

**INFORMAL AGENDA**

**June 18, 2012**

**5:15 p.m.**

1. **Legislative Update- Gary Burton**
  2. **Overlook Presentation – Cunningham Park**
  3. **Appointments/Reappointments to Boards and Commissions**
  4. **Any other business**
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COUNCIL A G E N D A

June 18, 2012

6:00 P.M., Council Chambers

General Council Members

Mike Woolston  
Morris Glaze  
Bill Scarce  
(Mayor ProTem)  
Jack Golden  
Trisha A. Raney

MAYOR

Melodee Colbert-Kean

Zone Council Members

Gary Shaw  
Melodee Colbert-Kean  
Dr. Benjamin D. Rosenberg  
Michael Seibert

**1. Call to Order**

Invocation  
Pledge of Allegiance

**2. Roll Call**

**3. Presentations**

**4. Finalization of Consent Agenda**

**5. Reports and Communications**

**6. Citizen Requests and Petitions**

**7. Public Hearings**

**8. Consent Agenda**

1. Minutes of the June 4, 2012 Council Meeting

2. COUNCIL BILL NO. 2012-291 - AN ORDINANCE providing for the vacation of a utility easement located at 2402 South New Hampshire Avenue, in the City of Joplin, Jasper County, Missouri.

3. COUNCIL BILL NO. 2012-292 - AN ORDINANCE providing for the vacation of portions of right-of-way and utility easements located south of Interstate 44, north of 50<sup>th</sup> Street, east of Virginia Avenue, and west of Indiana Avenue, in the City of Joplin, Newton County, Missouri.

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.

4. COUNCIL BILL NO. 2012-293 - AN ORDINANCE providing for the vacation of a sanitary sewer easement located in the City of Joplin, Jasper County, Missouri.
9. **Resolutions**
  - 1.RESOLUTION NO. 2012-016 - A RESOLUTION granting a Special Use Permit (First Request) to USA Metal Recycling for a solid waste collection/processing facility at 2000 West Seventh Street, in the City of Joplin, Jasper County, Missouri.
  - 2.RESOLUYION NO. 2012-018 - A RESOLUTION authorizing the City Manager to accept a grant from the U.S. Economic Development Administration (EDA) for the hiring of a person to help coordinate the economic recovery from the EF-5 tornado on May 22<sup>nd</sup>, 2011.
2. **Ordinances – Emergency**
  - 1.COUNCIL BILL NO. 2012- 137 - AN ORDINANCE approving the City of Joplin to enter into an Agreement with CDL Electric. for the Tornado Damaged Sign Replacement in the amount of One Hundred Twenty Two Thousand Eight Hundred Thirty Nine Dollars and 18/100 Dollars (\$122,839.18) pending concurrence of MoDOT and authorizing the Public Works Director to execute said Agreement; and containing an emergency clause.
11. **Ordinances – First Reading**
12. **Ordinances – Second Reading and Third Reading**
13. **Unfinished Business**
14. **New Business**

**Notice posted at 4:30 p.m. on this the 14th day of June, 2012. (RSMo 610.020)**

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## INFORMAL NOTES

June 4, 2012

### Cedar Ridge Park

Parks Director Chris Cotton presented to Council property located at Heartland & West 29<sup>th</sup> Place known as Cedar Ridge Park. He said a church from Blue Springs Missouri wanted to donate \$15,000 of playground equipment and another area church wants to build a \$22,000 shelter. June 22 & 23 will be the construction dates. The City will oversee the construction. The city mows park land. Council consented to move forward with the plans.

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# CITY OF JOPLIN CITY COUNCIL MEETING MINUTES

June 4, 2012

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## CALL TO ORDER

The regular meeting for the Joplin City Council was called to order at 6:00 p.m. by Mayor Melodee Colbert-Kean

## ROLL CALL

Motion by Dr. Rosenberg, Second by Ms. Raney to excuse Mr. Scearce. Motion carried 8-0.

