CITY OF JOPLIN
CITY COUNCIL MEETING
MINUTES December 7, 2015

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. Motion by Mr. Scearce, Second by Mr. Glaze, to excuse Mr. Ryan Stanley, 8-0. Mr. Stanley will join us later.

PRESENTATIONS
Presentation by Connect2Culture/Memorial Hall site given by Clifford Wert
Mr. Clifford Wert made a presentation to the City Council on what could be an Arts venue to open up an Artist's dream for futures dreamers in the city and surrounding area as like. Art lovers packed the council chambers to hear Mr. Wert's words of what is becoming an entertainment district with art flowing. Mr. Wert noted that with this plan, there will be necessary further developments 1. The City garnering control of the southwest corner of the present parking lot now owned by the State of Missouri with the Missouri Career Center across the street. 2. Agreements for the parking lot area now owned by the City for development of Plan B. 3. Private capital funding for the construction project. 4. Creating the business plan for the long-term ownership, management, and sustainability of the project between Connect2Culture and the George A. Spiva Center for the Arts.

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
City Clerk Barbara Hogelin announced that a request had come to her office this afternoon from Patrick O'Reilly to address Council concerning jail conditions. Motion by Mr. Scearce, Second by Mr. Glaze to allow Mr. O'Reilly an opportunity to speak. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert and Shaw, 8. Nays: 0. Absent: 1, Stanley. Mr. O'Reilly said the conditions in the jail were such he was not given a toothbrush or towel.

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

PUBLIC HEARING FOR COUNCIL BILL NO. 2015-277- 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-1 and including in District C-2 property as described below and located at 103-105 North Wall Avenue in the City of Joplin, Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

Bob Higginbotham, appeared in favor of this item.

No one appeared in opposition to this item.

The public hearing was closed.

Mr. Glaze introduced Council Bill No. 2015-277. Motion by Mr. Glaze, Second by Mr. Shaw, that Council Bill No. 2015-277 be Placed on First Reading and Advanced to Second Reading. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Scearce, Seibert and Shaw 7. Nays: 1, Rosenberg. Absent: 1, Stanley. The bill was read as **Council Bill No. 2015-277.**

PUBLIC HEARING FOR COUNCIL BILL NO. 2015-278-an ordinance approving the voluntary annexation by the City of Joplin of property located at 8101 East 32nd Street in Jasper County, Missouri.

Mayor Seibert opened the Public Hearing

No one appeared in favor of or in opposition to this item.

The public hearing was closed.

Mr. Scearce introduced Council Bill No. 2015-278. Motion by Mr. Scearce, Second by Mr. Glaze, that Council Bill No. 2015-278 be Placed on First Reading and Advanced to Second 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 **Council Bill No. 2015-278.**

CONSENT AGENDA – Motion by Mr. Shaw, Second by Mrs. Lewis 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 November 16, 2015 Council Meeting

RESOLUTIONS
Mr. Scearce introduced Resolution No. 2015-024 - A RESOLUTION authorizing the filing of a Seventh Amendment to the Initial Action Plan with the U.S Department of Housing and Urban Development as required for use of the City of Joplin's Community Development Block Grant Disaster Recovery (CDBG- DR) Program (Round 1); and authorizing the City Manager to execute

said Amendment for and on behalf of the City of Joplin. Motion by Mr. Scearce Second by Ms. Colbert-Kean to Approve Resolution No. 2015-024. 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. 2015-024**

ORDINANCES - EMERGENCIES

Mr. Glaze introduced COUNCIL BILL NO. 2015-165 - an ordinance approving a work authorization for JET Associates not to exceed One Million Three Hundred Sixty Seven Thousand One Hundred Thirteen Dollars ($1,367,113.00) for engineering services for 12 projects in the recovery area and containing an emergency clause. Motion by Mr. Glaze, Second by Mrs. Lewis that Council Bill No. 2015-165 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. 2015-202**

