirmed that all carts are the same age, each used daily and heavily during tournaments, leading to high maintenance needs, with 65% of the vehicle maintenance budget already spent in the first two months of the fiscal year. After further discussion and audience feedback, Ms. Leece motioned to table the discussion, and the motion passed.

ACTION: Motion to table item 4.1. by Lori Leece; second by None;
Motion passed with a 3:0

AYES: Dustin Edge, Tiffany Cossey, Lori Leece

NOES: None

ABSTAIN: None

2. Consider and discuss Liquor License-Retail by drink-Resort.

Ms. Almandinger stated that during the last Public Services Committee meeting, approval was granted for the golf course to obtain a liquor license. However, further research revealed that the appropriate license is "retail by drink-resort" to accommodate groups and events requesting hard liquor on the premises. She clarified that this license would not include the sale of hard liquor. Ms. Leece motioned to allow the golf course to proceed with obtaining the retail by drink-resort liquor license, and the motion passed.

ACTION: Motion to accept/approve item 4.2. by Lori Leece; second by None;
Motion passed with a 2:0

AYES: Dustin Edge, Lori Leece

NOES: None

ABSTAIN: Tiffany Cossey

3. Consider and discuss surplus of building at saddle club arena.

Ms. Almandinger introduced Garrett Tuggle, a representative of the Saddle Club, to discuss an unused building in the saddle club area. Mr. Tuggle explained that the building was originally placed near the cook shack to provide easier and

safer access for customers purchasing food at the arena but was never utilized and has since fallen into disrepair. Ms. Almandinger clarified that the building now functions as a storage shed and is rotting. She proposed declaring the building obsolete to allow for its removal and demolition. Ms. Leece motioned to forward the resolution to surplus the building at the saddle club arena to full council, and the motion passed.

ACTION: Motion to accept/approve item 4.3. by Lori Leece; second by None;

Motion passed with a 3:0

AYES: Dustin Edge, Tiffany Cossey, Lori Leece

NOES: None

ABSTAIN: None

4. Consider and discuss food truck for rodeo event.

Mr. Tuggle stated that once the current building in the saddle club arena is demolished, he hopes to place a food truck in its location as an extension of the cook shack. Ms. Almandinger added that Mr. Tuggle is currently working on creating the trailer and is seeking approval for the food truck to operate inside the park at the arena during the rodeo. Ms. Leece motioned to approve the use of the food truck at the fairgrounds for the duration of the event, and the motion passed.

ACTION: Motion to accept/approve item 4.4. by Lori Leece; second by None;

Motion passed with a 3:0

AYES: Dustin Edge, Tiffany Cossey, Lori Leece

NOES: None

ABSTAIN: None

5. Consider and discuss Little League.

Ms. Cossey stated that Ms. Schramm had requested this item be placed on the agenda and motioned to table it until Ms. Schramm could be present. Ms. Leece noted that there were audience members in attendance for this discussion and suggested hearing their input on Little League. Ms. Cossey clarified that the discussion is about whether the City should continue to operate Little League. Ms. Almandinger explained that the City does not operate Little League; it is managed under the Little League Charter. Ms. Cholley, Events and Recreation Coordinator, added that salaries cannot be paid from Little League funds, as it violates the charter. She mentioned that as part of her role, she spent around 80 work hours helping to establish the charter and get Little League started. Ms. Cholley sees her role as a liaison to various youth sports organizations, and feedback suggests that Carthage citizens want the City to be involved in youth sports and recreation. Ms. Almandinger added that the department is focused on improving and maintaining parks and fields, a priority based on past community feedback. Ms. Cossey emphasized that she views the City's primary role as maintaining the Fair Acres sports complex. After further discussion, Mr. Edge noted that this topic may be revisited in the future. No action was taken.

6. Consider and discuss bid for Memorial Hall sign.

Ms. Almandinger revisited the bid for the Memorial Hall sign, reiterating that the RFP was posted on the City's website, in the local newspaper, and sent to four companies, following the competitive bid process outlined in the city's

purchasing policy. Ms. Cossey expressed concerns about the limited outreach and stated she would not support future projects conducted this way. Ms. Leece motioned to move forward with the DPI Signs bid and forward it to full council, and the motion passed.

ACTION: Motion to accept/approve item 4.6. by Lori Leece; second by None;

Motion passed with a 3:0

AYES: Dustin Edge, Tiffany Cossey, Lori Leece

NOES: None

ABSTAIN: None

7. Consider and discuss ribbon cutting.

Ms. Cossey mentioned that Ms. Schramm had expressed concern about the Chamber of Commerce not being involved in the ribbon cutting for the Dog Park. Ms. Almandinger explained that the Parks Department has organized grand openings in the past and was unaware of any requirement to partner with the Chamber for such events. Ms. Cossey noted that she was informed the Chamber usually handles ribbon cuttings for all parks. Ms. Almandinger clarified that this was not the case, but the Chamber has held ribbon cuttings for the new playgrounds. No action was taken.

8. Consider and discuss sponsorships.

Ms. Leece motioned to table item until the next meeting, and the motion passed.

ACTION: Motion to table item 4.8. by Lori Leece; second by None;

Motion passed with a 3:0

AYES: Dustin Edge, Tiffany Cossey, Lori Leece

NOES: None

ABSTAIN: None

5. **Staff Reports**

Ms. Almandinger reported that the packet includes updates on activities and projects completed in the parks and at the golf course, as well as reports on events, recreation, and golf course operations for August. She noted that the seasonal maintenance crew will soon transition out, with plans to hire a new team to complete fall and winter projects. She also mentioned an application for a grant to improve the Central Park flower beds. Ms. Cossey raised concerns about vandalism in park restrooms, where items were being flushed down toilets and causing damage. Ms. Almandinger acknowledged that vandalism is common and said efforts are being made to mitigate the damage, with hopes of eventually purchasing security cameras for the parks.

6. **Other Business**

7. **Adjournment**

ACTION:	Motion to Adjourn at 07:20 PM by Lori Leece
	Motion Passed with a 3:0
AYES:	Dustin Edge, Tiffany Cossey, Lori Leece
NOES:	None

ABSTAIN:	None
-----------------	------



City of Carthage, Missouri

COMMITTEE ON INSURANCE/AUDIT AND CLAIMS

September 24, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

MINUTES

1. Call to Order

MEMBERS PRESENT: Tiffany Cossey, Jana Schramm, Derek Peterson, Terri Heckmaster

STAFF PRESENT: Interim City Administrator Traci Cox, City Clerk Miranda Deal, and IT Administrator Michael Keith

Chair Tiffany Cossey called the meeting to order at 05:30 PM.

