

COUNCIL BILL NO. 2005-035

ORDINANCE NO. 2005-193

AN ORDINANCE amending Section 46-3, Council Zones., of the Joplin Municipal Code, to include certain recently annexed properties; and, containing an emergency clause.

WHEREAS, the City of Joplin recently voluntarily annexed three tracts at the southeast corner of the City; and,

WHEREAS, this newly annexed territory requires a change to the City Council Zone Districts due to the requirement in Section 1.05 of the Joplin City Home Rule Charter which states that council zones shall be re-established by ordinance following the annexation of additional territory to the City.

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

Section 1. That Section 46-3, Council Zones, of the Municipal Code, as stated by Ordinance No. 99-193 and passed by the Council of the City of Joplin, Missouri, on December 6, 1999, and as re-adopted by the Council of the City of Joplin, Missouri, on November 19, 2001 by Ordinance No. 2001-177, and re-adopted January 7, 2002, by Ordinance No. 2002-001, and further re-adopted March 4, 2002, by Ordinance No. 2002-079, and Ordinance No. 2003-213, is hereby amended to read as follows:

"Sec. 46-3. Council zones.

The Council zones shall include the following voting districts or precincts:

- (1) Council Zone No. 1: Voting precincts 1, 2, 3, 4, 5, and 8.
- (2) Council Zone No. 2: Voting precincts 10, 11, 12, 13, 14, and 15.
- (3) Council Zone No. 3: Voting precincts 7, 16, 18, 23, 24, and 25.
- (4) Council Zone No. 4: Voting precincts 21, 22, 26, 27, and that portion of the Thurman and Diamond Precincts lying within the corporate boundaries of the City of Joplin, Newton County.

Any councilmember who holds office as a zone councilmember shall continue to qualify as a resident and registered voter of the zone for which he was elected until the end of his unexpired term if he continues to reside in and be a qualified and registered voter in the zone as it existed on the date of his election to the unexpired term. Therefore, insofar as the council zones set forth in this section change the boundaries of the zones of any incumbent zone councilmember, such change shall not be effective until the term of such

zone councilmember shall have expired. In the event of a vacancy in the office of a zone councilmember prior to such change in boundaries of such zone, a resident and qualified and registered voter of such zone, either as it existed on the date of the election of such zone councilmember or as it shall exist when the boundaries are changed as provided in this section, shall qualify as a resident and qualified and registered voter of such zone."

Section 2. That this Ordinance, being an Ordinance providing for the re-statement of the boundaries of Council Zones, for the purpose of electing Council members, is an emergency within the meaning of Section 2.12(2) of the HOME RULE CHARTER of the City of Joplin, Missouri, and as such, this Ordinance shall become effective immediately upon its passage.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 21st day of November, 2005 by a 9-0 vote.

Phil G. Stinnett, Mayor

ATTEST:
Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:
Brian W. Head, City Attorney