INVOCATION - read by City Clerk, Barbara Hogelin

FLAG SALUTE – led by Mr. Shaw

PRESENTATIONS - Mark Morris, Director of Information Systems, presented an overview of how the new website will make it easy to navigate for citizens. He said in putting all this together it took the time and talent of himself and Lynn Onstot, and Sam Anselm to pull together as a team along with designer Scott Runyun from CivicPlus.

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

## PUBLIC HEARINGS

Public Hearing Procedures read by City Clerk Barbara Hogelin

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

Public Hearing for Council Bill No. 2012-291

Mayor Colbert-Kean opened the Public Hearing

June 4, 2012

Those appearing in favor of this council bill were:

Emily Morrison, 1330 Wisconsin, appeared on behalf of this request.

No one appeared in opposition to this request.

The Public Hearing was closed.

Mr. Glaze introduced Council Bill 2012-291. Motion by Mr. Glaze, Second by Mr. Golden to Place Council Bill No. 2012-291 on First Reading and Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Scarce,

The Council Bill was read as being Council Bill No. 2012-291

AN ORDINANCE providing for the vacation of a utility easement located at 2402 South New Hampshire Avenue, in the City of Joplin, Jasper County, Missouri.

Public Hearing for Council Bill No. 2012-292

Mayor Colbert-Kean opened the Public Hearing

Those appearing in favor of this council bill were:

Randall Wallace, Wallace & Gage, Springfield, Missouri, appeared on behalf of this request.

No one appeared in opposition to this request.

Mayor Colbert-Kean closed the Public Hearing.

Mr. Shaw introduced Council Bill 2012-292. Motion by Mr. Shaw, Second by Mr. Golden to Place Council Bill No. 2012-292 on First Reading and Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Scarce.

The Council Bill was read as being Council Bill No. 2012-292

AN ORDINANCE providing for the vacation of portions of right-of-way and utility easements located south of Interstate 44, north of 50<sup>th</sup> Street, east of Virginia Avenue, and west of Indiana Avenue, in the City of Joplin, Newton County, Missouri.

Public Hearing for Council Bill No. 2012-293

Mayor Colbert-Kean opened the Public Hearing

Those appearing in favor of this council bill were:

Kurt Higgins, Allegier-Martin, appeared on behalf of this request.

June 4, 2012

No one appeared in opposition to this request.

Mayor Colbert-Kean closed the Public Hearing.

Mr. Shaw introduced Council Bill 2012-293. Motion by Mr. Shaw, Second by Mr. Glaze to Place Council Bill No. 2012-293 on First Reading and Advance to Second and Third Reading. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Scarce.

The Council Bill was read as being Council Bill No. 2012-293

AN ORDINANCE providing for the vacation of a sanitary sewer easement located in the City of Joplin, Jasper County, Missouri.

Public Hearing for Special Use Permit located at 2000 W. 7th Street.

Mayor Colbert-Kean opened the Public Hearing

Those appearing in favor of this council bill were:

Dan Whitworth, 626 S. Byers, Joplin, Missouri, appeared in favor of this request, requesting to table this until clients could meet with neighbors to inform them about their plans and concerns.

Kris Brains, 114 W. 78th, Springfield, Missouri, appeared in favor of this request.

Tom Smith, USA Metals, appeared in favor of this request.

Those appearing in opposition of this council bill were:

David Cunningham, 2104 W. 10<sup>th</sup>, appeared in opposition of this request.

Gary Youngblood, 1907 W. 10<sup>th</sup>, appeared in opposition of this request.

John Reynolds, 2101 Annie Baxter appeared in opposition of this request.

Rick Porter, 2111 W. 9<sup>th</sup>, appeared in opposition of this request.

Bryan Schumacher, Star Hotel, appeared in opposition of this request.

Ester App, 809 Roosevelt, appeared in opposition of this request.

Ashley Wolfe, 801 McKinley, appeared in opposition of this request.

Mr. Hubert Meier, 810 Roosevelt, appeared in opposition of this request.

