CITY OF JOPLIN
CITY COUNCIL MEETING
MINUTES March 21, 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

ROLL CALL – Answering Roll Call were: Melodee Colbert-Kean, Morris Glaze; Miranda Lewis; Dan McCreary; Benjamin Rosenberg; William Scearce; Gary Shaw and Mayor Michael Seibert. Also in attendance were City Manager Sam Anselm and City Attorney Peter Edwards. Motion by Melodee Colbert-Kean Second by Mr. Glaze to excuse Ryan Stanley. Motion carried 7-1 with Mr. Scearce voting no.

PRESENTATIONS

REPORTS AND COMMUNICATIONS
Update on FEMA and CDBG reimbursements by Finance Director Leslie Haase. Finance Director Leslie Haase briefed Council on the FEMA and CDBG reimbursements.
Mayor Seibert told Leslie Haase we are coming up on our five year observance. He said the magnitude of this storm is measured in many ways. We reflect on our loss of lives disrupted, businesses lost, businesses disrupted and now when we can look at it from a financial stand point we again feel the magnitude of what we experienced and every time we revisit that we find those emotions. Those of us that have been here through it all is just --- I'm so very proud. I'm proud of our citizens. I'm proud of our city staff. I'm proud of volunteers, the financial support we received from all over the country and it's just very humbling to look at these numbers and realize the progress, the optimism and the excitement we find within the community that has experienced such a tragic loss. I'm very proud and very honored to live in this city. I'm very proud and very honored to be with the people I serve with. I'm very proud and very honored for our future. And Leslie I just want to say personally I want to thank you very much for all of your efforts. The hours and hours and weekends that you have spent to keep this city on a financial track of recovery. It's been a very, very, long road and we still have more to go and I'm so proud and honored and I want to thank you personally for all your efforts. All the council showed appreciation for Leslie's efforts.

FINALIZATION OF CONSENT AGENDA - There being no further business to come before the Council, the Consent Agenda was finalized. Motion by Mr. Glaze, Second by Ms. Colbert-Kean to add COUNCIL BILL NO. 2016-114 to the Agenda at the end of Emergency Ordinances. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley.

Anyone wishing to address the Council should step to the Podium and state their name and address. If the matter is not a Public Hearing, a request to speak to the Council should be prepared prior to the meeting. Speaking time will be limited to five minutes.

Sound enhancement units are available for hearing impaired customers. You will be asked to provide a form of identification as security, which will be returned when you return the unit.
If you are in need of disability related auxiliary aids or services, contact the City Clerks Office at (417) 624-0820 ext. 220. Forty-eight hours' notice is requested.

CITIZEN REQUESTS AND PETITIONS
Request from Julie Meikle, 3004 Massachusetts, requests to address Council concerning Boats, trailers, and cars parked in the yard. Julie Meikle, 3004 Massachusetts expressed to Council concerns she had with a neighbor parking trailers with boats and canoes all over his yard. The City Manager will pass this on to the City Planning department for review.

Request from Ashley Shiwarski, NLC Service Line Warranty Program, to address council regarding the National League of Cities Service Line Warranty Program. Ashley Shiwarski, NLC Service Line Warranty Program. Ms. Shiwarski presented the Service Line Warranty program to council. Motion by Mr. Shaw, Second by Mr. Glaze to instruct the City Manager to look in to the insurance. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, Scearce, Seibert and Shaw, 6. Nays: 2, McCreary, Rosenberg. Absent: 1, Stanley.

PUBLIC HEARINGS

CONSENT AGENDA – Motion by Mr. Glaze, Second by Mr. Shaw to approve the Consent Agenda. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley.

Minutes of the March 7, 2016 Council Meeting

COUNCIL BILL NO. 2016-256-AN ORDINANCE requesting the review of the Final Plat of BUCHANAN PLACE, located at the northeast corner of Broadway Street and Buchanan Road in the City of Joplin, Jasper County, Missouri. **Ordinance No. 2016-044**

COUNCIL BILL NO. 2016-257 - 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-3 and District C-0 and including in District R-2 property as described below and located at the southeast corner of 26th Street and Adele Avenue in the City of Joplin, Jasper County, Missouri. **Ordinance No. 2016-045**

COUNCIL BILL NO. 2016-258 - AN ORDINANCE amending Ordinance No. 2004-256, passed by the Council of the City of Joplin, Missouri, November 15, 2004, by removing from District M-2 and including in District C-3 property as described below and located at 215 East Commercial Alley in the City of Joplin, Jasper County, Missouri. **Ordinance No. 2016-046**

COUNCIL BILL NO. 2016-259 - AN ORDINANCE requesting the review of the Final Plat of WATER'S EDGE UNIT NO. 4, located at the northeast corner of Florida Avenue and Water's Edge Boulevard in the City of Joplin, Jasper County, Missouri. **Ordinance No. 2016-047**