2. Old Business

1. Approval of September 10, 2024 Minutes

ACTION:	Motion to approve item 2.1. by Derek Peterson
	Motion Passed with a 3:0:1
AYES:	Tiffany Cossey, Jana Schramm, Derek Peterson
NOES:	None
ABSTAIN:	Terri Heckmaster

2. Review & Approval of the Claims Report

ACTION:	Motion to approve item 2.2. by Terri Heckmaster
	Motion Passed with a 4:0
AYES:	Tiffany Cossey, Jana Schramm, Derek Peterson, Terri Heckmaster

3. Citizens Participation

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

4. New Business

1. Staff Reports

Ms. Deal reported that the auditors have been in the office this week and keeping staff busy. Ms. Cox reported that her and HR Coordinator Michael Miller will be meeting with Assured Partners to discuss health insurance renewals for next year. They will be discussing the new rates and the current issue with

Mercy and Anthem. The City may have to change insurance providers if Mercy is no longer accepting Anthem insurance. She also reported that her and Mr. Miller met with Arvest bank to discuss them taking over the 457 plan that the City has through VOYA currently. This is not funded by the city and is voluntary for employees. There will need to be more discussions before any decision is made.

5. Adjournment

ACTION:	Motion to Adjourn at 05:37 PM by Terri Heckmaster
	Motion Passed with a 4:0
AYES:	Tiffany Cossey, Jana Schramm, Derek Peterson, Terri Heckmaster

--NOTICE OF MEETING--
PUBLIC WORKS COMMITTEE

October 1, 2024

5:30 PM

CITY HALL

326 GRANT STREET

COUNCIL CHAMBERS

-- AMENDED AGENDA--

OLD BUSINESS

- **Consideration and approval of Minutes from previous meeting**

CITIZENS PARTICIPATION

NEW BUSINESS

- **No new business to discuss**

OTHER BUSINESS

STAFF REPORTS

- **Zeb Carney**
- **Traci Cox**

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: 09/30/2024
BY: Rachel Sutherland

PUBLIC WORKS COMMITTEE

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

"America's Maple Leaf City"



10-01-2024 PUBLIC WORKS COMMITTEE MEETING MINUTES

Committee Members present: Chris Taylor, Derek Peterson, Lori Leece and Tom Barlow

Staff Members present: Zeb Carney, Public Works Director, Traci Cox, Interim City Administrator, and Rachel Sutherland, Public Works Administrative Assistant.

Citizen Present: Jana Schramm

Chairman Chris Taylor called the Public Works Committee meeting to order at 5:27 p.m.

Lori Leece made a motion to accept the minutes from the August 8, 2024, Committee meeting. All ayes, motion passed.

New Business:

Other Business:

Staff Reports:

Chris Taylor stated that he had received a call from a Citizen regarding the early hours that the Street Sweeper is starting. Zeb explained that it has been running 5 days per week from 4-12am for the last 20+ years to try to be done before the morning traffic, work, school etc.

Derek Peterson made comment about how good the new I-49 Roundabout is looking.

Zeb reported on the following:

- I-49 Roundabout is on schedule, if Blevins shuts down asphalt production for the winter, before it is ready to be paved, we may need to go with concrete to stay on schedule and then lay asphalt when they resume production. The project is projected to be finished by Spring depending on the weather. Zeb is very pleased with this contractor.
- Zeb and Rachel met with the Auditors last week, and it has been a smooth process from our end, as we have been able to provide them with all the information that they have requested.
- Maple Leaf is coming up soon and The Street Department is doing maintenance to get ready for the parade.
- Planning on accepting Bids the end of November for the expansion of Hazel from George E Phelps to Airport to become 3 lanes to help with Semi traffic. The Governors Cost Share Project will give a 50% reimbursement.
- The house demolition the Fire Department had scheduled was completed on October 1st at Zero cost to The City.
- Josiah has reported to Zeb that the utility cut fees for September \$20,000.00 are the largest he has ever had to date.
- Planning & Zoning will meet and discuss Plat for property on River St at Airport Dr. The Developer wants to build 32 single family homes on this land.
- The RR wants \$39,000.00 to review the plans for The McGregor St. Bridge project.

- The Street Departments New Skid Steer has been delivered. A JCB brand was purchased as it was \$20,000.00 cheaper than a CAT Skid Steer and the guy's report that they like it better. We also purchased an extended 5-year warranty.
- Chestnut and Forest Bridges are being overlayed by Blevins this Thursday, Zeb would like to see these bridges opened to traffic by this weekend.
- Engineering is working on plans for the 3rd St. Bridge and hopefully we will be ready to start accepting bids for the project in approximately 8 months.
- Chapel Road to HH project will be ready to bid in November or December.
- Next sidewalk project will be Airport to River Street and Fairview to River Street to Elementary School.
- Jana Schramm made a visit to The Public Works Department on Tuesday to meet the Staff and have a conversation with Zeb.
- Would like to plan a bridge tour for the Public Works Committee on November 5th at 4:30, depending on the weather.
- Carthage has a lot of new residential building going on, we are one of the fastest growing cities in our area.

Traci reported on the following:

- Auditor has been at City Hall and that is going well.

Chris Taylor made a motion to adjourn the meeting at 6:02 p.m. with a second by Derek Peterson. All Ayes, motion carried.



