

The Carl Junction City Council met in regular session on Tuesday October 2, 2007 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Richard Zaccardelli, Carl Skaggs, Mark Powers, Dee Lynn Davey and Wayne Smith. Aldermen Pat Smith, Walter Hayes and Barbara Evans were absent. Also present were City Clerk Maribeth Matney and City Attorney Mike Talley.

### **AGENDA**

Wayne Smith motioned to approve the agenda as presented. Dee Lynn Davey seconded. All in favor. No opposed. Carl Skaggs motioned to approve the consent agenda as presented. Mark Powers seconded. All in favor. No opposed.

### **PUBLIC FORUM**

Frank Tilley, 104 Hillcrest, stated he had 2 issues to talk to the council about. The first one was the Missouri Highway Department. He has since found out that they plan to vacate the property. He said that kids are playing in the back and he is concerned about liability issues. The other issue is about property not being maintained. They have turned in their neighbor for code violation issues. He said that he cuts one side but not the other. He also does not weed eat his lawn. Chief Haase said that the code enforcement work under him and that he should call him if he has concerns and questions. He also said that the police department is not patrolling in the neighborhood behind him. They used to and it keep the speed down on the cars traveling through that area. The kids skate board back there and someone is going to get hurt. He asked if the police could patrol it more often.

Richard Burrows, 410 N Cowgill, addressed the council. He also has issues with people not abiding by our city codes. All you have to do is drive through Carl Junction. He asked who decides who gets citations and who doesn't. It is not fair to the other residents. We have laws and they should be enforced to the limit of the law.

### **BYAA – BID ON SOCCER FIELDS – BOB WENTWORTH**

Bob Wentworth, BYAA, presented the proposed 7 new soccer fields. We have the land disturbance permit from the State and they were hoping that the work would all be done by volunteers. They were not able to get it volunteered but they have 2 bids. The first bid was for \$11900 for 2 fields. The second bid was for \$15000 for all 7 fields. He then showed the map of the fields to the council. These will alleviate all the outfield use of the ball fields for other sports. He is here to see if the City will approve spending \$15000 for the construction of the fields. He also suggested that we could make a walking track for the senior's along that area. There will be no structures just dirt work. Mark Powers asked if we could use part of the capital improvements tax for this. It was responded yes since it is city property. Dee Lynn asked about parking. Bob replied that all the parking will be by the fields, there is nothing by the creek. Mark Powers asked about the Task Force and playground equipment. Steve Lawver said that playground equipment is very expensive and runs about \$7500 per structure. It will be awhile before we are ready to buy playground equipment. PSU is ready to start in January on our conceptual park plans. Bob Wentworth said that the bid was \$13500 and he rounded it to \$15000 from Randy Roper. BYAA will do the seeding. There was a lot of discussion about the number of teams and kids participating in the programs. Bob also said that if the City would one day create a Park & Recreation Department and hire a Park Director they could take over the sports activities and have the money collected go toward that department and then BYAA would dissolve. Bob also reported that Joplin Industrial Electric is almost done with our electrical upgrades at the park. The council stated that we need to put the soccer fields out for bid and have them by the next council meeting.

### **ORDINANCES**

The council reviewed the ordinance regarding Phase II of Thom's Station Trail. Carl Skaggs motioned to put "AN ORDINANCE APPROVING A TRANSPORTATION ENHANCEMENT FUNDS PROGRAM AGREEMENT BETWEEN THE CITY OF CARL JUNCTION AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION TO PROVIDE FOR THE USE OF TRANSPORTATION ENHANCEMENT FUNDS IN AN AMOUNT NOT EXCEEDING \$294,408.00 BY THE CITY OF CARL JUNCTION TO ASSIST IN THE DEVELOPMENT OF A BICYCLE/PEDESTRIAN BRIDGE OVER CENTER CREEK CONNECTING THE THOM'S STATION TRAIL IN THE CITY OF CARL JUNCTION, MISSOURI; 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 1<sup>st</sup> reading by title only. Dee Lynn Davey seconded. All in favor. No opposed. Carl Skaggs motioned to put it on second reading by title only with a roll call vote. Mark Powers seconded. Zaccardelli-y, Evans-absent, Skaggs-y, Powers-y, P Smith-absent, Davey-y, Hayes-absent, W Smith-y. Motion on Ordinance #07-34 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 regarding the Safe Routes to School Grant. Carl Skaggs motioned to put "AN ORDINANCE APPROVING A SAFE ROUTES TO SCHOOL PROGRAM AGREEMENT BETWEEN THE CITY OF CARL JUNCTION AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION TO PROVIDE FOR THE USE OF SAFE ROUTES TO SCHOOLS FUNDS IN AN AMOUNT NOT EXCEEDING \$18,000.00 BY THE CITY OF CARL JUNCTION TO ASSIST IN THE DEVELOPMENT OF SAFE ROUTES TO SCHOOL NATIONAL COURSE FOR THE CARL JUNCTION R-1 SCHOOL DISTRICT AND COMMUNITY PERSONNEL IN THE CITY OF CARL JUNCTION, MISSOURI; 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 1<sup>st</sup> reading by title only. Richard Zaccardelli seconded. All in favor. No opposed. Carl Skaggs motioned to put it on second reading by title only with a roll call vote. Zaccardelli-y, Evans-absent,

