

The Carl Junction City Council met in regular session on Tuesday August 05, 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, Tim Smith, Roger Spencer and Wayne Smith. Aldermen Richard Zaccardelli and Bob Cook were absent. Also present were City Clerk Maribeth Matney, City Administrator Steve Lawver and City Attorney Mike Talley.

AGENDA

Mark Powers motioned to approve the agenda. Don Marshall seconded. All in favor. No opposed. Mike Talley stated that we need to change Richard Zaccardelli to Don Marshall 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 was not present to give a report.

REVIEW AND APPROVAL OF LIQUOR LICENSE REQUEST AT 102 N MAIN

The council reviewed the request for a liquor license from Pete's at 102 N Main Street. Mark Powers motioned to approve the request. Don Marshall seconded. All in favor. No opposed.

REVIEW AND APPROVAL OF BIDS ON FOUR OAKS PARK PAVILION

The council reviewed the bids for 4 Oaks Park pavilion. We received 2 bids: K Southard - \$17,795.00 & NR Contracting - \$27,000.00. It was asked why there was such a difference. Steve replied that Nick Rhea was busy and did not really want the job. Steve is recommending we accept the bid from K Southard for \$17,795.00. Mark Powers motioned to approve the City Administrator's recommendation of K Southard for \$17,795.00. Don Marshall seconded. Roger stated his son works for K Southard occasionally and will be abstaining from the vote. 5 (Marshall, Daniels, Powers, T Smith, W Smith) in favor. 1 (Spencer) abstained.

EMERGENCY OPERATION PLAN PROPOSAL

Chief Haase reported that unless we find a typo the Emergency Operation Plan is complete. We will be printing it out in a notebook to have on file at City Hall. This should comply with all of our regulations. Mark Powers stated that we need to update our NIMS training on line. He also stated it was beneficial for everyone to know it and the on line training is simple. Tim smith said he appreciated what Chief Haase did and it saved the City a lot of money. Mark Powers motioned to adopt the plan. Mike Talley said we would need an ordinance. Roger Spencer seconded. All in favor. No opposed.

ORDINANCES

Mark Powers motioned to put "AN ORDINANCE APPROVING A CONTRACT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE JOPLIN HUMANE SOCIETY, INC., d/b/a ANIMAL ADOPTION & RESOURCE CENTER OF THE FOUR STATES, TO PROVIDE SHELTER, FOOD, CARE AND DISPOSAL SERVICES FOR SMALL ANIMALS BROUGHT TO THE CENTER BY CITY LAW ENFORCEMENT OR HEALTH OFFICIALS; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR TO EXECUTE SAID CONTRACT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on first reading by title only. Steve Daniels seconded. Steve Lawver stated that this is an annual contract and the price did raise a little bit. We try not to take them over unless we have to. We try to adopt them out. Mark Powers motioned to put it on second reading by title only. Steve Daniels seconded. All in favor. No opposed. Steve Daniels motioned to put it on final passage. Roger Spencer seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-25 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 APPROVING A GOVERNMENTAL EQUIPMENT LEASE PURCHASE AGREEMENT WITH COMMUNITY BANK & TRUST, LESSOR, FOR THE PURPOSE OF FINANCING THE PURCHASE OF SKATE PARK EQUIPMENT FOR PHASE II OF THE CARL JUNCTION SKATE PARK, FOR THE SUM \$94,710.34, PLUS INTEREST IN THE AMOUNT OF \$5,586.66; AUTHORIZING UP TO TEN (10) SEMI-ANNUAL RENTAL PAYMENTS AS PROVIDED IN THE AGREEMENT; 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 Daniels said that American Ramp is top quality and did a good job.. Mark Powers motioned to put it on second reading by title only. Don Marshall seconded. All in favor. No opposed. Steve Daniels motioned to put it on final passage. Mark Powers seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-26 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 APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND FLYNN DRILLING COMPANY, FOR THE WELL #5 PUMP REPLACEMENT, FOR THE CITY OF CARL JUNCTION, MISSOURI, IN ACCORDANCE WITH THE CONTRACT DOCUMENTS FOR THE SUM \$70,450.00; 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. Mark Powers asked about the cost. We had to replace the cable at a cost of \$16,000 but we are not using the stainless steel pipe. We are using 2 heavy duty pipes instead. This contract still has the stainless steel pipe in it and we will have to do a change order to deduct it out. The 2 heavy duty pipes were part of the original bid. The pump didn't go out but there were holes in the pipe and all the check valves quit working. We were losing water back into the well. The pipe will come in 8/19/14 and it can be installed in one day. Steve said it is putting a stretch on our water budget. The pump we are replacing is 8 years old and the life span is about 10 years. There was discussion of the pump and if we can use it for other things. Mark Powers motioned to put it on second reading by title only. Don Marshall seconded. All in favor. No opposed. Steve Daniels motioned to put it on final passage. Mark Powers seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-27 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.

REPORTS

The council reviewed the Administration report.

Public Works report - had nothing new to report. Steve commented that the disc golf pads were poured and they were putting up the baskets. They told Steve that people were playing behind them as they put up the baskets. Wayne Smith asked about the tennis courts. Steve said that Jimmy is repairing them differently this time and it seems to be working better. Wayne asked about painting it. Steve said we are going to paint it but want to make sure that it is holding up first. Steve also said that we will try to budget to replace it next year. Wayne said we need to make it look attractive.

Police Department report - had nothing new to report.

COMMITTEE REPORTS

Budget/Finance – Mark Powers reported that he had reviewed the bank reconciliations and they looked good.

Code/Nuisance – Don Marshall had nothing to report.

Human Resources – Steve Daniels had nothing to report.

Public Facilities & Planning – Tim Smith had nothing to report.

Senior Citizens - Richard Zaccardelli was absent. It was reported that he is doing better.

UNFINISHED BUSINESS

Don Marshall said that Temple looked better.

Steve Daniels asked about the house in his neighborhood. Steve Lawver reported that he had turned it over to Code Enforcement.

Steve Lawver pointed out the thank you cards from Baxter Springs Kansas and the Joe Patterson family.

Chief Haase said that the person with the dogs is now getting cited. They will get the problem fixed. People are now willing to come forward about it and they are working on it.

NEW BUSINESS

Mayor Moss said he would like to name the skate park and has asked the council to think about it and come back with suggestions.

Mike Talley said that he went to the annual attorney conference and there was discussion about municipal bonding and the SEC getting more involved in that. Gilmore & Bell gave a presentation on it at the seminar. He has asked Gilmore & Bell to look at the City's bonding and get back with him. He explained that the SEC had not been involved in municipal bonding until just now.

Mark Powers said he would like to see the City purchase banners to put on our new light poles. He asked Steve to look at the cost and the council to think about what they would like to see on the banners. They don't all have to say the same thing.

Chief Haase said he would be applying for a matching grant for body camera's for our officers. We could get up to \$10,000.

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-absent, T Smith-y, Spencer-y, W Smith-y Council went into closed session at 7:42 PM. Council reconvened at 8:22. Mayor Moss reported that no action was taken during the closed session.

ADJOURNMENT

Mark Powers motioned to adjourn the meeting. Roger Spencer seconded. All in favor. No opposed. Meeting adjourned at 8:23 PM.

Michelle M. Materny
CITY CLERK

Michael C. Nash
MAYOR