City of Carthage, Missouri

SPECIAL BUDGET WAYS & MEANS COMMITTEE

October 8, 2024 - 5:00 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

- 1. Call to Order**
- 2. Old Business**
 1. Approval of September 9, 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 a budget adjustment to the General Revenue Fund for FY 2024-2025 for additional legal services with Paul Martin
 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



City of Carthage, Missouri
**COMMITTEE ON
INSURANCE/AUDIT AND CLAIMS**

October 8, 2024 - 5:30 PM
CITY HALL COUNCIL CHAMBERS

AGENDA

- 1. Call to Order**
- 2. Old Business**
 1. Approval of September 24, 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. Staff Reports
- 5. Adjournment**

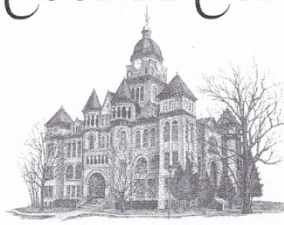
PERSONS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE CALL 417-237-7000 (VOICE) OR 1-800-735-2466 (TDD VIA RELAY MISSOURI) AT LEAST 24 HOURS PRIOR TO MEETING

John Bartosh
Presiding Commissioner

Tom Flanigan
Eastern District Commissioner

Daricus K. Adams
Western District Commissioner

JASPER COUNTY COMMISSION



302 S. Main ST
Carthage, MO 64836

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

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

COMMISSION AGENDA
OCTOBER 1, 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 Ordinance Authorizing a Property Tax Credit to Provide Tax Relief on Senior Citizens' Primary Residence**
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 SEPTEMBER 27, 2024 AT 4:00 P.M.

(RSMO 610.020)



AGENDA

Planning, Zoning, and Historic Preservation Commission

Thursday, October 3, 2024 5:30 pm

City Hall Chambers

326 Grant St. / Carthage MO 64836

Call to Order

Minutes of Previous Meeting Thursday, September 5, 2024

Public Participation

Each person who wishes to address the commission must put their name and address on the sign-up sheet and shall state their name prior to speaking. Each person is limited to two (2) 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 further questions by the commission or the chair.

Public Hearing

1. Discuss a Preliminary Plat for a single family subdivision on property located west of River St between Wendy Lane and Gene Taylor Drive

Staff Report

New Business

Old Business

1. Discuss CLG Training
2. Discuss grant application status

Next Meeting: Thursday, November 7, 2024

Adjourn

Commission Members

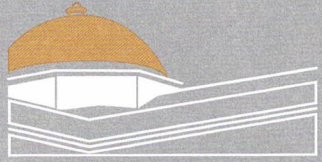
Voting Members:	Chairman	Jim Hunter	1514 S River	417-850-5355
	Vice Chairman	Jim Swatsenbarg	601 Howard	417-358-1690
	Secretary	Joshua Anderson	1205 S Main	417-793-2196
	Member	Philip Brown	2533 Theo	417-793-8065
	Member	Vacant	Vacant	Vacant
	Member	Robin Harrison	721 E 10th	417-483-8835
	Member	Matt Smith	1022 E Chestnut	417-437-2281

Non-Voting Members:	Mayor	Dan Rife	City Hall	417-237-7003
	City Administrator		City Hall	417-237-7003
	Asst. City Administrator	Traci Cox	City Hall	417-237-7003
	Councilmember	Terri Heckmaster	1155 Grand	417-310-6178

Staff:	Public Works Director	Zeb Carney	Public Works Department	417-237-7010
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STEADLEY FAMILY LEGACY CENTER



CARTHAGE PUBLIC LIBRARY

612 S. Garrison Avenue

Carthage, Missouri 64836

Ph 417.237.7040

Fx 417.237.7041

carthage.lib.mo.us

CARTHAGE PUBLIC LIBRARY BOARD OF TRUSTEES

Tuesday, October 8th, 2024 5:15 p.m.

Carthage Public Library Board Room
612 S. Garrison Ave.

AGENDA

Roll Call of Members

Minutes from the Last Meeting

Financial Reports

Director's Progress and Service Report

President's Message

Council Liaison's Report

Committee Reports

Building Committee

Budget Committee

Community Relations

By-Laws

Library Gardens

ADA Compliance

Communications

Compensation/Wages

New Business

Payment of Bills

Adjournment

COUNCIL BILL NO. 24-50

ORDINANCE NO. _____

An Ordinance authorizing the Mayor to enter into a contract with DPI Printing & Signs for the installation of a new electronic messaging board at Memorial Hall in the amount of \$32,256.00, in the City of Carthage, Missouri.

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

SECTION I: The Mayor of the City of Carthage is hereby authorized to enter into a contract with DPI Printing & Signs for the installation of a new electronic messaging board at Memorial Hall in the amount of \$32,256.00, in the City of Carthage, a copy of which agreement is attached hereto and incorporated herein as if set out in full.

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

PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

Dan Rife, Mayor

ATTEST:

Miranda Deal, City Clerk

Sponsored by: Public Services Committee

COUNCIL BILL NO. 24-51

ORDINANCE NO. _____

An Ordinance accepting the final plat of the Urban Living Subdivision generally located South of Wendy Lane and West River Street, in the City of Carthage, Missouri, as requested by Building Carthage LLC.

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

SECTION I. The final plat of the Urban Living Subdivision, an Addition to the City of Carthage, Jasper County, Missouri, which is attached hereto and incorporated herein, as recommended by the Planning and Zoning Commission of the City of Carthage, is hereby accepted by the Council of the City of Carthage.

SECTION II. 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: Planning and Zoning Commission

PRE-DEVELOPMENT APPLICATION

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



Preliminary Plat

Filing Fee: \$200.00

Annexation

Filing Fee: \$100.00

Date: 09/18/2024

Applicant / Company Name: Building Carthage LLC

Tele: (417) 237-1567

Address: 2300 Grand Avenue

City: Carthage

State: MO Zip: 64836

Contact: Jeff Hallmark

Tele: (417) 793-4059

Address: 1708 Connor Drive

City: Carthage

State: MO Zip: 64836

Project Name: _____

Land Use and Zoning abutting or adjacent to site:

Zoning:

North: RESIDENTIAL - SECOND DWELLING

B

South: RESIDENTIAL - FIRST DWELLING

A

East: RESIDENTIAL - FIRST DWELLING

A

West: RESIDENTIAL - SECOND DWELLING

B

Project Address / Location: River Street

Property Owner: Building Carthage LLC

Site acreage: 7+ acres

Subdivision / Tract Description: _____

(Lot / Block / Tract Info)

If residential, estimated Number of Dwelling Units: Single family: 31

Multi-family: _____

Please provide an Overview of your Project:


Applicant Signature

Owner Signature

Upon completion, return to the Public Works Department.

