CITY OF JOPLIN
CITY COUNCIL MEETING
MINUTES July 5, 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 Mr. Shaw

ROLL CALL – Answering Roll Call were: Taylor Brown, Melodee Colbert-Kean, Gary Shaw, Ryan Stanley, Phil Stinnett, Jim West and Mayor Michael Seibert. Also in attendance were City Manager Sam Anselm and City Attorney Peter Edwards. Motion by Mrs. Colbert-Kean, second by Mr. Shaw to excuse Mrs. Lewis and Mr. McCreary. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Motion by Mr. Stanley, second by Mr. Shaw to excuse Miranda Lewis, for the June 20, July 5, and July 18, council meetings as are acceptable to Council. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

Motion by Mr. West, second by Ms. Colbert-Kean to excuse Mr. McCreary. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

PRESENTATIONS

REPORTS AND COMMUNICATIONS

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

CITIZEN REQUESTS AND PETITIONS

PUBLIC HEARINGS
Public Hearing Procedures were read by City Clerk Barbara Hogelin.

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-266 - 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-0 and District R-1 and including in District C-3 property as described below and located at 1530 South Range Line Road, 2929 East 16th Street, 2925 East 16th Street, and 2921 East 16th Street in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Chris Michaels, Clinton, Missouri, appeared in favor of this item.

No one appeared in opposition of this request.

The public hearing was closed.

Mr. Shaw introduced Council Bill No. 2016-266. Motion by Mr. Shaw, second by Mr. Stanley that Council Bill No. 2016-266 be Placed on First Reading and Advanced to Second Reading and Third Reading. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett 6. Nays: 1, West. Absent: 2, Lewis, McCreary.

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-267 - AN ORDINANCE providing for the vacation of a 20-foot wide public utility easement located at 2030 Connecticut Avenue in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

No one appeared for or in opposition of this request.

The public hearing was closed.

Mr. Stanley introduced Council Bill No. 2016-267. Motion by Mr. Stanley, Second by Mr. West that Council Bill No. 2016-267 be Placed on First Reading and Advanced to Second Reading and Third Reading. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

PUBLIC HEARING FOR COUNCIL BILL NO. 2016-268 - AN ORDINANCE providing for the vacation of a 20-foot wide public utility easement located at 2030 Connecticut Avenue in the City of Joplin, Jasper County, Missouri. (Requested by Redwood Development, Inc. Planning and Zoning recommended approval).

Mayor Seibert opened the Public Hearing

No one appeared for or in opposition of this request.

The public hearing was closed.

Mr. Stinnett introduced Council Bill No. 2016-268. Motion by Mr. Stinnett, Second by Mr. Brown that Council Bill No. 2016-268 be Placed on First Reading and Advanced to Second Reading and Third Reading. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

CONSENT AGENDA – Motion by Mr. West, Second by Mr. Stanley to approve the Consent Agenda. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

Minutes of the June 20, 2016 Council Meeting

RESOLUTIONS

Mr. Stanley introduced RESOLUTION NO. 2016-009 - A resolution adopting and approving all aspects pertaining to the City of Joplin, in the Jasper / Newton County Bi-County Hazard Mitigation Plan. Motion by Mr. Stanley, Second by Mr. Shaw to Approve Resolution No. 2016-009. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Resolution was read as being **Resolution No. 2016-009**

Mr. West introduced RESOLUTION NO. 2016-013 - A resolution adopting and approving all aspects pertaining to the Edward Byrne Memorial Justice Assistance Grant FY2016 Local Solicitation in the amount of $35,091.00. Motion by Mr. West, Second by Mr. Colbert-Kean to Approve Resolution No. 2016-013. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Resolution was read as being **Resolution No. 2016-013.**

ORDINANCES - EMERGENCIES

Mr. West introduced COUNCIL BILL NO. 2016-008 - an ordinance authorizing and approving the settlement of a claim for property damage asserted by the property owner, Helen Stewart, against the City of Joplin, said payment being in settlement of all claims arising out of property damages to rental property at 210 S. Mineral that occurred on or about January 8, 2016; authorizing the Director of Finance to pay out the total sum of Five Thousand, Nine Hundred Dollars ($5,900.00) to Helen Stewart and Affordable Drywall from Account No. 515-7501-500-5305 of the Insurance Fund; and containing an emergency clause. Motion by Mr. West, Second by Ms. Colbert-Kean that Council Bill No. 2016-008 be approved on an emergency basis. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0: Absent: 2, Lewis, McCreary. The Council Bill was declared Adopted and entitled **ORDINANCE NO. 2016-097**

Mr. West introduced COUNCIL BILL NO. 2016-009 - an ordinance approving and authorizing payment into the Circuit Court of Jasper County, Missouri, the amount of the jury award in the case styled City of Joplin v. Randal and Shelly Kraft, Case No. 14AO-CC00088, from the Capital Improvement Sales Tax Fund, Account No. 145-4565-520-8105, Project No. TG-0522, to satisfy the jury award in the case related to the acquisition of property generally located at 20th Street & Wisconsin, for the 20th Street Overpass Project, in Joplin, Jasper County, Missouri; and containing an emergency clause. Motion by Mr. West, second by Mr. Stinnett that Council Bill No. 2016-009 be approved on an emergency basis. Voting in favor were Council Members: Brown, Seibert, Stanley, Stinnett, West 5. Nays: 0. Absent: 2, Lewis, McCreary. Abstention: 2, Colbert-Kean, Shaw. The Council Bill was denied and will be placed on Second Reading.