RESOLUTIONS
Mr. Glaze introduced Resolution No. 2016-003- RESOLUTION approving an application for the 2016 TIGER Grant with U.S. Department of Transportation Federal Highway Administration. Motion by Mr. Glaze Second by Mr. Shaw to Approve Resolution No. 2016-003. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Resolution was read as being **Resolution No. 2016-003**

ORDINANCES - EMERGENCIES
Dr. Rosenberg introduced COUNCIL BILL NO. 2016-111-an ordinance approving a Work

Authorization for Allgeier Martin & Associates Inc. for One Million, Three Hundred-Thirty Four Thousand and No/100 Dollars ($1,334,000.00) for Consultant Services for Design and Construction Management of Sanitary Sewer Projects in the Recovery Area and containing an emergency clause. Motion by Dr. Rosenberg, Second by Mr. Scearce that Council Bill No. 2016-111 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-048**

Mr. Glaze introduced COUNCIL BILL NO. 2016-112- an ordinance approving an extension to the Solid Waste Collection Services for City of Joplin Facilities Agreement by and between the City of Joplin, Missouri, a Municipal Corporation, and Jordan Disposal, LLC which commenced on October 1, 2014 and was due to end on September 30, 2015; it was extended six (6) months to March 31, 2016; and now enacting a month to month extension for up to twelve months from April 1, 2016 through March 31, 2017 with the option of continuing the month to month basis should a new agreement not be reached through the bidding process, dealing generally with the collection, hauling and disposal of solid waste from specified city owned buildings and facilities; and authorizing the Director of Public Works to execute the same by and on behalf of the City of Joplin; and containing an emergency clause. Motion by Mr. Glaze, Second by Mrs. Lewis that Council Bill No. 2016-112 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-049**

Mrs. Lewis introduced COUNCIL BILL NO. 2016-113 – an ordinance accepting the bid of Allied Services, LLC d/b/a Republic Services of Galena to provide disposal services of bulky items, limbs/brush and tires at a local transfer station by Joplin residents; and dealing generally with the payment for those services; and containing and emergency clause. Motion by Mrs. Lewis, Second by Mr. Glaze that Council Bill No. 2016-113 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, Seibert, and Shaw, 5. Nays: 3, McCreary, Rosenberg, and Scearce. The Council Bill failed as an Emergency and therefore Passes on First Reading. The Council Bill is read as being COUNCIL BILL No. 2016-113

Mr. Shaw introduced COUNCIL BILL NO. 2016-361- an ordinance approving the release and termination of a reversionary interest in certain property known as 315 South Cox Avenue and properties generally described as located at the Northwest corner of Railroad Avenue and 2nd Street, and authorizing the City Manager, to execute said Release; and containing an emergency clause. Motion by Mr. Shaw, Second by Mrs. Lewis that Council Bill No. 2016-361 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Lewis, McCreary, Rosenberg, Scearce, Seibert, and Shaw, 7. Nays: 1, Glaze. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-050**

Dr. Rosenberg introduced COUNCIL BILL NO. 2016-404- an ordinance authorizing the City of Joplin to enter into a Sub-Recipient Agreement with Joplin Schools in the amount of Four Million Seven Hundred and Fifty Thousand Dollars ($4,750,000.00) to provide funding assistance for the design and construction of an Early Childhood Center and authorizing the Director of Planning, Development, and Neighborhood Services, to execute said Agreement and Amendments; and containing an emergency clause. Motion by Dr. Rosenberg, Second by Ms. Colbert-Kean that Council Bill No. 2016-404 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-**

051

Dr. Rosenberg introduced COUNCIL BILL NO. 2016-603–an ordinance approving an agreement between the City of Joplin and Gator Industrial LLC/Jordan Disposal for the demolition of the naval reserve structure(s) and clearing of lot located at 1st Street & Schifferdecker Ave. in the City of Joplin, Missouri, for the amount of One Hundred Forty Thousand and 00/100 Dollars (140,000); providing how the cost thereof shall be paid; and containing an emergency clause. Motion by Dr. Rosenberg, Second by Mrs. Lewis that Council Bill No. 2016-603 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-052**

Mr. Shaw introduced COUNCIL BILL NO. 2016-114–an ordinance approving an agreement with HDR Engineering Incorporated in the not to exceed amount of Fifty-Two Thousand Seven Hundred Sixty-One Dollars, ($52,761.00) for Engineering Services Associated with the 2016 TIGER Grant Application Projects authorizing the City manager to execute the same; and containing an emergency clause. Motion by Mr. Shaw, Second by Mr. McCreary that Council Bill No. 2016-114 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Seibert and Shaw, 7. Nays: 1, Scearce. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-052**