Office Use Only:

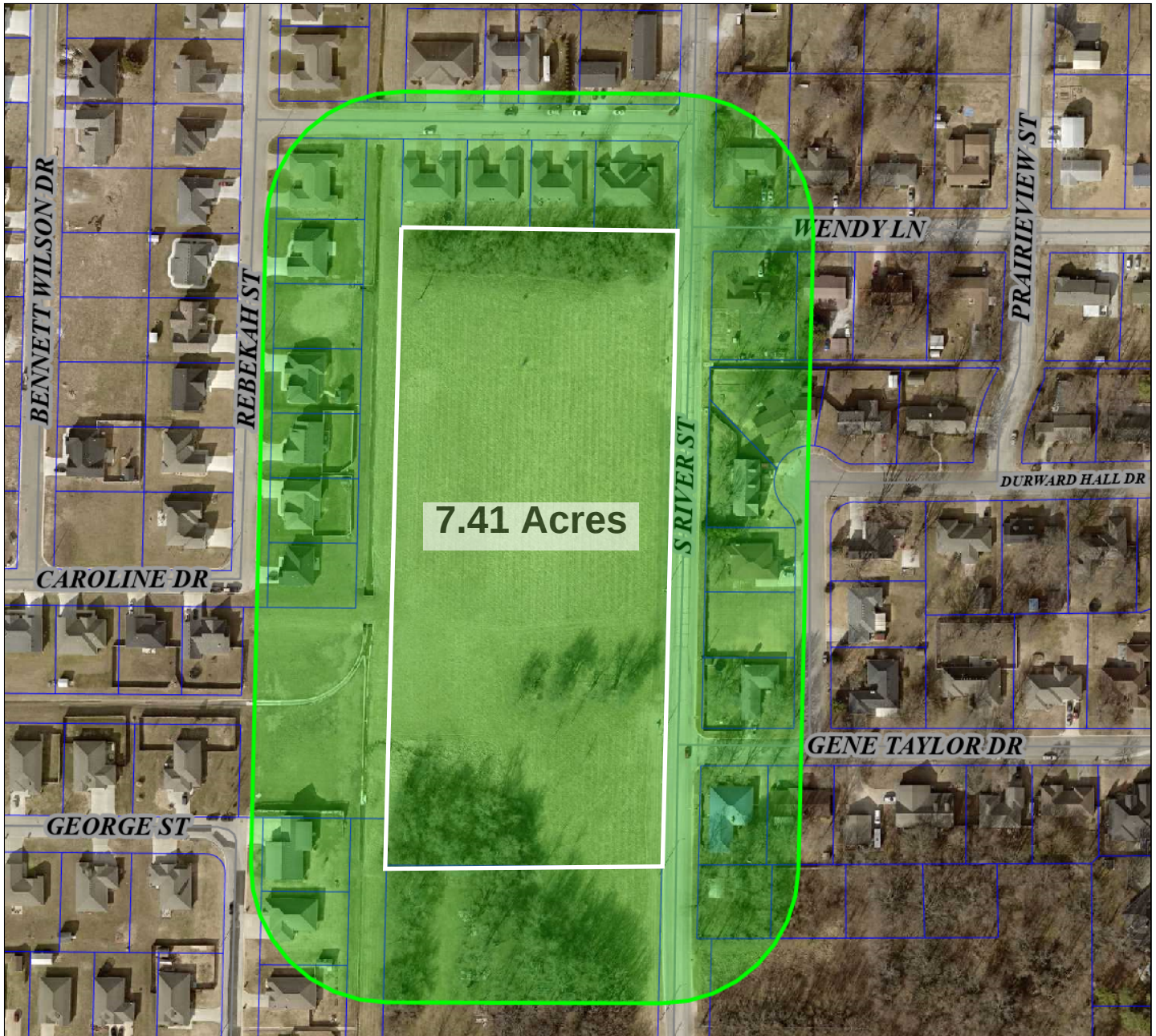
Date Received: 9/18/2024

Staff Meeting Date: _____

P & Z Meeting Date: 10/3/24

Public Works Department 623 E 7th Carthage MO 64836 Tele: (417) 237-7010 Fax: (417) 237-7011 Email: pwd@carthagemo.gov

