

CITY OF JOPLIN
CITY COUNCIL MEETING
MINUTES

November 7, 2011

CALL TO ORDER

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

ROLL CALL

1.Motion by Mr. Glaze, Second by Mr. Golden to excuse Mr. Seibert. Voting in favor were Council Members: Colbert-Kean, Glaze, Golden, Raney, Rosenberg, Shaw, and Woolston, 7. Nays: 1, Mr. Scearce.

INVOCATION - read by City Clerk, Barbara Hogelin

FLAG SALUTE

Led by Ms. Colbert-Kean

PRESENTATIONS

Mayor Woolston stated he was looking for an acceptance of the CART plan from Council. Council accepted 8-0 the results. Mayor then asked the Council, "Where do we go from here?" He added that what he feels we have going for us in his mind is a city developed plan or a chamber developed plan. This is a citizen's plan that has been gathered and processed by a number of people in the community and I think we need to move forward. And what I envision happening is the major stakeholder's, the chamber, the CART, the school district, and the city appoint a few representatives and take this report and from that take this plan and from that we can move forward and I would suggest we would do that. Does anybody have any disagreements with that? Mr. Scearce asked if the council could have a work session with each of these groups to see how they developed the plan? What their long rang goals are so we can hear directly from them what they heard from the citizen's?

Mayor Woolston told Mr. Scearce they have a couple of booklets that gave every idea that was offered at each of the sessions. He didn't have those available but thought Jane Cage had them available. Or the staff would have them. He said the difficulty with the process, in his mind, is the urgency to move forward. He said he feels the community is waiting is waiting on us to make decisions on whether they are going to rebuild or rebuild on their original lot or move to a different part of town or whatever. I think we need to move forward fairly quickly. Not with great speed but fairly quickly. The process we draw out there would take several weeks. I'm not sure the community is willing to wait another several weeks. Ms. Colbert-Kean added the CART booklet was a great tool for the Council to use and she stated she would like to see the leaders of the groups get with city staff and find out the various costs of the plan. Mayor further stated that those representatives of those groups take this plan and develop a plan that all those

groups can support and from that we would request a request for proposal to a private developer for them to come forward and tell us how they would do it and what those costs would be. I think for us to know those costs right now would be a little premature. Ultimately that's going to be a big part of the decision is what those things do cost. It's a little further down the road in my mind.

Mr. Shaw thanked all the parties involved stating they gave us a foundation to build upon and for us to try and make a decision tonight and what all that entails is going to be a little bit challenging. But, I think it gives us the foundation to start with but I think we've got a good plan to work with.

Mr. Golden suggested those issues that require rezoning in a plan to be developed that we get on those rezoning issues first and finalize that first as a council and then we come back and make it a little more sophisticated. It's the rezoning process we want to take care of at this time.

Mayor Woolston concluded the council was agreeable that each of the four groups would appoint representatives to further develop this plan to go forward. Motion by Mr. Golden, Second by Mr. Shaw to form a Subcommittee and move forward with the Plan. Motion carried, 8-0.

1. A proclamation designating *November as Pancreatic Cancer Awareness Month* will be presented to Susan Cook of the Pancreatic Cancer Awareness Network. Susan Cook accepted the Proclamation on behalf Pancreatic Cancer Month.

2. Karen Schuler, Communications Director, for the Government Employees Health Association (GEHA) to make a presentation on their behalf. Richard Miles, President of GEHA presented a check to Council for \$133,000 to the tornado relief fund from a members golf tournament played this past summer.

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

1. William Dodd, 9606 CR 118 Carthage MO, addressed council regarding his pension as a retired firefighter with the city of Joplin. He was asked to come to a police and fire pension board meeting.

Motion by Mr. Searce, Second by Ms. Raney to allow two additional requests to be heard before Council and be moved up on the Agenda. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Searce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert,

2. Jeffrey Presslor, 233 Dennis Weaver Drive, requests to address Council regarding Council Bill No. 2011-170.

3. Jeff Asbell, 10400 State Hwy 171, Carl Junction, addressed Council stating he was there to answer to any questions concerning council bill no. 2011-170.