Skaggs-y, Powers-y, P Smith-absent, Davey-y, Hayes-absent, W Smith-y. Motion on Ordinance #07-35 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 Administration report was reviewed. City Clerk reported that Gene McMeen will be finishing his report next week and will be getting with City Administration to go over his report.

Chief Haase stated that the cause of the accident on Fir Road was excessive speed.

Jimmy Chaligoj reported that DNR came in to help put our fluoridation system on line. #2 well they took off line since the fluoride was already high enough. #5 is the same way. He said that the barrels of fluoride will last 3-4 years. Richard Zaccardelli said that the paving and striping looks great. He did ask if we could put up signs a day before so people can find an alternate route.

Steve Lawver then asked the council if we could hire a student part time to help get our web site data entered. We are about 2 weeks behind our release date. We just need the content added. He contacted a High School teacher and she had a student she could recommend. It is just a temporary hire. We have funds left over from our college intern we can use. The council agreed it was a good idea. Richard Zaccardelli then stated that Webb City has hired Chuck Surface for Webb City's Economic Director. Steve reported on transportation issues that are being discussed in the SW region.

### **COMMITTEE REPORTS**

The Nuisance Committee had nothing to report. Wayne did receive a phone call about high weeds at a vacant house at Roney & Pennell across from the day care.

The Public Facilities Committee had nothing to report.

The Park/Pool Committee had nothing. Steve had the traffic count from the festival. It was 1860 cars at 3.2 people which would be 5952, but it was commented that usually there were more people per car and we figure about 6500 – 7000 people. Mayor Moss said the only comment he heard was that we might need to look at shuttling people to their cars. The Wisdom family appreciated our dedication of the pavilion. The other comment was that we needed another hamburger stand.

The Code Review had nothing to report.

The Budget/Finance Committee had nothing to report. Dee Lynn said that they would be looking at the 6 month financials in November. Mayor Moss also said that we would be contacting Allgeier-Martin and have them do some preliminary numbers for our sewer rates so that we can have them right after the first of the year.

Human Resource Committee had nothing to report.

The Citizen's for Better Life Committee had nothing to report. Mike Talley said that the City Clerk made a suggestion of where to put it in our code book. There really is not a current place that it fits and that the suggestion made was the closest he could also come up with.

### **UNFINISHED BUSINESS**

Mike Talley reported that we will need to pass the Verizon settlement agreement next meeting. They need it back by the middle of November. We also need to decide if we want to contribute any of the proceeds to MML as requested. He has not heard from anyone to find out if they are participating. The model ordinance contains phrases for participation. The City Clerk said that she can put it out on the website to see what other towns are doing.

Mayor Moss then pointed out that there was a draft on petitioning for sidewalks in the council packets. The city staff has been working on this with the City Attorney. This will address the sidewalk situation at the Carl Junction Residential Care Center. This gives the council options on whether they want to cost share or not to cost share the projects. Mike Talley said the key words are "significant public purpose" and "modifications to the platted street required as a part of the site plan review process". This is just a draft form and we need it in ordinance form. Mike Talley said we need to redraft all of section 530. We will need to change out City Engineer to Public Works Supervisor. The council agreed with the language and Mike Talley is to draft the ordinance for the next meeting.

Drafts were also included on the ad we participated in for site development (Economic Development) and promotional literature for Official Payments.com.

### **NEW BUSINESS**

Chief Haase reported that their driveway keeps washing out and Jimmy Chaligoj is fixing it.

### **ADJOURNMENT**

Carl Skaggs motioned to adjourn the meeting. Dee Lynn Davey seconded. All in favor. No opposed. Meeting adjourned at 8:00 PM.

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CITY CLERK

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MAYOR