Mr. Shaw introduced COUNCIL BILL NO. 2015-166 - an ordinance approving an amendment to an existing work authorization for JET Associates adding not to exceed Sixty Five Thousand and no/Dollars ($65,000.00) for engineering services for sidewalk, curb & gutter and storm water projects and containing an emergency clause. Motion by Mr. Shaw, Second by Mr. Glaze that Council Bill No. 2015-166 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. 2015-203**

Mr. Shaw introduced COUNCIL BILL NO. 2015-375 - an ordinance approving the City to enter into an amended agreement with Allgeier Martin & Associates, Inc. in the amount not to exceed Twenty Three Thousand and No/100 Dollars ($23,000) for the B St. & Porter, C St. & Porter, and B St. & Harlem storm water improvements and authorizing the City Public Works Director to execute said Agreement; and containing an emergency clause. Motion by Mr. Shaw, Second by Mrs. Colbert-Kean that Council Bill No. 2015-375 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 Cou ncil Bill was declared Adopted and entitled **Ordinance No. 2015-204**

Mr. Scearce introduced COUNCIL BILL NO. 2015-376 - an ordinance approving by and between the City of Joplin and the Joplin Engineering Team a Construction Management Work Authorization. The not to exceed amount of Seventy-Nine Thousand and Eight Hundred and Fifty-Three Dollars ($79,853.00) for construction management services for the Public Park Project (Mercy) and authorizing the Director of Planning, Development, Neighborhood Services to execute said Agreement; and containing an emergency clause. Motion by Mr. Scearce, Second by Mrs. Lewis that Council Bill No. 2015-376 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. 2015-205**

Mr. Stanley entered the Council Chambers at 7:10 pm.

Mr. Stanley introduced COUNCIL BILL NO. 2015-407 - approving the City of Joplin to execute Work Authorization Number 4 to the Master Services Agreement for Professional Administrative Consulting Services with Deloitte & Touche L.L.P. to provide implementation and administrative activities, not to exceed One Million, Six Hundred Fifty Thousand Dollars ($1,650,000.00) and authorizing the Director of Planning, Development and Neighborhood Services to execute said

Agreement; and containing an emergency clause. Motion by Mr. Stanley, Second by Mr. Shaw that Council Bill No. 2015-407 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. 2015-206**

Mr. Scearce introduced COUNCIL BILL NO. 2015-408 - an ordinance authorizing the City of Joplin to enter into a Sub-Recipient Agreement with Joplin Area Chamber of Commerce Foundation in the amount of Three Million Nine Hundred Thousand dollars ($3,900,000.00) to provide funding for the purchase and renovation of an existing facility into a technical training, innovation and economic development support center, authorizing the City Manager to execute said Agreement for the City, and containing an emergency clause. Motion by Mr. Scearce, Second by Mr. Stanley that Council Bill No. 2015-408 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. 2015-207**

Mr. Glaze introduced COUNCIL BILL NO. 2015-409 -an ordinance authorizing the City of Joplin to enter into a Sub-Recipient Agreement with Industrial Development Authority of the City of Joplin in the amount of One Million Seven Hundred Forty One Thousand dollars ($1,741,000.00) to provide funding for the extension of 23rd street and the construction of a gravity sewer that serves the street to provide improved access to local businesses located within the Crossroads Industrial Park, authorizing the City Manager to execute said Agreement for the City, and containing an emergency clause. Motion by Mr. Glaze, Second by Mr. Scearce that Council Bill No. 2015-409 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. 2015-208**

Mr. Scearce introduced COUNCIL BILL NO. 2015-541 - an ordinance approving the Real Estate Contract by and between the City of Joplin, Missouri, a Municipal Corporation, and S & C Development, LLC, a Missouri limited liability company, for the sale of approximately 3,350 square feet of land at 7th and Wall Streets; 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. Scearce, Second by Mr. Glaze that Council Bill No. 2015-541 be approved on an emergency basis. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, Scearce, Seibert, Shaw and Stanley 7. Nays: 2, McCreary, Rosenberg. The Council Bill was declared Adopted and entitled **Ordinance No. 2015-209**