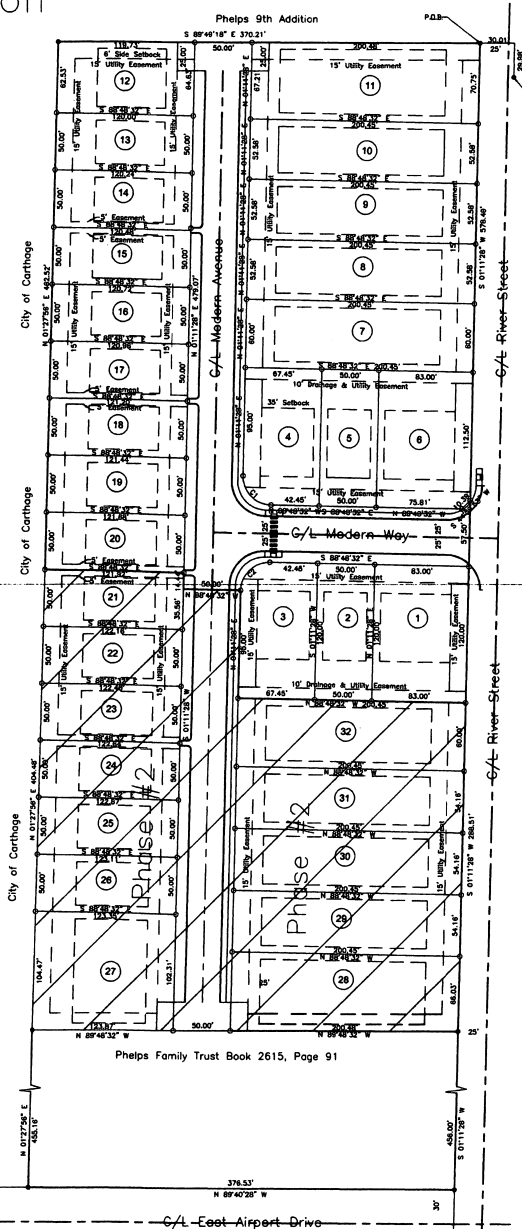
185' Property Ownership Map



Preliminary Plat of Urban Living Subdivision Phase #1

PROPERTY DESCRIPTION

Commencing at the Northeast Corner of the Southwest Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section 13, Township 25, Range 31, Jasper County, Missouri, Thence North 89 Degrees, 11 Minutes, 28 Seconds East along the East line of the Northeast Quarter (NE1/4) of said Section 25.98 feet, Thence North 89 Degrees, 49 Minutes, 18 Seconds West 221 feet to the Westery Right-of-Way of River Street said point being the Southeast Corner of Lot Number One (1) in Phelps 9th Addition and the Point of Beginning, Thence South 89 Degrees, 11 Minutes, 28 Seconds West 275.79 feet, Thence North 89 Degrees, 49 Minutes, 30 Seconds West 202.45 feet, Thence North 89 Degrees, 11 Minutes, 28 Seconds East 152.62 feet, Thence North 89 Degrees, 49 Minutes, 30 Seconds West 322 feet, Thence North 89 Degrees, 11 Minutes, 28 Seconds East 144.44 feet, Thence North 89 Degrees, 49 Minutes, 30 Seconds West 121.56 feet, Thence North 89 Degrees, 11 Minutes, 28 Seconds East 144.44 feet, Thence North 89 Degrees, 49 Minutes, 30 Seconds West 121.56 feet, Thence North 89 Degrees, 11 Minutes, 28 Seconds East 144.44 feet, Thence North 89 Degrees, 49 Minutes, 30 Seconds West 121.56 feet to the Point of Beginning, being subject to all easements, right-of-ways, and reservations of record, Containing 4.49 acres more or less.



892.41' S 89°40'13" E
1" Iron Pin
Found at the Southwest
Corner of Lot 26 in
Phelps 11th Addition

SETBACKS
Front Setback 20'
Rear Setback 20'
Side Setback 5'
Side Setback Corner Lot 15'

Lot Area
Lot 1 992.61 sq. ft.
Lot 2 992.61 sq. ft.
Lot 3 992.61 sq. ft.
Lot 4 992.61 sq. ft.
Lot 5 992.61 sq. ft.
Lot 6 992.61 sq. ft.
Lot 7 992.61 sq. ft.
Lot 8 992.61 sq. ft.
Lot 9 992.61 sq. ft.
Lot 10 992.61 sq. ft.
Lot 11 992.61 sq. ft.
Lot 12 992.61 sq. ft.
Lot 13 992.61 sq. ft.
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Lot 24 992.61 sq. ft.
Lot 25 992.61 sq. ft.
Lot 26 992.61 sq. ft.
Lot 27 992.61 sq. ft.
Lot 28 992.61 sq. ft.
Lot 29 992.61 sq. ft.
Lot 30 992.61 sq. ft.
Lot 31 992.61 sq. ft.
Lot 32 992.61 sq. ft.

FEMA FLOOD INFORMATION
This property falls within FEMA Flood Zone X area determined to be outside the 0.2% annual flood plain as per
FEMA Flood Map 19070702X
Map Number 19070702X, Flood Number 0703, Buffalo E
Dated November 2nd, 2012

BASIS OF BEARINGS: The West line of River Street taken as
S 89°11'28" W as per Missouri West NAD83 per Hdot GPS Network
CLASS OF PROPERTY: (c) Urban
SOURCE DEED: Building Carthage Book 2717, Page 33
Zoning: R-1
Total Acreage: 4.49 acres more or less

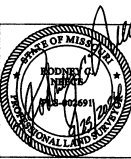
NOTES
Surveyor Stewart and Nece Land Surveying, Gladwin C. Nece) 1201
East 15th Street, Joplin, Mo.
Surveyor Stewart has made no investigation or independent search
for easements of record, encumbrances, restrictive covenants,
ownership title evidence, or any other facts which in accurate and
current title search may disclose.

0 50 100 150
SCALE: One inch equals 50 Feet.

SECTION	TOWNSHIP	RANGE	SECTION	TOWNSHIP	RANGE
13	25	31	13	25	31

Symbol Legend	
●	1" Iron Pin Found
○	1" Iron Pin Set

SURVEYOR'S CERTIFICATE
I, Gladwin C. Nece, a Registered Land Surveyor of Jasper County, Missouri, do hereby certify that the field notes and attached plat are true and accurate copies of the work performed and measurements taken during the survey of the Northeast Quarter (NE1/4) of Section 13, Township 25, Range 31, Jasper County, Missouri, as shown on the attached plat, and that the same are in accordance with the Missouri Standards for Property Boundary Surveys of the Department of Agriculture, Division of Weights & Measures and Consumer Protection, and is not a warranty of title or other expressed or implied. This declaration is made to the original owner and/or purchaser of the survey at the date indicated in the title block. It is not transferable to additional institutions or subsequent owners and may not be used in connection with a survey "Survey Affidavit" or similar document, statement, or resolution to obtain title insurance for any subsequent or future grantee. Furthermore, this survey is not void until the original signature and seal is used.



CERTIFICATE OF RECORDING
This document, Number _____, filed for record on _____
at _____ o'clock _____ M. on _____
in Book _____ at Page _____ of the _____
see Book Record Book _____ Page _____ of the _____
Recorder of Deeds _____



STEWART AND NECE LAND SURVEYING, INC.
2801 East 12th Street, Joplin, Missouri 64506
Phone 417-624-0331 Fax 417-624-0363
Preparation Plat for
Building Carthage
DRAWN DATE 12-25-12
APPROVED 12/26/12
FILED 12-28-12
SCALE 1"=50' CERT. OF AUTHORITY LSC-001902633

**IN THE CITY OF CARTHAGE
STATE OF MISSOURI**

IN THE MATTER OF THE REMOVAL
FROM OFFICE OF MAYOR:

CITY OF CARTHAGE,

Relator,

v.

DAN RIFE,

Respondent.

Case No. IMP-2024-01

**ORDER ON RESPONDENT'S MOTION TO ALLOW SUBPOENAS FOR TRIAL, MOTION TO
ALLOW DISCOVERY DEPOSITIONS AND MOTION TO DISQUALIFY**

With agreement of the parties, on October 2nd, 2024 the Hearing Officer took up the above-referenced motions filed by the Respondent. After reviewing the briefs and considering oral arguments, the following Order is entered.

