

The Carl Junction City Council met in regular session on Tuesday July 15, 2014 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Don Marshall, Steve Daniels, Mark Powers, Bob Cook, Tim Smith, Roger Spencer and Wayne Smith. Alderman Richard Zaccardelli was absent. Also present were City Clerk Maribeth Matney, City Administrator Steve Lawver and City Attorney Mike Talley.

AGENDA

Roger Spencer motioned to approve the agenda. Mark Powers seconded. All in favor. No opposed. Mark Powers stated that we need to change Sean Haase to Wayne Smith in the closed minutes. Mark Powers motioned to approve the consent agenda as amended. Roger Spencer seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one for public forum.

CHAMBER REPORT

Gary Stubblefield reported that they did not meet in July and their next meeting is 8/7/14. Gary went over upcoming events. They have 5 new members and their new goal is 300 members..

REVIEW AND APPROVAL OF TRANE SERVICE AGREEMENT

Steve reported that this is an agreement for the Police Department. The contract with our Community Center is working out well. It is cheaper than this building and it would have saved us \$500 in service calls this last time. After some discussion Mark Powers motioned to approve the City Administrators recommendation to approve the contract.. Steve Daniels seconded. All in favor. No opposed.

REVIEW AND APPROVAL OF WELL #5 BIDS

Steve Lawver reviewed the problems we are having with well #5. We have had to shut it down now because the check valves are not working. Alternate bid #1-cablng-Steve said that they would test it before the replace it. If it test OK they will not replace. it. Alternate #3 - stainless steel tubing- Steve said this is for our draw down and plastic will not hold up but we can't reuse the stainless steel if we have the well pulled. Alternate #2 - Steve is recommending that we approve it. Tim asked about the life span of cable and would it be better to get it all fresh new since we are pulling it. Steve said that he feels it will be replaced . There was a lot of discussion about the bids specs. Steve Daniels sad that we need to make sure that everyone is OSHA certified. There was more discussion about the bids. Steve is recommending that we go with the low bidder of Flynn at \$46419.00. It will be a Franklin pump. Bob Cook motioned to go with the City Administrators recommendations. Mark Powers seconded. All in favor. No opposed.

ORDINANCES

Mark Powers motioned to put "AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND SAPP DESIGN ASSOCIATES ARCHITECTS, P.C., OF SPRINGFIELD, MISSOURI, TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES CONSISTING OF DEVELOPING A MASTER PLAN FOR IDENTIFYING ANY FUTURE MODIFICATIONS AND/OR ADDITIONS TO MEMORIAL PARK FOR THE CITY OF CARL JUNCTION, MISSOURI, FOR A SUM NOT TO EXCEED \$7,000.00 BASED ON HOURLY RATES PROVIDED IN SAID AGREEMENT; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on first reading by title only. Steve Daniels seconded. Steve said that the one we laid out for them today was a little different than the one they received in their packet. This one has a not to exceed clause in it unless authorized. Bob Cook said that he does not think we need a study done to tell us where to put flag poles and a bridge. The people in town are smart enough to do that without a plan. \$7000 is a lot of money to spend for that. There was a lot of discussion back and forth between the council regarding this contract and spending the money for this study. It was the feeling that maybe a committee could put together a study. It was asked about the Drury study. Steve said that was a conceptual plan but this would be a specific plan for placement of structures. Steve also said that this would help us apply for grants to help build the park as planned. Steve said that the grants will only pay for installation not the planning. Those grants are very competitive. Wayne Smith said that we have limited space in this park unless we put a culvert in the ditch that runs through the park. There was a lot more discussion about this park and the plan for it. Mark Powers motioned to put it on second reading by title only. Wayne Smith seconded. Mark Powers said that we now have the capital improvement fund to help install the park plans. Steve Daniels motioned to put it on final passage. Mark Powers seconded. 6 (Marshall, Daniels, Powers, T Smith, Spencer, W Smith) in favor. 1 (Cook) opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Cook-no, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-24 was approved by roll call vote, signed by the Mayor, attested by the City Clerk and made a part of the permanent records of the City of Carl Junction. Steve stated that they should be starting the sidewalk projects around August 1st. There were some utilities that have to be moved first.