Ms Mary Henson 2025 W. 10<sup>th</sup> appeared in opposition of this request.

Daniel Horn, 225 W. 12<sup>th</sup> Galena, KS stated he cleaned the lot area up at USA Metals before it became USA Metals of all the bad things that were there.

Mayor Colbert-Kean closed the Public Hearing.

Mr. Glaze introduced Resolution No. 2012-016. Motion by Mr. Glaze, Second by Dr. Rosenberg to Table Resolution No. 2012-016. Voting in favor were Council Members: Colbert-Kean, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 7. Nays: 1, Golden. Absent:1, Scarce.

CONSENT AGENDA APPROVED

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

Minutes of the May 23, 2012 Council Meeting

RESOLUTIONS

Mr. Shaw introduced Resolution No. 2012-017. Motion by Mr. Shaw, Second by Mr. Golden to Approve Resolution No. 2012-017. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Searce.

The Resolution was read as being RESOLUTION NO. 2012-017

A RESOLUTION approving the City Manager to enter into separate agreements with Jasper County and other participating municipalities to re-qualify the Joplin Home Consortium, for the purpose of becoming eligible for U.S. Department of Housing and Urban Development's HOME Investment Partnership Program entitlement funds.

ORDINANCES-EMERGENCIES

Mr. Golden introduced Council Bill No. 2012-135. Motion by Mr. Golden, Second by Mr. Shaw to Adopt Council Bill No. 2012-135. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 9. Nays: 0. Absent: 1, Searce.

The Council Bill was declared Adopted and entitled Ordinance No. 2012-103

AN ORDINANCE approving the purchase of right of way from property at 2711 S. Washington Avenue, consisting of all of Lot Numbered Six (6), in Parker Development Subdivision to the City of Joplin, Jasper County, Missouri; and authorizing the payment of Fifty Thousand and 00/100 dollars (\$50,000) and containing an emergency clause.

Mr. Shaw introduced Council Bill No. 2012-136 - Motion by Mr. Shaw, Second by Ms. Raney to Adopt Council Bill No. 2012-136. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Searce.

The Council Bill was declared Adopted and entitled Ordinance No. 2012-104

AN ORDINANCE approving the purchase of right of way from property 2517 Central Street consisting of part of Lots Numbered Twelve (12), Thirteen (13), Fourteen (14), and Fifteen (15), of Block Twenty-Five (25), in College Hill Addition to the City of Joplin, Jasper County, Missouri, and authorizing the payment of Three Thousand Four Hundred Thirty-five and 00/100 dollars (\$3,435.00) and containing an emergency clause.

ORDINANCES – FIRST READING

ORDINANCES – SECOND AND THIRD READING



June 4, 2012

UNFINISHED BUSINESS

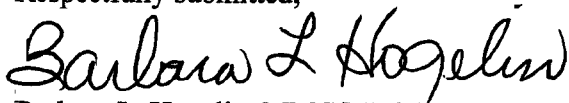
NEW BUSINESS

Case 055-12: 2601 South Main Street – A request for a Site Plan Review for the construction of Taco Bell on Commercial-Planned Development property – Larry Fugate. Motion by Mr. Golden, Second by Mr. Glaze to Approve the Site Plan Review for the construction of Taco Bell. Voting in favor were Council Members: Colbert-Kean, Golden, Glaze, Raney, Rosenberg, Seibert, Shaw, and Woolston, 8. Nays: 0. Absent: 1, Searce.

Mr. Glaze stated there will be a showing of Green Fire at MSSU on Friday.

There being no further business to come before the Council, the meeting was adjourned at 7:08p.m.

