

The Carl Junction City Council met in regular session on Tuesday October 21, 2014 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Richard Zaccardelli, Don Marshall, Steve Daniels, Mark Powers, Tim Smith, Roger Spencer and Wayne Smith. Alderman Bob Cook was absent. Also present were City Clerk Maribeth Matney, City Administrator Steve Lawver and City Attorney Mike Talley.

AGENDA

Steve asked that Senator Ron Richards and Representative Charlie Davis be added to the agenda as item 4(c), review and approval of the sludge bid as item 6(a) and the ordinance approving a settlement agreement with Centurylink as item 9(b). Mark Powers motioned to amend the agenda as requested. Steve Daniels seconded. All in favor. No opposed. Mark Powers motioned to approve the agenda. Richard Zaccardelli seconded. All in favor. No opposed. Mark Powers motioned to approve the consent agenda. Roger Spencer seconded. All in favor. No opposed.

SENATOR RON RICHARDS/REPRESENTATIVE CHARLIE DAVIS

Rep Charlie Davis stated that he and Senator Ron Richards were here to present the City a signed copy of the law that was passed regarding prevailing wage and volunteer labor. The City of Carl Junction brought to light a problem and they passed a law to fix it. It was HB 594 and not only does Carl Junction benefit from it but all the communities throughout the state. Rep Davis thanked Carl Junction stating that volunteers are an important part of a community and they were glad to help. Mayor Moss thanked them for presenting this to the City.

PUBLIC FORUM

Sharon Clark, Postmaster, 111 S Main, stated that one of the council had bought stamps for breast cancer awareness and then sent her one personally. She wanted to challenge the rest of the council to also purchase stamps. She also wanted to thank the council for their support in the past.

CHAMBER REPORT

Gary Stubblefield went over upcoming events that the Chamber is hosting. They have been having education seminars for members and they have been well attended. They also had a ribbon cutting at the Ozark Center downtown. Sharon is currently in 3rd place on stamp sales now and they are trying to get back to 1st place.

REVIEW AND APPROVAL OF SLUDGE BID

Steve reported that we only received one bid, Terra Renewal, for \$47,200. This is for 1,000,000 gallons of sludge. We budgeted \$60,000. They are also willing to do a 2 year renewal for the same price. We do land application because our sludge is clean enough. Mark Powers motioned to approve the bid from Terra Renewal. Richard Zaccardelli seconded. All in favor. No opposed.

P&Z CASES

Mayor Moss opened the public hearing on Case #14-12 - 29062 Impatiens Lane - annexation - Bobbie Skoglund-Nutt at 7:16 PM. Steve reported that P&Z met on this case and recommended approval. They will have to make arrangements for their hook up since that project is done. There are 2 more properties that have not annexed in yet. One has inquired and the other has not. Steve reported that the residents that have been hooked up will be receiving a bill for hooking up their lines. There was no one for our against this case. Mayor Moss closed the public hearing at 7:18 PM.

Mayor Moss opened the public hearing on Case #14-13 - Section 405.080 - Height, area and yard exceptions at 7:19 PM. Steve Lawver reported that P&Z met on this and recommended approval. It cleared up a gray area in our code. It stated that a detached building could not be 75% of the main structure but not to be higher than the main structure. Tim Smith said he thought that addressed if it was on a hill. Mayor Moss closed the public hearing at 7:20 PM.

Mark Powers motioned to put "**AN ORDINANCE AMENDING TITLE IV: LAND USE, CHAPTER 405: ZONING REGULATIONS, SECTION 405.080: HEIGHT, AREA AND YARD EXCEPTIONS, TO DELETE LANGUAGE IN SUBSECTION A.3.a. WHICH IS INHERENTLY INCONSISTENT WITH SAID SUBSECTION**" on first reading by title only. Steve Daniels seconded. There was no discussion. Mark Powers motioned to put it on second reading by title only. Roger Spencer seconded. There was no discussion. Steve Daniels motioned to put it on final passage. Mark Powers seconded. All in favor. No opposed. Zaccardelli-y Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-38 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.

APPOINTMENT OF EDDIE KREIGHBAUM TO P&Z COMMISSION

Mayor Moss stated he would like to appoint Eddie Kreighbaum to the P&Z Commission. Mark Powers motioned to approve the appointment. Richard Zaccardelli seconded. All in favor. No opposed.

