

The Carl Junction City Council met in regular session on Tuesday, March 15, 2005 at 7:00 at City Hall. Mayor Jim Wisdom called the meeting to order with the following present: Richard Zaccardelli, Barbara Evans, Mike Moss, Gary Stover, Pat Smith and Wayne Smith. Alderman Walter Hayes was absent.

AGENDA

Mike Palmer motioned to table item #6 and approve the agenda as amended. Pat Smith seconded. All in favor. No opposed. Pat Smith motioned to approve the consent agenda. Richard Zaccardelli seconded. All in favor. No opposed.

PUBLIC FORUM

Charlie Long, American Legion, addressed the council on the acquisition of the land they thought the American Legion owned. The building sits on 3.5 feet of City land. They have paid 7 payments to the Lions the past several years and have supported the youth through ball programs, for many years. They would like some of the land north of the building to keep their storage shed. They don't have a problem with the road change. They are asking for the council's consideration of part of lot 80. Joe reported that there haven't been taxes paid on Lot 80 for several years due to it being owned by the defunct Lion's Club. Mike Talley asked that Joe meet with their attorney on 3/29/05. Mike Palmer asked how many feet they needed. Charlie Long responded 20'. They have made 7 payments of \$1000 toward a \$10,000 agreement. They don't intend to file a lawsuit. Mike Palmer thought there was a legal way to transfer the land for youth services as payment this summer. Mayor Wisdom stated we should be able to come to some agreement on 3/29/05. Charlie stated he just wanted the council to know what was going on. They are asking for approximately 20' more feet. Claudia Cox stated that her husband was a member of the Lion's Club. She feels we should continue to run our community in an honest way and doesn't feel this was handled in that way.

P&Z CASE

Case #05-02, Darrell Fallman, 1005 Sheridan, Special Use Permit. This was tabled.

PHILLIP COOK – CJ R-1 SCHOOL DISTRICT

Mr. Cook, 101 Ridgepoint, is with the CJR1 School District. He will be taking over the Superintendent's job in July and wants to continue with their partnership with the City. He informed the council that the school is asking for a 15-cent increase for education funding to hire new teachers and decrease class size. Their growth is unprecedented in this district and they are looking for 600 + new students in the next 5 years. The facility size is OK but the class size is not. They can't keep waiting on the state funding and their goal is to improve the quality of life for each of their students. He is asking for the council's support and partnership for the future as it has been in the past. Mayor Wisdom as how much this increase will produce. Mr. Cook stated about \$400,000 locally and \$700,000 through state funding. It was asked if we hire 20 more teachers what about classrooms. Mr. Cook stated that some rooms are now being used for other things and we will have enough classrooms. For a \$100,000 home it will be about \$2.50 per month increase, which is \$30/annually. Mr. Cook then handed out a fact sheet for the City's information.

PROPOSED BUDGET

Joe spoke to the council about the attachments and projections.

SEWER BIDS – JOPLIN STREET

Joe reported that 3 bid packets were picked up and we received 2 bids. Jeff Asbell - \$33533.50; Dirt Contractor's - \$11810.00. The difference was in the clean up amounts. We are replacing 300' of private line and taking it over. Mike Moss asked how many other private lines we had. Joe stated 3 or 4.

EXTENSION OF SLUDGE REMOVAL CONTRACT

The council reviewed the request for extension. Joe reported we had a good rate and would like to grant the extension.

ORDINANCES

The council reviewed the ordinance approving the increase in water rates. Pat Smith motioned to put "AN ORDINANCE AMENDING TITLE VII, UTILITIES; CHAPTER 705: WATER ARTICLE III. USER CHARGE SYSTEM BY AMENDING SECTION 705.330 "ACTUAL USE RATE STRUCTURE" TO INCREASE THE WATER RATES CHARGED TO RESIDENTIAL IN-TOWN USERS FROM TWO DOLLARS THIRTY-SIX CENTS (\$2.36) TO TWO DOLLARS FIFTY CENTS (\$2.50) PER ONE THOUSAND (1,000) GALLONS AFTER THE FIRST ONE THOUSAND (1,000) GALLONS USED, AND ALSO INCREASING THE WATER RATES CHARGED TO COMMERCIAL WATER CUSTOMERS AND OUT-OF-TOWN USERS ACCORDINGLY; AND PROVIDING THAT THIS CHANGE WILL TAKE EFFECT MAY 1, 2005" on first reading by title only. Richard Zaccardelli seconded. Pat Smith motioned to put it on second reading by title only with a roll call vote. Richard Zaccardelli seconded. Zaccardelli-y, Evans-y, Moss-y, Stover-y, P Smith-y, Palmer-y, Hayes-absent, W Smith-y. Motion on Ordinance #05-05 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.

The council reviewed the ordinance approving the mutual aid agreement with the City of Joplin. Pat Smith motioned to put "AN ORDINANCE APPROVING A MUTUAL AID AGREEMENT BY AND BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE CITY OF JOPLIN, MISSOURI, AUTHORIZING, UNDER CERTAIN CONDITIONS, PEACE OFFICERS OF THE CITY OF CARL JUNCTION TO RESPOND TO EMERGENCY SITUATIONS INSIDE THE CITY OF JOPLIN, AND

AUTHORIZING, UNDER CERTAIN CONDITIONS, PEACE OFFICERS OF THE CITY OF JOPLIN TO RESPOND TO EMERGENCY SITUATIONS INSIDE THE CITY OF CARL JUNCTION; PROVIDING THE TERMS AND CONDITIONS OF SAID MUTUAL AID; PROVIDING WHEN THE MUTUAL AID AGREEMENT BECOMES EFFECTIVE; AND AUTHORIZING THE MAYOR TO EXECUTE SAID MUTUAL AID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION” on first reading by title only. Barbara Evans seconded. Pat Smith motioned to put it on second reading by title only with a roll call vote. Richard Zaccardelli seconded. Zaccardelli-y, Evans-y, Moss-y, Stover-y, P Smith-y, Palmer-y, Hayes-absent, W Smith-y. Motion on Ordinance #05-06 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.