A. Respondent's Motion to Allow Subpoenas for Trial

The undersigned hereby grants the Respondent's Motion to Allow Trial subpoenas for witnesses to appear for the Hearing on this matter. Subpoenas requested by Respondent are ordered to issue. It is impossible to determine relevance without hearing the substance of the testimony, therefore, that issue may be taken up at the Hearing on Impeachment.

B. Respondent's Motion to Allow Discovery Depositions

The undersigned hereby denies Respondent's Motion to Allow Discovery Depositions. This impeachment proceeding is not before any agency created by the constitution or state statute, therefore discovery depositions are not allowed per Sec. 536.073.1 RSMo.. Also see State ex rel. Young v. City of St. Charles, 977 S.W. 3d 503 (Mo. Banc 1998).

C. Respondent's Motion to Disqualify

Respondent's Motion to Disqualify is hereby stayed until October 15th, 2024 at 4:00 p.m. at which time the parties may conduct voir dire of the panelists identified in Respondent's motion. The motion will thereafter be heard and a decision rendered.

So Ordered,

Handwritten signature of Alan Snow in black ink, written over a horizontal line.

Alan Snow, Mayor Pro Tem

10-3-24
Dated

Cc: Miranda Deal
City Clerk

**BEFORE THE COUNCIL OF
THE CITY OF CARTHAGE, MISSOURI
ACTING AS A BOARD OF IMPEACHMENT**

In The Matter of the Impeachment	)
of the Mayor:	)
	)
City of Carthage,	)
	)
Relator,	)
	)
v.	)
	)
Dan Rife,	)
	)
Respondent.	)

Second Revised Articles of Impeachment

WHEREAS, Dan Rife is the duly-elected Mayor of the City of Carthage, Missouri;
and

WHEREAS, the Carthage City Council, sitting as a board of impeachment pursuant to the authority granted by Sections 2-121 and 2-122 of the Carthage City Code, desires to file charges against Mayor Rife for the consideration of his potential removal from office and further desires to establish a procedure for same; and

NOW, THEREFORE, the Carthage City Council hereby charges Mayor Rife, and establishes the procedure for the consideration of the charges and his potential removal from office, as provided herein.

Statement of Charges

Mayor Dan Rife is hereby charged with the willful violation of the laws of the City of Carthage and the State of Missouri, and the breach of his official duties and obligations, by committing one or more of the following acts of misfeasance, malfeasance, or non-feasance;

1. On April 1, 2022 the Carthage City Council approved the hiring of Greg Dagnan as the Carthage City Administrator. On or about April 7, 2022 Mayor Rife, without the authority of the Carthage City Council, "confirmed" in writing that Mr. Dagnan was given a ten year employment term, a "for cause" removal standard, and a severance payment of three months' salary.

As a result of this written confirmation: (1) on June 3, 2024 Mayor Rife, without approval of the Carthage City Council, ordered Mr. Dagnan to be paid severance of three

months' salary on his separation from city employment, in the sum of \$27,427.20, when the city code only permitted payment of one-half month's severance, in the amount of \$4,571.20, and (2) on May 17, 2024, Mr. Dagnan filed suit against the city's elected officials alleging tortious interference with his "contract", thus exposing the city to the costs and risks of litigation and liability.

By so acting Mayor Rife violated:

- A. Section 5.3 of the Carthage City Charter, which provides that the employment of the city administrator "shall be for an indefinite term";
- B. Section 5.4(b) of the Charter, which provides that the city administrator shall serve "at the pleasure of the appointing authority", i.e., the Carthage City Council;
- C. Section 2-160 of the Carthage City Code, which provides for the termination of the city administrator without cause and with a severance payment of only one-half month's salary;
- D. Section 432.070 of the Revised Statutes of Missouri, which requires all contracts of the city, and the terms of such contracts, to be approved by the Carthage City Council and executed by the parties as so authorized;
- E. Section 4.1 of the Carthage City Charter, which provides that the mayor "shall take care that the ordinances of the City and the state laws relating to such City are complied with";
- F. Section 4.12 of the charter, which provides that the mayor shall be active and vigilant in enforcing all laws and ordinances for the government of the City";
- G. Article VI, Section 23 of the Missouri Constitution, which prohibits the payment of public funds to private individuals for private purposes; and
- H. His Oath of Office, by which he swore to "support the Constitution . . . of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage", to "faithfully demean" himself in office, and to "truly perform the duties of the office of Mayor"

2. On April 9, 2024 Mayor Rife refused to permit the Carthage City Council's consideration of a motion to terminate City Administrator Greg Dagnan's employment. On April 11, 2024 Mayor Rife refused for a second time to permit the Carthage City Council's consideration of a motion to terminate City Administrator Greg Dagnan's employment. After the council's successful appeal of the mayor's refusal, the motion to terminate was renewed and was passed by a 7-2 vote. Mayor Rife responded that the motion "was not

binding”, and City Administrator Dagnan was allowed by the mayor to remain in the city’s employ until May 31, 2024.

Had Mayor Rife upheld Mr. Dagnan’s termination, he would have been entitled to salary and accrued benefits under the city code from the termination date of April 11, 2024 to May 11, 2024. Instead Mr. Dagnan was paid his full salary and benefits through May 31, 2024.

By so acting Mayor Rife violated:

- A. Section 5.4(b) of the Carthage City Charter, which provides that the city administrator shall serve “at the pleasure of the appointing authority”, i.e., the Carthage City Council;
- B. Section 5.4(c) of the charter, which provides that 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”;
- C. Section 2-160(a) of the Carthage City Code, which permits the city administrator to “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”;
- D. Section 2-160 of the code, which allows the termination of the city administrator without cause;
- E. Section 2-161 of the code, which provides for payment of 30 days’ salary and accrued benefits following the termination of the city manager’s employment;
- F. Section 4.1 of the Carthage City Charter, which provides that the mayor “shall have the superintending control of all the officers. . . . of the City, and shall take care that the ordinances of the City . . . are complied with”; and
- G. Section 4.12 of the charter, which provides that the mayor shall be active and vigilant in enforcing all laws and ordinances for the government of the City . . .”;
- H. Article VI, Section 23 of the Missouri Constitution, which prohibits the payment of public funds to private individuals for private purposes; and
- I. His Oath of Office, by which he swore to “support the Constitution . . . of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage”, to “faithfully demean” himself in office, and to “truly perform the duties of the office of Mayor”

3. On behalf of the City of Carthage, Mayor Rife entered into agreements with Lauber Municipal Law (May 15, 2024) and Jeff Asbell Excavating and Trucking (May 16, 2024) without obtaining the Carthage City Council's approval or authorization.