Mr. Shaw introduced COUNCIL BILL NO. 2016-130- an ordinance approving the contract with Rosetta Construction, LLC, in the amount of Four Million, Seven Hundred Eighty-Three Thousand, Forty-Two and 30/100 ($4,783,042.30) for the Sanitary Sewer Renovation Phase 2 project in the City of Joplin, Missouri; providing how the cost shall be made and levied; and containing an emergency clause. Motion by Mr. Shaw, second by Mr. Stanley that Council Bill No. 2016-130 be approved on an emergency basis. Voting in favor were Council Members: Brown, Colbert-Kean, McCreary, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Council Bill was declared Adopted and entitled **ORDINANCE NO. 2016-098**

Mr. Stinnett introduced COUNCIL BILL NO. 2016-364 - an ordinance authorizing the City of Joplin to enter into an Agreement with Bates and Associates, Inc. in the amount of Four Hundred Seventy-Five Thousand dollars ($475,000.00) to provide funding for the design and construction management of the Joplin Senior Citizen's Center, authorizing the City Manager to execute said Agreement for the City, and containing an emergency clause. Motion by Mr. Stinnett, second by Mr. West that Council Bill No. 2016-364 be approved on an emergency basis. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stinnett, West 6. Nays: 1, Stanley. Absent: 2, Lewis, McCreary. The Council Bill was declared Adopted and entitled **ORDINANCE NO. 2016-099**

Mr. Shaw introduced COUNCIL BILL NO.2016-514 - an ordinance approving the Real Estate Contract by and between the City of Joplin, Missouri, a Municipal Corporation, and The Salvation Army, an Illinois Corporation, for the sale of approximately 6,000 square feet of land at 726 Kentucky; and authorizing the City Manager to execute the same by and on behalf of the City of Joplin; and containing an emergency clause. Motion by Mr. Shaw, second by Mr. Brown that Council Bill No. 2016-514 be approved on an emergency basis. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Council Bill was declared Adopted and entitled **ORDINANCE NO. 2016-100**

ORDINANCES – FIRST READING

Mr. Stinnett introduced COUNCIL BILL NO. 2016-010- an ordinance amending Chapter 2, Administration, Section 2-50, Code of Ethics. In general, creating a new Section 2-50(n) of the Joplin City Code. Motion by Mr. Stinnett, second by Mr. Stanley to Table this Council Bill No. 2016-010 until the next meeting and to hold until all nine members are available to vote. Voting in favor were Council Members: Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 6. Nays: 1, Brown. Absent: 2, Lewis, McCreary. The Bill was read as being **Council Bill No. 2016-010**.

Mr. Stanley introduced COUNCIL BILL NO. 2016-515 - an ordinance repealing Section 58-66, Sale of Fireworks, Article II, Fire Prevention Code, of Chapter 58, Fire Prevention and Protection, of the Code of Ordinances of the City of Joplin and enacting in lieu thereof a new Section 58-66, Sale of Fireworks, Article II, Fire Prevention Code, of Chapter 58, Fire Prevention and Protection, 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 Mr. Stanley, second by Mr. Stinnett to Pass Council Bill No. 2016-515 on First Reading, Advance to Second and Third Reading. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Bill was read as being **Council Bill No. 2016-515**.

Mr. West introduced COUNCIL BILL NO. 2016-607 - an ordinance amending the Classification and Pay Plan adopted by Ordinance No. 2012-173 and authorizing a new classification title for the Fire Department. Motion by Mr. West, second by Mr. Stanley to Pass Council Bill No. 2016-607 on First Reading, Advance to Second and Third Reading. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary. The Bill was read as being **Council Bill No. 2016-607**.

ORDINANCES – SECOND AND THIRD READING

UNFINISHED BUSINESS

NEW BUSINESS:
Joplin R-8 is asking for a waiver of the building permit fee for the Early Childhood building project and future building projects. Motion by Mr. Stinnett, Second by Mr. Stanley to deny the request for a waiver of the building permit fee in this project and future building projects. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis, McCreary.

The Council asked staff to develop a policy that would determine under which circumstances a future waiver would be granted.

News from the PIO
Citizens Police Academy begins August 11 and runs through November 11, 2016. For information contact Lacey Baxter – JPD. Family fun Nights are being held at Schifferdecker Golf Course. The next one will be July 16, 2016. Special prices for golf - $10.00. August 2, 2016 is National Night Out including a free swim at Cunningham pool. The Joplin police department will be on hand to answer all your questions and games and food will be provided.

Mr. Shaw said he attended the City Tree Board meeting. While there was a presentation of a check for $25,000 for preservation of trees. Mr. Stanley said coming in four months is the Table Tennis challenge and he would like to see council members take on city staff. – Game On.
Mr. Shaw would like to check into fireworks ordinances or the limits from other cities and see how they compare to ours.

Vote to go into closed session, which shall pertain to 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 (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 Mr. Stanley, Second by Ms. Colbert-Kean to go into closed session. Voting in favor were Council Members: Brown, Colbert-Kean, Seibert, Shaw, Stanley, Stinnett, West 7. Nays: 0. Absent: 2, Lewis; McCreary.

There being no further business the meeting adjourned at 7:58 p.m.

Submitted,
Barbara L Hogelin
Barbara L. Hogelin, MMC/MPCC, City Clerk