The council reviewed the ordinance approving the agreement for release from KC Southern RR. It was stated that the date is 2004 and should be 2005. Pat Smith motioned to change the date from 4/20/04 to 4/20/05. Barbara Evans seconded. All in favor. No opposed. Pat Smith then motioned to put “AN ORDINANCE APPROVING AN AGREEMENT RELEASING THE KANSAS CITY SOUTHERN RAILWAY COMPANY FROM LIABILITY TO THE CITY OF CARL JUNCTION FOR DAMAGE INFLICTED TO A “WELCOME” SIGN OWNED BY THE CITY OF CARL JUNCTION FOR THE SUM OF FOUR THOUSAND FIVE HUNDRED DOLLARS (\$4,500.00); AUTHORIZING THE APPROPRIATE OFFICERS OF THE CITY TO ACCEPT SAID SUM; 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. Mike Moss seconded. Pat Smith motioned to put it on second reading by title only with a roll call vote. Mike Moss seconded. Zaccardelli-y, Evans-y, Moss-y, Stover-y, P Smith-y, Palmer-y, Hayes-absent, W Smith-y. Motion on Ordinance #05-07 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.

The council then reviewed the ordinance approving the contract with Dirt Contractors to replace the sewer line along Joplin Street. Pat Smith motioned to put “AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND DIRT CONTRACTORS, ____, TO PERFORM ALL WORK FOR THE CONSTRUCTION OF JOPLIN STREET SEWER FOR THE CITY OF CARL JUNCTION, MISSOURI, IN ACCORDANCE WITH THE CONTRACT DOCUMENTS, FOR THE SUM OF \$11,810.00; 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. Mike Palmer seconded. Pat Smith motioned to put it on second reading by title only with a roll call vote. Mike Palmer seconded. Zaccardelli-y, Evans-y, Moss-y, Stover-y, P Smith-y, Palmer-y, Hayes-absent, W Smith-y. Motion on Ordinance #05-08 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.

The council reviewed the ordinance amending Section 605.080, Business Licenses. Pat Smith stated she had some comments from people that these fees were kind of high. She asked if we would be notifying contractors of changes. Joe said we have a building inspector who is out there making contact and we will be able to send out information with the license renewals. Mayor Wisdom asked about always having an electrical journeyman on site when an apprentice is working. The code allows homeowners to do their own electrical work. Pat Smith motioned to table the ordinance so she could read the ordinance. There was no second. Motion failed. Mike Palmer asked if it would affect the license renewals if we don’t pass it now. Joe said it could affect it since the renewals are from April 15 to April 14. Mike Palmer said he would feel more comfortable to look at it again at the 1st meeting in April if it wouldn’t be too much trouble. Pat Smith motioned to table this ordinance until the next council meeting, 4/5/05. Mike Palmer seconded. All in favor. No opposed.

REPORTS

Joe stated that he didn’t think the comments about untruths and dishonest dealings, regarding the City Hall staff, with the American Legion were justified. The council reviewed Joe’s report. Joe talked to MoDot about the Fir Road congestion. The City of Joplin has money to pay for a road study. He also reported that Hwy 171 has enough traffic to be a 4-lane highway but they have no money for it. They have a meeting at Community Bank & Trust with MoDot coming up 3/31/05.

Memo #1 – Pending items.

Memo #2 – Trailer Park – Alan McIntyre

Memo #3 – American Legion – Lot 79 & part of Lot 80

Memo #4 – Cemetery Board

Memo #5 – Rails to Trails Litigation

COMMITTEE REPORTS

None.

UNFINISHED BUSINESS

Gary asked about his memo regarding lights along Briarbrook Drive. Joe stated he is trying to put lights at dangerous intersections.

Pat asked about the trees in the park. Steve Lawver reported that the US Conservation is sending us a report. Pat also asked about putting out bids for CPA/Auditor and engineering. She asked if we were still going to do that. Joe said now would be a good time.

Joe reported that the sign at the entrance only comes on when it is dark. They have sensors. He also pointed out the fact sheet for the fluoridation costs. Joe reported that they will have depositions in the next few weeks. They have narrowed the Chief of Police candidates down to 8 and sent them questionnaires. They will be going over those answers Wednesday March, 16, 2005.

NEW BUSINESS

Mike Palmer asked if the City has ever given endorsements to the school for tax increases or bond issues. Pat and Barbara couldn't remember one.

Joe reported that we have had problem with computer viruses in the computers at City Hall. We will be buying a separate computer to act as a server for our Utility Billing program and Tax Billing program. This way they won't be accessible by the internet and susceptible to viruses.

ADJOURNMENT

Pat Smith motioned to adjourn the meeting. Mike Palmer seconded. All in favor. No opposed. Meeting adjourned 9:10 PM.

CITY CLERK

MAYOR