Respectfully submitted,



Barbara L. Hogelin, MMC/MPCC  
City Clerk

**Requested Council Meeting Date: June 18, 2012**

**Item: RESOLUTION NO. 2012-018**

**Originating Department: PUBLIC WORKS – COMMUNITY DEVELOPMENT**

Attachments: 1) Copy of Resolution No. 2012-018

Department Head: David Hertzberg	OKH	Date: 6/10/12
Planning/Community Development Manager: Troy Bolander	T.B.	Date: 6-10-12
Finance Department: Leslie Jones	LG fm LJ	Date: 6/12/12
City Attorney: Brian Head	BH	Date: 6-12-12
City Manager: Mark Rohr	MR	Date: 6-12-12

**Recommended Action:** Approval of Resolution 2012-018.

**Summary:**

As a result of the impact from the tornado on May 22, 2011, the Economic Development Administration (EDA) has allocated approximately \$342,000 to both the Harry S. Truman Coordinating Council and the City of Joplin to help with the economic recovery efforts in the Joplin area. The assistance through EDA will permit the City of Joplin to hire a person to help manage potential recovery projects in the communities of Joplin and Duquesne.

The position will be funded through EDA for two years. One-hundred percent of the costs will be reimbursed by EDA with no financial obligation to the City. The temporary position will be placed under the supervision of the Planning & Community Development Division. Job duties will include researching, coordinating and implementing economic recovery projects. Potential activities include projects the citizens and the Council/Board of Alderman have identified in the CART Plan, projects developed by the City and its Master Developer, and any economic recovery projects funded through other federal agencies, including, EDA and the Environmental Protection Agency (EPA).

Staff recommends approval of the resolution permitting the City to accept the EDA assistance.

RESOLUTION NO. 2012-018

**A RESOLUTION**

authorizing the City Manager to accept a grant from the U.S. Economic Development Administration (EDA) for the hiring of a person to help coordinate the economic recovery from the EF-5 tornado on May 22<sup>nd</sup>, 2011.

WHEREAS, on May 22<sup>nd</sup>, 2011, an EF-5 tornado caused catastrophic damage to a significant portion of the City of Joplin; and

WHEREAS, there were hundreds of businesses affected by the tornado that negatively impacted the area's economy.

WHEREAS, the U. S. Economic Development Administration (EDA) provides assistance to communities that experience difficult economic circumstances through awards of Planning and Technical Assistance grants, and

WHEREAS, the City of Joplin is eligible for EDA grant assistance in response to the negative economic impacts caused by the tornado on May 22<sup>nd</sup>, 2011

WHEREAS, the EDA will allocate assistance directly to the City of Joplin for the employment of a person to help coordinate the economic recovery in Joplin.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as follows:

Section 1: That the City Manager is hereby authorized and directed, upon recommendation and approval of the City Council, to accept the grant award from the U.S. Economic Development Administration to fund the disaster recovery coordinator position.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this \_\_ Day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Melodee Colbert-Kean, Mayor

ATTEST:

\_\_\_\_\_  
Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Brian W. Head, City Attorney

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**Requested Council Meeting Date: June 18, 2012**

**Council Bill No. 2012- 137**

**Item: Tornado Damaged Sign Replacement**

**Originating Department: PUBLIC WORKS – ENGINEERING**

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Attachments: 1) Bid Tab  
2) Proposal  
3) Council Bill No. 2012- 137

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Engineering: Jack Schaller *DWH for JS*  
Public Works: David Hertzberg *OKH*  
Finance Department: Leslie Jones *LG for LJ*  
City Attorney: Brian Head *BH*  
City Manager: Mark Rohr *RM*

Date: 6-12-12  
Date: 6/12/12  
Date: 6/12/12  
Date: 6-12-12  
Date: 6-12-12

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**Recommended Action:** Approval of award of contract with CDL Electric for a contract amount of \$122,839.18 pending concurrence of MoDOT.

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**Background:** This project consists of installing and providing materials for signs at various locations in the designated tornado area. This contract is for the replacement and installation of approximately 1,223 signs and 659 poles destroyed by the May 22 tornado.

**Discussion:** Tornado Damaged Sign Replacement was advertised in the Joplin Globe for one day and on the MoDOT's website and the city's website. Bids were opened on June 12, 2012 with 5 firms bidding.