ORDINANCES – FIRST READING

Mr. Glaze introduced COUNCIL BILL NO.2016-505-an ordinance repealing Section 86-5, Fees at Schifferdecker Golf Course, of Article I, In General, of Chapter 86, Parks and Recreation, of the Code of Ordinances of the City of Joplin and enacting in lieu thereof a new Section 86-5, Fees at Schifferdecker Golf Course, of Article I, In General, of Chapter 86, Parks and Recreation, of the Code of Ordinances of the City of Joplin to implement certain fee changes and make other changes; and setting a date when this Ordinance shall become effective. Motion by Mr. Glaze, Second by Mrs. Lewis to Pass Council Bill No. 2016-505 on First Reading, Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Bill was read as being **Council Bill No. 2016-505.**

Mrs. Lewis introduced COUNCIL BILL NO.2016-506-repealing Section 34-2, Prices of lots and grave rights; charge for setting stones, of Chapter 34, Cemeteries, of the Code of Ordinances of the City of Joplin and enacting in lieu thereof a new Section 34-2, Prices of lots and grave rights; charge for setting stones, of Chapter 34, Cemeteries, of the Code of Ordinances of the City of Joplin to implement certain fee changes; and setting a date when this Ordinance shall become effective. Motion by Mrs. Lewis, Second by Mr. McCreary to Pass Council Bill No. 2016-506 on First Reading, Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Bill was read as being **Council Bill No. 2016-506.**

Mr. Scearce introduced COUNCIL BILL NO.2016-507- repealing Section 118-235, Permit fee, Connection Fee, and other Sewer Fees, of Article II, Sewers and Sewage Disposal, of Division 7, Building Sewers, of Chapter 118, Utilities, of the Code of Ordinances of the City of Joplin, and enacting in lieu thereof a new Section 118-235, Permit Fee, Connection Fee, and other Sewer Fees, of Article II, Sewers and Sewage Disposal, of Division 7, Building Sewers, of Chapter 118, Utilities, of the Code of Ordinances of the City of Joplin to implement certain fee changes and other

language changes; and setting a date when this Ordinance shall become effective. Motion by Scearce, Second by Mr. Shaw to Pass Council Bill No. 2016-507 on First Reading, Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. The Bill was read as being **Council Bill No. 2016-507.**

ORDINANCES – SECOND AND THIRD READING

Mr. Glaze introduced COUNCIL BILL NO.2016-604-an ordinance approving a contract change order policy for the City of Joplin, and directing the City Manager to establish internal procedures as necessary to ensure proper checks and balances to change orders are implemented and adequately supported by documentation. Motion by Mr. Glaze, Second by Mrs. Lewis to Pass Council Bill No. 2016-604 on Second Reading, Advance to Third Reading and Pass. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, Rosenberg, Scearce, Seibert and Shaw, 7. Nays: 1, McCreary. Absent: 1, Stanley. The Council Bill was declared Adopted and entitled **Ordinance No. 2016-053**

UNFINISHED BUSINESS

NEW BUSINESS:

Motion by Mr. Scearce, Second by Mr. Shaw to name the new Park at 26th and Maiden Lane Mercy Park. Mrs. Lewis indicated even though she was for the name she would be abstaining from the vote because she was an employee of Mercy. Voting in favor were Council Members: Colbert-Kean, Glaze, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. Abstention: 1, Lewis.

Motion by Dr. Rosenberg, Second by Mr. Shaw to name the following citizens to the Use tax committee. Matt Alcorn, Wes Branam, Eric Cirini, Jef Frost, Brad Hodson, Drew Kimble, Karen Plott, Jeff Starkweather, Tim Woodall and Amber Duncan. This group will elect their own Chairman the first meeting. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley.

News from the PIO:

The City of Joplin Historic Preservation Commission is holding a public meeting from 6 p.m. to 7:30 p.m. on Thursday, March 24 at the Joplin Public Library to ask for public comments on the City of Joplin's Historic Preservation Plan. The City is currently in the process of updating this plan, which was first written in 1991 and has not been updated since then. Public input is integral in the process of planning for the preservation of our historic places and stories, so participation from citizens is of special importance. Questions or comments may be directed to: Taylor Cunningham here at the City, by calling 624-0820, ext. 511.

Just a friendly reminder that Joplin Schools are out this week for their Spring Break. We're asking citizens to please be alert to children in their neighborhoods and other areas during the day. And we hope everyone has a safe and enjoyable break from their normal routine.

Vote to go into closed session, which shall pertain to legal action, causes of action, or litigation including a public governmental body and any confidential or privileged communications between a governmental body or its representatives and its attorneys and to discuss leasing, purchasing or

sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore as set forth in Section 610.021(1) (2) RSMo, as amended, 2015. This meeting, record, and vote to be closed to the extent provided by law. The City Council shall adjourn at the end of the session. Motion by, Second by to go into closed session. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Stanley and Shaw, 9. Nays: 0. Motion by Dr. Rosenberg, Second by Mr. Shaw to go into closed session. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley.

There being no further business the meeting adjourned at 7:42 p.m.

Submitted,

Barbara L Hogelin

Barbara L. Hogelin, MMC/MPCC, City Clerk