PUBLIC HEARINGS

Public Hearing Procedures

The City Council of the City of Joplin through this introduction, accepts into evidence the 2003 Comprehensive Plan, the Zoning Code of the City of Joplin, the Subdivision Regulations of the City of Joplin, the Telecommunications Ordinance, and the Stormwater Management Regulations of the City of Joplin being Appendices 29-A, 29-B, 29-D, 29-E and 29-F of the Joplin Municipal Code. Report of the Planning and Zoning Commission, recommendations of the City's staff, and other written documentation presented as that information applies to each public hearing.

ACTION

1. Public Hearing for Council Bill No. 2011-278

Mayor Woolston opened the Public Hearing

Dick Weber, 702 W. 42nd Street addressed Council concerning this council item.

Gary Pulisher, 2613 addressed Council regarding this item.

Randal Wallace, Springfield, MO, addressed Council regarding this item.

Greg Garner, St. Louis, addressed council regarding this item.

Denny Osmond, Leawood, address Council in opposition to this item.

Mayor Woolston closed the Public Hearing

Motion by Dr. Rosenberg, Second by Mr. Scarce to Pass Council Bill No. 2011-278 on Second Reading and Advance to Third Reading and Pass. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Bill was declared adopted and entitled Ordinance No. 2011-139

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, C-O, C-1-PD, and C-3 and including in District C-3 property as described below and located bordered to the north of Interstate 44, to the east by Indiana Avenue, to the south by 50th Street and an area of land

approximately 620 feet south of 50th Street, and to the west by South Main Street (Route 86) in the City of Joplin, Jasper County, Missouri.

ACTION

2. Public Hearing for Council Bill No. 2011-276

Mayor Woolston opened the Public Hearing

Dave Williams, appeared on behalf of this request.

No one appeared in opposition to this request.

The public hearing was closed.

Motion by Dr. Rosenberg, Second by Mr. Scarce to Place Council Bill No. 2011-276 on First Reading and Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Rosenberg, Scarce, and Woolston, 6. Nays: 2, Raney, Shaw. Absent: 1, Seibert.

The Bill was read as being Council Bill No. 2011-276

AN ORDINANCE providing for the vacation of a portion of Cunningham Avenue north of West 10th Street, in the City of Joplin, Jasper County, Missouri. Motion by Mr. Glaze, Second by Mr. Golden to Place Council Bill No. 2011-276 on First Reading and Advance to Second and Third Reading. Voting in favor were Council Members: Golden, Glaze, Rosenberg, Scarce, Shaw, and Woolston, 6. Nays: 2, Colbert-Kean, Raney. Absent: 1, Seibert.

CONSENT AGENDA APPROVED

1. Motion by Mr. Glaze, Second by Ms. Colbert-Kean, to Approve the Consent Agenda. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

Minutes of the October 17, 2011 Council Meeting

RESOLUTIONS

1. RESOLUTION NO. 2011-015

Dr. Rosenberg introduced Resolution No. 2011-015. Motion by Dr. Rosenberg, Second by Mr. Scarce to Approve Resolution No. 2011-015. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Resolution was declared Approved and entitled Resolution No. 2011-015

A RESOLUTION repealing Resolution 87-11 dealing generally with adopting Financial Policy Statements and enacting in lieu thereof a new resolution adopting a Financial Policy to be used as a guideline for financial decision making by the City of Joplin, Missouri and implementing Governmental Accounting Standards Board's Statement No. 54-Fund Balance Reporting and Governmental Fund Type Definitions.

2. RESOLUTION NO. 2011-016

Ms. Colbert-Kean introduced Resolution No. 2011-016. Motion by Ms. Colbert-Kean, Second by Ms Raney to Approve Resolution No. 2011-016. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Resolution was declared Approved and entitled Resolution No. 2011-016

A RESOLUTION authorizing the submittal of an Environmental Protection Agency (EPA) Cooperative Agreement Grant application for funding to support soil testing and remediation activities associated with tornado response.