**Recommendation:** Staff recommends approval of an award of contract to CDL Electric, in the amount of \$122,839.18 pending concurrence of MoDOT. This is within the engineers estimate for the project.

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## PROPOSAL

THE UNDERSIGNED hereby proposed to furnish the labor and materia for:

### Tornado Damaged Sign Replacement

In the City of Joplin, Missouri, according to the general specifications for such work on file in the office of the City engineer and Director of Public Works, together with the terms and conditions to be stipulated in the general contract forms, now adopted by the City of Joplin, as advertised to be let on the 12th of June, 2012 at 10:00 a.m. at the following prices to-wit.

	Quantity	Description	Cost per Unit	Total Cost
1	76	10 ft Galvanized Metal Post		
2	75	10 ft Pre punched galvanized metal pole		
3	478	11ft Pre punched galvanized metal pole		
4	30	12 ft Pre punched galvanized metal pole		
5	335	27 inch socket w/ wedge		
6	2	6 X 12 Sign with message and installed		
7	285	30 X 8 Sign with message and installed		
8	66	36 X 8 Sign with message and installed		
9	109	42 X 8 Sign with message and installed		
10	115	48 X 8 Sign with message and installed		
11	15	24 X 8 Sign with message and installed		
12	7	12 X 18 Sign with message and installed		
13	6	12 X 36 Sign with message and installed		
14	3	36 X 12 Sign with message and installed		
15	3	54 X 12 Sign with message and installed		
16	80	18 X 24 Sign with message and installed		
17	34	24 X 12 Sign with message and installed		

18	11	24 X 18 Sign with message and installed
19	14	24 X 24 Sign with message and installed
20	79	24 X 30 Sign with message and installed
21	4	24 X 36 Sign with message and installed
22	2	30 X 24 Sign with message and installed
23	1	84 X 24 Sign with message and installed
24	12	60 X 18 Sign with message and installed
25	1	72 X 18 Sign with message and installed
26	2	84 X 18 Sign with message and installed
27	2	96 X 18 Sign with message and installed
28	4	120 X 18 Sign with message and installed
29	3	120 X 30 Sign with message and installed
30	159	30 X 30 Stop sign installed
31	36	30 X 30 School crosswalk (S1-1) Florescent yellow green
32	58	30 X 30 Sign with message and installed
33	92	36 X 36 Sign with message and installed
34	18	36 X 36 Folding Stop Sign installed
TOTAL BID		

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Company \_\_\_\_\_

By (signature) \_\_\_\_\_

Complete Address

\_\_\_\_\_  
 \_\_\_\_\_





**COUNCIL BILL NO. 2012- 137    ORDINANCE NO.**

**AN ORDINANCE** approving the City of Joplin to enter into an Agreement with CDL Electric. for the Tornado Damaged Sign Replacement in the amount of One Hundred Twenty Two Thousand Eight Hundred Thirty Nine Dollars and 18/100 Dollars (\$122,839.18) pending concurrence of MoDOT and authorizing the Public Works Director to execute said Agreement; and containing an emergency clause.

BE IT ORDAINED by the Council of the City of Joplin, Missouri, as follows:

Section 1. That the City enter into an Agreement between the City of Joplin and CDL Electric for the Tornado damaged Sign Replacement , in the amount of One Hundred Twenty Two Thousand Eight Hundred Thirty Nine and 18/100 Dollars (\$122,839.18) pending concurrence of MoDOT.

Section 2. That the Public Works Director of the City of Joplin, Missouri, is hereby authorized to execute said Agreement for and on behalf of the City of Joplin.

Section 3. This ordinance is an emergency within the meaning of Section 2.12 (6) in that said ordinance provides for public improvements and is considered an emergency by the Council and as such shall become effective immediately upon this passage as provided by the Home Rule Charter for the City of Joplin.

Passed by the Council of the City of Joplin, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2012 by a \_\_\_\_\_ vote.

ATTEST:

\_\_\_\_\_  
Melodee Colbert-Kean, Mayor

\_\_\_\_\_  
Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Brian W. Head, City Attorney