

The Carl Junction City Council met in regular session on Tuesday December 18, 2012 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, Dee Lynn Davey, Sean Haase., Bob Cook and Tim Smith. Alderman Richard Zaccardelli was absent. Also present were City Administrator Steve Lawver, City Clerk Maribeth Matney and City Attorney Mike Talley.

AGENDA

Mark Powers motioned to approve the agenda as presented. Don Marshall seconded. All in favor. No opposed. Mark Powers motioned to approve the consent agenda. Steve Daniels seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one for public forum.

CHAMBER REPORT

Gary Stubblefield reported that they had a great 2012. They had their Business Expo, the 15th Annual Bluegrass Festival and a lot of TV coverage. The membership continues to grow and they are supporting each other by shopping with each other first. The Shop Hop in the 100 block is developing and he thanked the council for their support. The next Chamber meeting is 1/3/13.

RESOLUTION FOR USDA LOAN APPLICATION

This Resolution authorizes the Mayor and City Administrator to sign documents for the USDA loan application. It was pointed out that the USDA loan has very little flexibility and that this resolution does not commit us to anything. It just lets us go forward. Steve said that we can say no up until we receive the 1st check. Mike Talley and Steve are working on the loan documents. Mark Powers motioned to approve the Resolution. Bob Cook seconded. All in favor. No opposed.

ORDINANCES

Mark Powers motioned to put "AN ORDINANCE AMENDING TITLE I. GOVERNMENT CODE: CHAPTER 115: OFFICERS AND EMPLOYEES, ARTICLE I. GENERAL PROVISIONS, BY AMENDING SECTION 115.070 TO CONFORM THE PROCEDURE FOR SELECTING SUCCESSORS TO SERVE IN THE EVENT OF A VACANCY TO STATE STATUTE" on first reading by title only. Steve Daniels seconded. Mayor Moss asked for discussion. Mike Talley said this is to clean up our code to conform to the state statute. Mark Powers motioned to put it on second reading by title only with a roll call vote. Steve Daniels seconded. Mayor Moss asked for discussion. There was no discussion. Steve Daniels motioned for passage of the ordinance. Sean Haase seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Davey-y, Haase-y, Cook-y, Smith-y. Motion on Ordinance #12-40 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.

Mark Powers motioned to put "AN ORDINANCE AMENDING TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE: CHAPTER 220: MAINTENANCE OF PUBLIC AND PRIVATE PROPERTY, ARTICLE I. TRIMMING AND REMOVAL OF TREES, BY AMENDING SECTION 220.040: TRIMMING OF TREES, ETC., TO PROVIDE NEW STANDARDS FOR TRIMMING TREES AND BUSHES" on first reading by title only. Don Marshall seconded. Mayor Moss asked for discussion. Mike Talley commented this was draft #19 to clarify the cause of concern. David Wehmeyer said he requested it to be done because of issues with intersections. We also did not have anything regarding sidewalks. Sean Haase asked if it was the owner's responsibility or Empires. David said it was up to the owner to maintain it unless it is in the City's ROW. Mark Powers motioned to put it on second reading by title only with a roll call vote. Sean Haase seconded. Mayor Moss asked for discussion. There was no discussion. Steve Daniels motioned for passage of the ordinance. Dee Lynn Davey seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Davey-y, Haase-y, Cook-y, Smith-y. Motion on Ordinance #12-41 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.

SET MEETING DATE FOR 1ST MEETING IN JANUARY

It was stated that the 1st Tuesday in January is on a Holiday. Mike Talley said he was unavailable 1/8/13 (the 2nd Tuesday) but Thursday the 3rd was OK. Don Marshall motioned to move the meeting of 1/1/13 to Thursday 1/3/13. Mark Powers seconded. All in favor. No opposed.

REPORTS

The council reviewed the Administration report. Steve also reported that he handed out the information on the market survey. It will be mailed out to all our residents who have water meters. This survey covers all the parts required by the USDA loan application.

Public Works report – had nothing new to report.

Police Department report – had nothing new to report. The Shop With A Cop helped 235 kids.

Building Inspector report – had nothing new to add.

COMMITTEE REPORTS

The Budget/Finance Committee will start meeting 1/10/13 at 6:30 PM. We will get a schedule of meetings together.

The Code/Nuisance Committee had nothing to report.

The Human Resource Committee reported that the City Administrator's evaluation is being handed out to the Department Heads.

The Public Facilities Committee had nothing to report.

The Senior Citizen Committee had nothing to report. Richard Zaccardelli is back home and building up his strength. It was asked to keep him in everyone's thoughts and prayers.

UNFINISHED BUSINESS

Mark Powers asked if we were going to formally appoint a person to the vacant seat. Mike Talley said we could do it a 3rd time. Mayor Moss stated he would like to appoint Tim Smith the Ward II to replace Ed Reeves. Mark Powers motioned to approve the appointment. Bob Cook seconded. All in favor. No opposed.

Bob Cook then addressed the barking dogs in his neighborhood. He said that they are barking up a storm and the neighbors are complaining. He will keep bringing this up until it stops. He said that the Police Department should take care of it. He said that they do a fine job but this needs to stop. It is inconsiderate of their neighbors and he is tired of it. He said that David has talked to them but it is not taking care of it. It needs to be handled and he is elected to stand up for his citizens. He is 2 block away and he can hear them. We have offered them a bark collars and they won't use them. There was a lot of discussion about barking dogs.

NEW BUSINESS

Bob Cook then commented that he was surprised that there was no one in the audience complaining about the storage buildings going in along Briarbrook. Mark Powers said he gave notices to the people closest to it and they do not have any problems with it. It is zoned commercial. He said that no one has a problem with a small storage space.

Sean Haase and Steve Daniels wished everyone a Merry Christmas and a Happy New Year.

The council was reminded that the Christmas dinner is Friday 12/21/12 at noon.

ADJOURNMENT

Mark Powers motioned to adjourn the meeting. Don Marshall seconded. All in favor. No opposed. Meeting adjourned at 7:40 PM.

CITY CLERK

MAYOR