CITY OF JOPLIN
COUNCIL AGENDA ITEM

ITEM
Council Bill 2019-125: Rights-of-Way Management Code

MEETING DATE
May 6, 2019

ORIGINATING DEPT
Public Works

ATTACHMENTS
CB2019-125 Ordinance; Exhibit A: Rights-of-Way Management Code

REVIEWED BY
Dept. Head: David Hertzberg; Director of Finance: Leslie Haase; City Attorney: Peter Edwards; Interim City Manager: Dan Pekarek

SUMMARY
This Council Bill amends Chapter 106, "Streets, Sidewalks and Other Public Places," by enacting a new Article VI, "Rights-of-Way Management."

BACKGROUND
The City is beginning to see an increase in applications for right-of-way ("ROW") use by public utilities. The General Assembly has increasingly limited the power of municipalities to regulate the ROW. However, the City is grandfathered. The City's grandfathered status needs to be codified through the proposed Rights-of-Way Management Code.

FUNDING SOURCE
N/A

RECOMMENDATION
Staff recommends adoption of this Council Bill on an Emergency basis; being an ordinance dealing dealing with preserving the public peace, property, health, safety, or morals of the citizens, and relating to a public improvement, is an emergency within the meaning of Section 2.12(1) and (6) of THE HOME RULE CHARTER OF THE CITY OF JOPLIN, MISSOURI, and shall be in full force and effect immediately from and after its passage and approval. Specifically, this Ordinance deals with and relates to management of public rights-of-way.