

July 7th, 2022

In Attendance: Kerry Divine (4.12.2024), Rick Gamboa (4.14.2024), Ray Brown (12.10.2022), Denny White (9.13.20.25), Gary Jackson (12.31.2022), Chris Ellsworth (1.31.2023), Sherry Lawrence (12.13.2025), Tom Johnston (12.31.2023), City Attorney Talley

Call to order: 7:04 PM by President Ray Brown

Approve Agenda: Johnston/Lawrence 8/0.

Public Hearing: 7:03 Rezoning application SE corner of 7th & Katherine from R-1 to C-2. The applicant was not present, and City Attorney Talley recommended suspending the meeting to continue with scheduled business and reconvene if the applicant shows up after other business in the agenda is completed. Motion made by White/Lawrence Ayes: Divine, Gamboa, Brown, White, Jackson, Ellsworth, Lawrence, 7 yes, Johnston abstained. Re opened at 7:29. Cindy Burns spoke.

Gamboa asked if the sign was posted as this point was not checked off on the SOP form. Answer was Yes.

Divine asked who told her it was not commercial. Answer was she asked the city clerk. Clerk said you can look on Beacon or call the county. Divine produced ordinance 273 and bill 15-21 dated 11.9.2015 which showed this changed from R-1 to C-2. City clerk says she does not have this information. Meeting was paused for the city clerk to look for the ordinance.

Chevelle Lawver mentioned that the zoning on Beacon does not always match the city map. Beacon is for tax purposes only. Once it is rezoned by the city, it is the owner's responsibility to go the county and change the zoning.

The city clerk and Attorney returned to present the ordinance which was not communicated to the country. He recommends that this proceeding should not be taking place and that we should conclude the meeting and recommend to the Board of Alderman that they call the public hearing scheduled and then cancel it and refund the application fee as this appears to be a mistake by the city. Talley thanked Divine and asked how she was able to find this. Divine said she was reading old minutes and was looking at the zoning map.

Gamboa asked if it is the City's responsibility to advise the county of the rezoning. Answer was No but the city sends the applicant a letter indicating that they must advise the county of any change in zoning after it is approved.

Talley mention that there is a file for all rezoning rulings and that this information was not included in the file by the previous clerk. Public hearing was closed at 7:51pm. A motion was made to notify the Board of Alderman that this application should not have been made and recommend the return of the applicant's fee. White/Johnson 8-0.

Approve April 21st Special Meeting Minutes: Attorney Talley referred to the top of page 3 with a paragraph starting with "The City Attorney..." stating that the entire paragraph does not make any sense and although he may have stated many of these words, they are not in context, not indicative of what he meant and have no bearing on what was discussed as the paragraph is not coherent. His recommendation

is that the paragraph be deleted from the approved minutes as they are not reflective of the comments that he made. Motion made to strike the paragraph and approve the remaining minutes. White/Jackson Ayes: Brown, White, Jackson, Ellsworth, Lawrence, Johnston, Abstentions: Divine, Gamboa (absent from meeting). City Clerk will make the corrections and present the Final Draft as Gamboa is unable to edit the document he received.

Approve June 6th Minutes: Motion to approve, Johnston/White 8/0.

New Business: Attorney Talley FYI that he has drafted a short-term rental agreement which will be scheduled for an August meeting.

Public Comments: None

Other business Deemed Necessary: Brown asked about the traffic light. City clerk said it is a parts issue. City attorney said traffic flows much better since it doesn't work. Brown asked if the city would put up signs indicating not to detour through Duquesne Road. City clerk mentioned that the Joplin globe listed Duquesne Road as a possible route. Consensus was to recommend a permanent 4 way flashing light to the Chief of police to recommend to the Board of Alderman.

Gamboa said he would volunteer to help with the comprehensive plan.

Chevelle Lawver asked if someone was not at a meeting, can they make a motion to approve those minutes. Brown said Yes.

Speakers: Cindy Burns 2836 E 12th St. Joplin, Mo., Chevelle Lawver 616 Locust Drive Carl Junction

Schedule next meeting: Monday, August 1st, at 7PM with a work session at 6PM

Meeting Adjourned: 8:05 Divine/Lawrence 8-0.

Submitted by: Rick Gamboa