ORDINANCES

Mark Powers motioned to put "**AN ORDINANCE AMENDING TITLE V: BUILDING CODE, CHAPTER 500: GENERAL PROVISIONS, ARTICLE I. BUILDING CODES ADOPTED BY ADOPTING NEW SECTION 500.070: NATIONAL FIRE**

PROTECTION 58 LIQUEFIED PETROLEUM GAS ADOPTION, AND AMENDING SECTIONS 500.120 AND 500.130 TO MODIFY AND CLARIFY THE APPOINTMENT AND DUTIES OF THE BUILDING INSPECTOR, AND AMENDING CHAPTER 520: FIRE PREVENTION, SECTION 520.025 TO REFERENCE THE 2009 EDITION OF THE INTERNATIONAL FIRE CODE" on first reading by title only. Steve Daniels seconded.. Steve Lawver reported that these are the larger tanks not the small ones for like barbeque grills. On the ones that are currently in, and will be in violation, we will ask for voluntary compliance. There was some discussion as to why this code was being passed. Roger Spencer stated it was a good idea. It is for safety reasons. Mike Talley also pointed out that this ordinance changes the manner of appointment of the Building Inspector. It also brings us in compliance with the 2009 International Fire Code. Mark Powers motioned to put it on second reading by title only. Richard Zaccardelli seconded. Steve Daniels motioned to put it on final passage. Mark Powers seconded. All in favor. No opposed. Zaccardelli-y Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-39 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 SETTLEMENT AGREEMENT WITH CENTURYLINK AND ASSIGNING A PERCENTAGE OF THE SETTLEMENT PROCEEDS TO THE MISSOURI MUNICIPAL LEAGUE" on first reading by title only. Steve Daniels seconded.. Mike Talley said he argued about doing this for such a small amount but he was overruled due to concerns about what might happen in the future if we don't pass it. Mark Powers motioned to put it on second reading by title only. Steve Daniels seconded. Steve Daniels motioned to put it on final passage. Mark Powers seconded. All in favor. No opposed. Zaccardelli-y Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y. Motion on Ordinance #14-40 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.

REPORTS

The council reviewed the Administration report.
Public Works report - #6 well was hit by lightening and is being repaired. We also have ordered parts for #5.
Police Department report - had nothing new to report.

COMMITTEE REPORTS

Budget/Finance – Mark Powers reported he reviewed the bank statements and all looked good. He also reported that we do not have our insurance quotes in yet and we will schedule another meeting. The ACA is very expensive and we are looking at a 25% increase. We are looking at other options.

Code/Nuisance –Don Marshall reported that they were supposed to have a meeting last week. Steve reported that part of the code looked fine but that we would not want to pass all of it. Chief Haase found another one for the committee to consider.

Human Resources – Steve Daniels had nothing to report.

Public Facilities & Planning – Tim Smith reported that they need to get together to look at the disc golf course to see what we can do regarding some of the complaints we have received. Tim suggested they get together and tour the course.

Senior Citizens - Richard Zaccardelli had nothing to report.

UNFINISHED BUSINESS

Steve Daniels reported that everyone on Birch Drive is happy that the weed nuisance has been abated out there.

Wayne Smith said that he received a phone call about the property still not being mowed. Steve Lawver said that he mowed the edge which is all that is required.

NEW BUSINESS

None.

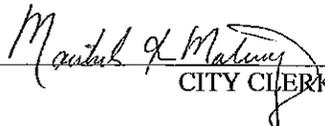
CLOSED SESSION PER RSMO 610.021(2):LEASING, PURCHASE OR SALE OF REAL ESTATE BY A PUBLIC GOVERNMENTAL BODY WHERE PUBLIC KNOWLEDGE OF THE TRANSACTION MIGHT ADVERSELY AFFECT THE LEGAL CONSIDERATION THEREFOR.

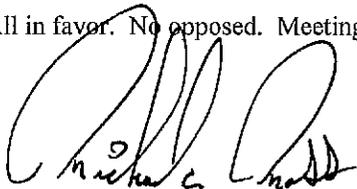
Mark Powers motioned to go into closed session per RSMO 610.021(2):leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor at 7:47 PM. Roger Spencer seconded. Zaccardelli-y Marshall-y, Daniels-y, Powers-y, Cook-absent, T Smith-y, Spencer-y, W Smith-y.

Council came back into open session at 8:14 PM. Mayor Moss stated that no action was taken.

ADJOURNMENT

Roger Spencer motioned to adjourn the meeting. Mark Powers seconded. All in favor. No opposed. Meeting adjourned at 8:15 PM.


CITY CLERK


MAYOR