Mr. Stanley introduced COUNCIL BILL NO. 2015-542 - an ordinance amending the Policemen's and Firemen's Pension Plan of the City of Joplin, Missouri as adopted January 5, 2009, effective January 31, 2009, and amended September 24, 2012, May 1, 2013 and January 21, 2014, providing for certain changes to bring the Plan into conformity with current provisions of applicable law, and containing an emergency clause. Motion by Mr. Stanley, Second by Mr. Shaw that Council Bill No. 2015-542 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. 2015-210**

Mr. Glaze introduced COUNCIL BILL NO. 2015-629 - an ordinance authorizing the City of Joplin to purchase one (1) Aerial Ladder Platform Fire Apparatus from Pierce Manufacturing for the amount of One Million Fifty One Thousand, Two Hundred Sixteen Dollars and No Cents ($1,051,216.00);

authorizing the City Manager to execute a Purchase Order by an on behalf of the City of Joplin; amending the Annual Budget of the City of Joplin for the Fiscal Year 2015-2016 as adopted by Ordinance 2015-168 on October 19, 2015; and containing an emergency clause. Motion by Mr. Glaze, Second by Mrs. Lewis that Council Bill No. 2015-629 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. 2015-211**

ORDINANCES – FIRST READING

ORDINANCES – SECOND AND THIRD READING

Mr. Stanley introduced COUNCIL BILL NO. 2015-531- an ordinance repealing Section 58-68, Schedule of Fees, 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 58-68, Schedule of Fees, 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. Shaw that Council Bill No. 2015-531 be passed on Second Reading Advanced to Third Reading and Passed. 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. 2015-212**

Mr. Shaw introduced COUNCIL BILL NO. 2015-540- an ordinance repealing Article IV, Permits and Fees, and Section 26-593, Fee, of Article IX, Demolition of Structures, of Division 2, Licenses, of Chapter 26, Buildings and Building Regulations, of the Code of Ordinances of the City of Joplin, and enacting in lieu thereof a new Article IV, Permits and Fees, and Section 26-593, Fee, of Article IV, Demolition of Structures, of Division 2, Licenses, of Chapter 26, Buildings and Building Regulations, 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. Shaw, Second by Mr. Stanley that Council Bill No. 2015-540 be passed on Second Reading Advanced to Third Reading and Passed. 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. 2015-213**

UNFINISHED BUSINESS

NEW BUSINESS:

COUNCIL BILL NO. 2015-279-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. (Requested by Molandco Inc. Planning and Zoning recommended approval) Motion by Mr. Glaze, Second by Mr. Scearce to Table Council Bill No. 2015-279. Voting in favor were Council Members: Colbert-Kean, Glaze, Lewis, McCreary, Rosenberg, Scearce, Seibert, Shaw and Stanley 9. Nays: 0.

Appointments to Boards and Commissions:

Council approved the following appointments to Boards and Commissions:

Board of Adjustments: Matthew Smith: City Tree Board: Bob Willcoxon; Joplin Sports Authority: Phil McClendon moved from the Alternate position to replace Hunter Perry; Council JSA Alternate position: Shawn Klosterman; Solid Waste: Ryan Bennett.
Reappointment: Dean Dankelson to the Joplin Sports Authority.

Holiday Events are beginning to happen around the area. The Christmas Train arrives in Joplin Wednesday at 4-8:30 down on 4th street tracks.

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 as set forth in Section 610.021(1) RSMo, as amended, 2014. 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. Shaw, Second by McCreary to go into closed session. Voting in favor were Council Members: Glaze, Lewis, McCreary, Seibert and Shaw 5. Nays: 4, Colbert-Kean, Rosenberg, Scearce and Stanley.

There being no further business the meeting adjourned at 8:15p.m.

Submitted,

Barbara L. Hogelin, MMC/MPCC, City Clerk