On August 13, 2024 Mayor Rife, without the approval of the Carthage City Council, ordered that payment be made to Lauber for legal services rendered pursuant to the unauthorized agreement in the amount of \$1,727.30, and on or about June 27, 2024 the city paid Asbell the amount of \$206,966.35 pursuant to the unauthorized agreement.

In doing so Mayor Rife violated:

- A. Section 432.070 of the Revised Statutes of Missouri, which require all contracts of the city, and the terms of such contracts, to be approved by the Carthage City Council and executed by the parties so authorized;
- B. Section 4.1 of the Carthage City Charter, which provides that the mayor "shall take care that the ordinances of the City and the state laws relating to such City are complied with";
- C. Section 4.12 of the charter, which provides that the mayor shall be active and vigilant in enforcing all laws and ordinances for the government of the City. . . .";
- D. The city's emergency purchasing policy, which required approval of the Asbell expenditure by the Carthage City Council; and
- E. Article VI, Section 23 of the Missouri Constitution, which prohibits the payment of public funds to private individuals for private purposes; and
- F. His Oath of Office, by which he swore to "support the Constitution . . . of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage", to "faithfully demean" himself in office, and to "truly perform the duties of the office of Mayor"

4. On May 17, 2024, at a special council meeting to consider Resolution No. 2042 concerning his impeachment, Mayor Rife vacated the chair because of his conflict of interest on the question. After the resolution was amended and adopted by the Carthage City Council, Mayor Rife acted to veto the resolution, despite his conflict of interest, and by doing so violated:

- A. Subsections 1 and 4 of Section 105.452.1 of the Revised Statutes of Missouri, which prohibit an official taking action on a matter that results in his personal monetary benefit;
- B. Section 4.1 of the Carthage City Charter, which implicitly prohibits the mayor from acting on a matter in which he is an interested party;

- C. Section 2-251 of the Carthage City Code, which requires all city officials to avoid both actual and potential conflicts between their private self-interest and the public's interest;
- D. Section 4.1 of the Carthage City Charter, which provides that the mayor "shall take care that the ordinances of the City . . . are complied with";
- E. Section 4.12 of the charter, which provides that the mayor "shall be active and vigilant in enforcing all laws and ordinances for the government of the City . . . "; and
- F. His Oath of Office, by which he swore to "support the Constitution . . . of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage", to "faithfully demean" himself in office, and to "truly perform the duties of the office of Mayor"

5. On May 21, 2024, at a special council meeting to consider Ordinance No. 24-27 concerning his impeachment, Mayor Rife vacated the chair because of his conflict of interest on the question. The ordinance was approved by the Carthage City Council. At a regular council meeting on May 28, 2024, Mayor Rife vetoed the ordinance, despite his conflict of interest, and by doing so violated:

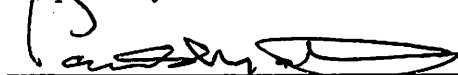
- A. Subsections 1 and 4 of Section 105.452.1 of the Revised Statutes of Missouri, which prohibit an official taking action on a matter that results in his personal monetary benefit;
- B. Section 4.1 of the Carthage City Charter, which implicitly prohibits the mayor from acting on a matter in which he is an interested party;
- C. Section 2-251 of the Carthage City Code, which requires all city officials to avoid both actual and potential conflicts between their private self-interest and the public's interest;
- D. Section 4.1 of the Carthage City Charter, which provides that the mayor "shall take care that the ordinances of the City . . . are complied with";
- E. Section 4.12 of the charter, which provides that the mayor "shall be active and vigilant in enforcing all laws and ordinances for the government of the City . . . "; and
- F. His Oath of Office, by which he swore to "support the Constitution . . . of the State of Missouri, the provisions of the City Charter and Ordinances of the City of Carthage", to "faithfully demean" himself in office, and to "truly perform the duties of the office of Mayor"

Impeachment Procedures

The Carthage City Council shall hold a public hearing on October __, 2024 at __ p.m. to consider the noted charges. The hearing shall be held at the Carthage Water and Electric Community Room. The hearing shall be conducted as follows:

- A. The City's special counsel shall have the burden of proving the alleged charges, and Mayor Rife may be represented by counsel at the hearing.
- B. The parties shall be entitled to present evidence and cross-examine witnesses in accord with Section 536.070 of the Revised Statutes of Missouri.
- C. The hearing may be continued from day to day, or adjourned and recommenced at a subsequent date, as determined by the Carthage City Council.
- D. Hearing testimony shall be recorded and preserved by a court reporter who shall also maintain exhibits as part of the record of the hearing.
- E. After the conclusion of the hearing the Council shall consider the evidence presented at the hearing and shall determine whether Mayor Rife is guilty of one or more of the charges presented, and if so, whether he should be removed from office.
- F. The Council shall approve a written summary of its determinations, including findings of fact and conclusions of law in support of its decisions, and on approval shall immediately deliver notice thereof to all interested parties.
- G. Any aggrieved party may appeal the Council's judgment to the Jasper County Circuit Court within 30 days of the delivery of notice to said party.

Respectfully Submitted:



Paul Martin, MBE#34428
Carthage Special Counsel

10 | 4 | 24
Date

Mayor's Appointments

October 2024

Zoning Board of Adjustments

5 Year Term – 5 Members – Meets on Call, City Hall

<u>NAME</u>	<u>PHONE</u>	<u>ADDRESS</u>	<u>APPOINTED</u>	<u>EXPIRES</u>
Jerry Poston	358-5052	1601 S. Garrison	8/8/2017	Aug 2029

Carthage Tree Board

3 Year Term – 5 Members – Meets on Call

<u>NAME</u>	<u>PHONE</u>	<u>ADDRESS</u>	<u>APPOINTED</u>	<u>EXPIRES</u>
Noah Smith	388-3763	1512 E. Chestnut	8/28/2018	Aug 2027

