CITY OF JOPLIN
CITY COUNCIL MEETING
MINUTES January 4, 2016

CALL TO ORDER
The regular meeting for the Joplin City Council was called to order at 6:00 p.m.by Mayor Michael Seibert.

INVOCATION - read by City Clerk Barbara Hogelin

PLEDGE OF ALLEGIANCE to the United States of America –led by Council Member McCreary.

ROLL CALL – Answering Roll Call were: Melodee Colbert-Kean; Miranda Lewis; Dan McCreary, Benjamin Rosenberg; William Scearce; Gary Shaw; Ryan Stanley and Mayor Michael Seibert. Also in attendance were City Manager Sam Anselm and Assistant City Attorney Jordan Paul.

PRESENTATIONS
Report by Rob O'Brian President of the Joplin Area Chamber of Commerce on Economic Development

Nick Heatherly to give a post-flood update and a run down on how all of the other storm water efforts have helped mitigate many of the flooding issues that could have happened, i.e., 15th and Murphy.

FINALIZATION OF CONSENT AGENDA - There being no further business to come before the Council, the Consent Agenda was finalized.

REPORTS AND COMMUNICATIONS

CITIZEN REQUESTS AND PETITIONS

PUBLIC HEARINGS
Public Hearing Procedures – read by City Clerk Barbara Hogelin

PUBLIC HEARING FOR RESOLUTION NO.2016-001 -A RESOLUTION granting a Special Use Permit (First Request) to Mireya Gonzalez for the operation of a day care center located at 1918 South Sergeant Avenue, in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Mireya Gonzalez, 4542 E. 46th, appeared in favor of this item.

No one appeared in opposition to this item.

The public hearing was closed.

Ms. Colbert-Kean introduced Resolution No. 2016-001- A RESOLUTION granting a Special Use Permit (First Request) to Mireya Gonzalez for the operation of a day care center located at 1918 South Sergeant Avenue, in the City of Joplin, Jasper County, Missouri. Motion by Ms. Colbert-Kean, Second by Mr. Glaze, that Resolution No. 2016-001 be approved. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw 9. Nays: 0. The Bill was read as **Resolution No. 2016-001.**

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-250 - AN ORDINANCE amending Ordinance No. 2004-256, passed by the Council of the City of Joplin, Missouri, November 15, 2004, by removing from District R-1 and including in District R-3-PD property as described below and located at the northeast corner of Broadway Street and Buchanan Road in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Jon Bolte, 216 S. Main, appeared in favor of this item.

Russell Preston, 231 Buchanan, appeared not so much in opposition but was concerned about who was going to protect him about the water in the yard.

Erlene Dokes, 2501 Central, stated years back it was not stable ground.

Mayor said that City staff will be looking into this situation.

The public hearing was closed.

Mr. Stanley introduced Council Bill No. 2016-250. Motion by Mr. Stanley, Second by Mr. Shaw, that Council Bill No. 2015-250 be Placed on First Reading and Advanced to Second Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Seibert, Shaw, Stanley 8. Nays: 1, Scearce. The Bill was read as **Council Bill No. 2016-250.**

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-251-AN ORDINANCE amending Ordinance No. 2004-256, passed by the Council of the City of Joplin, Missouri, November 15, 2004, by removing from District R-1 and including in District M-2 property as described below and located at 8220 East 26th Street in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Cole Mashburn, Coca-Cola, appeared in favor of this request.

No one appeared in opposition to this item.

The public hearing was closed.

Mr. Glaze introduced Council Bill No. 2016-251. Motion by Mr. Glaze, Second by Ms. Colbert-Kean, that Council Bill No. 2016-251 be placed on First Reading and Advanced to Second Reading.

Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw, Stanley 9. Nays: 0. The Bill was read as **Council Bill No. 2016-251.**

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-252 - AN ORDINANCE amending Ordinance No. 2004-256, passed by the Council of the City of Joplin, Missouri, November 15, 2004, by removing from District C-3 and including in District R-1 property as described below and located at 2930 West 13th Street in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Mark Cochran, Lake Ozark, MO, appeared in favor of this item.

No one appeared in opposition of this item.

The public hearing was closed.

Mr. Scearce introduced Council Bill No. 2016-252. Motion by Mr. Scearce, Second by Mr. Shaw, that Council Bill No. 2016-252 be Placed on First Reading and Advanced to Second Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw, Stanley, 9. Nays: 0. The Bill was read as **Council Bill No. 2016-252.**

CONSENT AGENDA – Motion by Mr. Shaw, Second by Mr. Glaze to approve the Consent Agenda. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw, 9. Nays: 0.

Minutes of the December 21, 2015 Council Meeting

RESOLUTIONS

ORDINANCES - EMERGENCIES

Mr. Stanley introduced COUNCIL BILL NO. 2015-628 - AN ORDINANCE authorizing the City of Joplin to enter into a Lease Agreement with the Joplin Blasters, LLC for the purpose of leasing Joe Becker Stadium to the Joplin Blasters, LLC; and authorizing the City Manager to execute said Agreement by and on behalf of the City of Joplin, Missouri; and containing an emergency clause. Motion by Mr. Stanley, Second by Mr. Glaze that Council Bill No. 2015-628 be approved with amendments on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw, 6. Nays: 2, Rosenberg, Scearce. Abstention: 1, Lewis. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-001** And for Clarification Mr. Stanley asked if the five days started today. Jordan stated it started today and would be to the close of business on Monday January 11, 2016. Mayor noted as well.