ORDINANCES-EMERGENCIES

1. COUNCIL BILL NO. 2011-175

Mr. Shaw introduced Council Bill No. 2011-175. Motion by Mr. Shaw, Second by Mr. Glaze to Adopt Council Bill No. 2011-175. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Council Bill was declared Adopted and entitled Ordinance No. 2011-140

AN ORDINANCE approving an agreement with Joplin (Hwy 43) LLC to provide residential development sanitary sewer to property located on the east side of Highway 43, approximately 350 feet North of Douglas Fir Road; authorizing the City Manager to execute said agreement for and on behalf of the City; and containing an emergency clause. Ordinance No. 2011-140

2. COUNCIL BILL NO. 2011-504

Mr. Golden introduced Council Bill No. 2011-504. Motion by Mr. Golden, Second by Ms. Colbert-Kean to Adopt Council Bill No. 2011-504. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert. The Council Bill was declared Adopted and entitled Ordinance No. 2011-141

AN ORDINANCE approving an Agreement by and between the City of Joplin and Jasper County, Missouri to provide for the collection of City of Joplin real property taxes through the County real estate property tax bills; authorizing the City Manager to execute said Agreement by and on behalf of the City of Joplin; and containing an emergency clause.

ORDINANCES – SECOND READING AND THIRD READING

1. COUNCIL BILL NO. 2011-024

November 7, 2011

Mr. Shaw introduced Council Bill No. 2011-272. Motion by Mr. Shaw, Second by Mr. Golden to pass Council Bill No. 2011-024 on Second Reading and Advance to Third Reading and Pass. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Council Bill was declared Adopted and entitled: ORDINANCE NO. 2011-142

AN ORDINANCE amending Sec 26-67 of Chapter 26, Buildings and Building Regulations, Article III., Building Code, Sec. 26-67., Amendments to the International Residential Code., for the purpose of making certain changes to address issues related to the May 22, 2011 tornado.

2. COUNCIL BILL NO. 2011-038

Dr. Rosenberg introduced Council Bill No. 2011-038. Motion by Dr. Rosenberg, Second by Ms. Raney to pass Council Bill No. 2011-038 on Second Reading and Advance to Third Reading and Pass. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Council Bill was declared Adopted and entitled: ORDINANCE NO. 2011-143

AN ORDINANCE enacting a new Section 10-18, Sale or serving of intoxicating liquor – beer, wine, and malt beverages on City property., in Chapter 10, Alcoholic Beverages; amending Section 86-38, Intoxicating liquor prohibited – exceptions.; and, amending Section 86-132, Sale or serving of intoxicating liquor – beer, wine, and malt beverages., in Chapter 86, Parks And Recreation; dealing generally with the regulation of temporary alcohol licenses.

3. COUNCIL BILL NO. 2011-170

Mr. Scarce introduced Council Bill No. 2011-038. Motion by Mr. Scarce, Second by Mr. Golden to pass Council Bill No. 2011-170 on Second Reading and Advance to Third Reading and Pass. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

The Council Bill was declared Adopted and entitled: ORDINANCE NO. 2011-144

AN ORDINANCE approving a new Fixed Base Operator (FBO) Agreement between the City of Joplin and Alpha Air Center, LLC for their fixed based operation at the Joplin Regional Airport, that the Director of Public Works is authorized to enter into this Agreement on behalf of the City.

UNFINISHED BUSINESS

November 7, 2011

NEW BUSINESS

1. Motion by Mr. Golden, Second by Mr. Scarce, to make the following appointments and reappointments to Boards and Commissions: TO the Airport Board – Maurice Clark, Joplin Sports Authority, Ruth Sawkins, and Re-Appointments: to the Joplin Sports Authority, John Hoffman, Bd. Of Appeals, Steven Reed, and Joplin Redevelopment, Brian Shaw. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Scarce, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Seibert.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 7:50p.m.

Respectfully submitted,



Barbara Hogelin, MMC/MPCC
City Clerk