Council Committee

April 9, 2024

Committee on Insurance/Audits and Claims

Budget Ways & Means

Alan Snow*
Terri Heckmaster**
Lori Leece
Chris Taylor

Tiffany Cossey**
Jana Schramm
Derek Peterson
Terri Heckmaster-Temporary

Public Service

Lori Leece*
Tiffany Cossey**
Jana Schramm

Public Safety

Terri Heckmaster*
Alan Snow**
Tom Barlow
Chris Taylor-Temporary

*Chairman
**Vice-Chairman

Public Works

Chris Taylor*
Tom Barlow**
Derek Peterson
Lori Leece

Elected Officials and Administrative Staff

City Administrator-
326 Grant Street
237-7003

Mayor Dan Rife
1452 Quail Place
850-7455

City Attorney-
326 Grant Street
417-237-7003

Assistant City Administrator-Traci Cox
326 Grant Street
237-7003

City Clerk-Miranda Deal
326 Grant Street
237-7000

Municipal Judge-Jeremy Workman
3210 S Grand
237-7001

Council Members

WARD 1

Chris Taylor*
737 E Chestnut
417-423-0150
c.taylor@carthagemo.gov

Derek Peterson**
1141 Sheila Ann Drive
417-674-0144
d.peterson@carthagemo.gov

WARD 2

vacant

Lori Leece**
230 N Maple St
417-388-2550
l.leece@carthagemo.gov

WARD 3

Terri Heckmaster*
1155 Grand Ave
417-310-6178
t.heckmaster@carthagemo.gov

vacant

*Term ends 2025
**Term ends 2026

WARD 4

Alan Snow*
1110 Euclid Blvd
417-793-7234
a.snow@carthagemo.gov

Tom Barlow**
1115 Belle Air Place
417-986-1911
t.barlow@carthagemo.gov

WARD 5

Tiffany Cossey*
1306 S Main
417-793-1412
t.cossey@carthagemo.gov

Jana Schramm**
1521 Grand Ave
417-825-5262
j.schramm@carthagemo.gov

RESOLUTION NO. 2056

A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET ADJUSTMENT TO THE GENERAL REVENUE FUND FOR FISCAL YEAR 2024-2025.

WHEREAS, the City adopted a budget and appropriated funds for fiscal year 2024-2025; 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 Budget Ways & Means Committee met and discussed additional appropriations at their October 8, 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 additional legal services 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

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
07/31/2024	Services	EMs/clients, T. Engelmeyer, and C. Thornton re impeachment hearing rescheduling; prepare and file notice of defendants' withdrawal of motion for sanctions	0:30	250.00	125.00

BALANCE DUE

\$3,812.50

Paul Martin Law LLC
 1406 N. Broadway
 Saint Louis, MO 63102
 paul@paulmartinlaw.org

Invoice

BILL TO
City of Carthage

INVOICE #	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
1135	08/31/2024	\$5,161.93	09/30/2024	Net 30	

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
08/06/2024	Services	Research, prepare, and file supplemental memorandum in support of city's motion for judgment on the pleadings	4:12	250.00	1,050.00
08/08/2024	Services	Prepare for oral argument on city's motion for judgment on the pleadings	5:30	250.00	1,375.00
08/09/2024	Services	Court appearance to argue motion for judgment on the pleadings; conferences with C. Thornton and Judge Selby; conferences with clients	1:00	250.00	250.00
08/09/2024	Services	Travel to/from Jasper Co. Courthouse to argue city's motion for judgment on the pleadings	8:30	125.00	1,062.50
08/09/2024	Services	Mileage (529 lies x. \$0.67)	1	354.43	354.43
08/15/2024	Services	EMs/T. Cox re unauthorized payments by mayor; prepare note to file re same	0:18	250.00	75.00
08/20/2024	Services	Request additional exhibits from T. Cox; analyze implications of possible deposition requests by Rife/Thornton, prepare file note and EM/T. Cossey re same	0:48	250.00	200.00
08/23/2024	Services	Review T. Cossey email re Rife delay tactics; research/consider possible preemptive court efforts; EM/J. Selby's court reporter to obtain copy of 8/9 hearing transcript; TC/B. Lassey re	1:30	250.00	375.00

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
08/28/2024	Services	status of Dagnan case and import of Dagnan severance pay-outs; EMs/T. Cossey re all Review C. Thornton EM and 8/9 hearing transcript; TC/T. Cossey re status; prepare detailed EM response to C. Thornton; EMs & LTR/S. Wiley (court reporter)	1:06	200.00	220.00
08/29/2024	Services	Review Rife motion to enforce settlements and related EMS	0:36	200.00	120.00
08/30/2024	Services	EMs court clerk and T. Cossey re motion to enforce settlement	0:24	200.00	80.00

BALANCE DUE

\$5,161.93

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
09/12/2024	Services	subpoena witnesses re waiver of service; TC/process server re same; prepare for impeachment trial Correct errors in city's memo opposing Rife motion to enforce settlement; prepare motion to substitute same; assemble supporting exhibits; file all	1:18	250.00	325.00
09/18/2024	Services	Prepare for impeachment trial	5.20	250.00	1,300.00
09/19/2024	Services	Prepare for impeachment trial	4.30	250.00	1,075.00
09/20/2024	Services	Prepare for impeachment trial	4.70	250.00	1,175.00
09/23/2024	Services	Prepare for impeachment trial	5:48	250.00	1,450.00
09/24/2024	Services	Travel to/from Joplin/Carthage for impeachment hearing	8:30	125.00	1,062.50
09/24/2024	Services	CONF/B. Lasley (witness prep); EMs and TC/J. Selby and C. Thornton re TRO and contents thereof	2:30	250.00	625.00
09/24/2024	Services	Mileage (529 miles x. \$0.67)	1	354.43	354.43
09/24/2024	Services	Hotel charge (Candlewood Suites)	1	157.24	157.24
09/25/2024	Services	Zoom conference/T. Engelmeyer, A. Snow, and C. Thornton re various impeachment issues	0:36	250.00	150.00
09/26/2024	Services	Research/analyze vote needed for removal; emails T. Engelmeyer, C. Thornton, and A. Snow re same; TC/T. Cossey re same	1:18	250.00	325.00
09/27/2024	Services	Analyze and outline options and prepare email re same.	1:06	250.00	275.00
09/30/2024	Services	Prepare response to Rife motion for city issuance of trial and deposition subpoenas; EMs/T. Engelmeyer, A. Snow, and C. Thornton re same	1.30	200.00	260.00

BALANCE DUE

\$14,209.17