Mr. Shaw introduced COUNCIL BILL NO. 2016-001-AN ORDINANCE amending Chapter 82, Offenses and Miscellaneous Provisions, Article III, Offenses Against Public Peace. In general, enacting a new Section 82-199 of the Joplin City Code, Inhalation or inducing others to inhale solvent fumes to cause certain reactions, prohibited—exceptions; and containing an emergency clause. Motion by Mr. Shaw, Second by Mrs. Lewis that Council Bill No. 2016-001 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw, 9. Nays: 0. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-002**

Mr. Scearce introduced COUNCIL BILL NO. 2016-100 - AN ORDINANCE approving an agreement for Olsson Associates (JET) for Two Hundred and Thirty Two Thousand and Nine Hundred no/100 Dollars ($232,900.00) for Engineering Services Associated with the Trail Improvements from 26th St. & Mc Clelland Boulevard to Main Street Project and containing an emergency clause. Motion by Mr. Scearce, Second by Mr. Glaze that Council Bill No. 2016-100 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Scearce, Seibert, Stanley and Shaw, 8. Nays: 0. Abstention: 1, Rosenberg. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-003**

Mr. Stanley introduced COUNCIL BILL NO. 2016–350-AN ORDINANCE approving the contract by and between the City of Joplin and Nelson Demolition for the demolition of the structure(s) and clearing of lot area located at 107 N. McKee in the City of Joplin, Missouri, for the amount of Two Thousand Nine Hundred Fifty and 00/100 Dollar (2,950.00); providing how the cost thereof shall be paid; how the assessment thereof shall be made; and containing an emergency clause. Motion by Mr. Stanley, Second by Ms. Colbert-Kean that Council Bill No. 2016-350 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw, 9. Nays: 0. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-004**

Mr. Stanley introduced COUNCIL BILL NO. 2016–351 - AN ORDINANCE approving the contract by and between the City of Joplin and Jordan Disposal for the demolition of the structure(s) and clearing of lot area located at 102 S. Florida. in the City of Joplin, Missouri, for the amount of Two Thousand Nine Hundred Seventy One and 00/100 Dollar (2,971.00); providing how the cost thereof shall be paid; how the assessment thereof shall be made; and containing an emergency clause. Motion by Mr. Stanley, Second by Mrs. Colbert-Kean that Council Bill No. 2016-351 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw and Stanley 9. Nays: 0. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-005**

Mr. Glaze introduced COUNCIL BILL NO. 2016-352 -AN ORDINANCE approving by and between the City of Joplin and Approval of an amendment to RE Smith's contract to include additional drainage trenching and associated costs. The amendment is a not to exceed amount of Fourteen Thousand Nine Hundred and Seventy Dollars ($14,970.00), and authorizing the City Manager to execute said Agreement; and containing an emergency clause. Motion by Mr. Glaze, Second by Mr. Scearce that Council Bill No. 2016-352 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw and Stanley 9. Nays: 0. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-006**

Mr. Glaze introduced COUNCIL BILL NO 2016-353-AN ORDINANCE approving by and between the City of Joplin and Approval of an amendment to RE Smith's contract to include additional rock removal and associated costs. The amendment is a not to exceed amount of Fourteen Thousand Eight Hundred and Fifty Dollars ($14,850.00) and authorizing the City Manager to execute said Agreement; and containing an emergency clause. Motion by Mr. Glaze, Second by Mr. Shaw that Council Bill No. 2016-353 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw and Stanley 9. Nays: 0. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-007**

Mr. Scearce introduced COUNCIL BILL NO 2016-354-AN ORDINANCE approving by and between the City of Joplin and Approval of an amendment to RE Smith's contract to include additional concrete removal and associated costs. The amendment is a not to exceed amount of Eleven Thousand Nine Hundred Forty-Four Dollars and Fifty Cents ($11,944.50,) and authorizing the City Manager to execute said Agreement; and containing an emergency clause. Motion by Mr. Scearce, Second by Mrs. Lewis that Council Bill No. 2016-354 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw and Stanley 9. Nays: The Council Bill was declared Adopted and entitled **Ordinance No. 2016-008**

Mr. Shaw introduced COUNCIL BILL NO. 2016-355-AN ORDINANCE approving by and between the City of Joplin and Approval of an amendment to RE Smith's contract to include remobilization and associated costs. The amendment is not to exceed the amount of $3,125, and authorizing the City Manager to execute said Agreement; and containing an emergency clause. Motion by Mr. Shaw, Second by Mr. Stanley that Council Bill No. 2016-355 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Lewis, McCreary, Scearce, Seibert, Shaw and Stanley 7. Nays: 2, Glaze, Rosenberg. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-009**

ORDINANCES – FIRST READING

ORDINANCES – SECOND AND THIRD READING

UNFINISHED BUSINESS

NEW BUSINESS:
Discussion of the change Order Policy- City Manager Sam Anselm had discussions with Council about change order policies and what could be better done with handling equipment and making changes with/without ordinances.

News from the PIO
Citizen's Academy's will begin March 1, 2016 for Citizens who want to learn more about the City. Also, for those wanting to learn about the Police Department, the Citizen's Police Academy will begin soon. Both are geared to give you an in-depth perception of inside the city as a whole.

There being no further business the meeting adjourned at 9:45p.m.

Submitted,

Barbara L. Hogelin, MMC/MPCC, City Clerk