REPORTS

The council reviewed the Administration report. Steve said that we are getting bids for a pavilion for Four Oaks Park. The deadline is 7/25/14. Roger asked how much it is estimated it will cost. Steve replied about \$15000 It is smaller than the one we had rebuild at Center Creek. We put it in 2 papers and mailed out about 26 invitations to bid. He also reported that our employee bonding

has not been updated for a long time and we are looking at that. We will need to make some code changes also. What we put before the council is our recommendations. Mark Powers asked for the difference of the amount of premium if we change it.

Public Works report - had nothing new to report.

Police Department report - had nothing new to report. Bob Cook asked if there are any ordinances about dogs sitting in drivers laps while they are driving. Chief Haase reported that he was not aware of any. There was also discussion about the helmet laws and when they are required to wear them. Roger Spencer asked about the little go carts. Chief Haase reported that they are not allowed on the streets.

Building Inspector report - Steve Daniels said that there are tall weeds that are growing up between 2 houses out in his area. Steve said he will look into it and pass it on to the code enforcement officer. Bob Cook asked about the Joplin Street progress. Mike Talley said that they are working on it.

COMMITTEE REPORTS

Budget/Finance – Mark Powers had nothing to report.

Code/Nuisance – Don Marshall had nothing to report.

Human Resources – Steve Daniels had nothing to report.

Public Facilities & Planning – Tim Smith reported that they met tonight about the Phase II of the skate park. Steve received bids on the financing and we are going to recommend the council approve the 5 year lease with CBT for the financing on it.

Senior Citizens - Richard Zaccardelli was absent.

UNFINISHED BUSINESS

Mike Talley reported to the council what he found out about consolidation of cities. He reported that the citizens can petition the city. The governing body then has 90 days to accept or reject the petition, but even if the governing body rejects the petition, the petition goes to the county commission which may submit it to a vote. Mike Talley said that the use of a petition to initiate consolidation is new to him, and the citizens would probably need to retain their own legal counsel to lead them through the various state statutes. Generally, it takes 100 voters to sign the petition or 15% of voters at the last election, whichever is greater. There was some discussion of this process. Mike then reviewed other related statutes he had found on the subject.

Steve Lawver stated that he needs council approval for the CBT bids for the 5 year lease payment on the skate park. Mark Powers motioned to approve the CBT bid for 5 year lease on the skate park. Steve Daniels seconded. 6 (Marshall, Daniels, Powers, T Smith, Spencer, W Smith) in favor. 1 (Cook) opposed.

Steve then reported that he received notification from MODOT that the Federally funded transportation enhancement program will be insolvent by 8/1/14. He has talked to Allgeier Martin & Associates and Bennett Construction and they have agreed to go ahead with the utility relocation and put the rest on hold until the legislature can get something passed to fund the program. This would count towards our match. The utilities that have to be moved are Natural Gas, ATT and sewer mains. There was some discussion regarding this proposal.

Steve then reported that FCC has allocated \$100,000,000 for the fiber optic grant program. They will be asking for applications and the selection should be completed by the end of the year. There is a ray of hope that our program will be approved.

Chief Haase reported that he almost has the emergency plan put together. He was working on the flow chart and the auditor help him put it together. He hopes to have it done by the next meeting. He also said that we need an ordinance about burning trash inside city limits. He is looking into it.

NEW BUSINESS

Tim Smith asked if apartment houses and duplexes needed business licenses. It was responded that apartment houses do but not duplexes.

Bob Cook asked about Taco Town and the snow cone stands at the ball park. He asked if they had business licenses. They are using city electricity. Steve said he would look into it.

The City Clerk pointed out the MRWA training for elected officials. They are trying to get elected officials involved in their program.

CLOSED SESSION PER RSMO 610.021(1) - LEGAL ACTIONS, CAUSES OF ACTION OR LITIGATION INVOLVING A PUBLIC GOVERNMENTAL BODY AND ANY CONFIDENTIAL OR PRIVILEGED COMMUNICATIONS BETWEEN A PUBLIC GOVERNMENTAL BODY OR ITS REPRESENTATIVES AND ITS ATTORNEYS

Mark Powers motioned to go into closed session per RSMO 610.021(1) - legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. Roger Spencer seconded. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Cook-y, T Smith-y, Spencer-y, W Smith-y Council went into closed session at 8:12 PM. Council reconvened at 8:32. Mayor Moss reported that no action was taken during the closed session.

ADJOURNMENT

Mark Powers motioned to adjourn the meeting. Steve Daniels seconded. All in favor. No opposed. Meeting adjourned at 8:33 PM.

Maureen J. Mahoney
CITY CLERK

Richard C. Ross
MAYOR