

The Carl Junction City Council met in regular session on Tuesday November 6, 2007 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Richard Zaccardelli, Barbara Evans, Carl Skaggs, Mark Powers, Pat Smith, Dee Lynn Davey, and Wayne Smith. Alderman Walter Hayes was absent. Also present were City Clerk Maribeth Matney and City Attorney Mike Talley.

AGENDA

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

PUBLIC FORUM

Steve Frederickson, 905 E Pennell, addressed the council. He stated that last month they were to get a credit toward their trash account. Yesterday they received a bill for that service and that they have 10 days to pay in full or they will file suit and prosecute. Pat Smith asked if they had called the trash company and Steve replied no. Pat asked if they picked up the trash the next morning and he replied yes. Pat asked if they had any other problem other than the bill and Steve said no. They did not receive any service in October so they didn't pay and they paid the September bill that showed a \$8.64 fuel surcharge from August. Dee Lynn commented they have a limit on their surcharge of 6%. Mayor Moss said that we sent a letter to Allied Waste. Mike Talley responded that they had remedied the breach when we sent the notice and that we did not know there was still a problem. We gave them 5 days to remedy the breach but it was hypothetical since the breach had already been remedied. He also stated that the letter they received is typical of a collection notice of a large company. Steve and Tammy said that they are poor at conducting business and that is why they need a contract. Mike Talley said it happens every day in bureaucracy. It was stated that they should contact Jennifer Fagan and that they would be shocked if she didn't get them a credit. Mike Talley said he would like to know if that doesn't happen. Mayor Moss said he would like copies of their bill and to keep him informed.

Frank Tilley, 104 Hillcrest then addressed the city council about his water bill. He is not happy with the explanation on the I&I Abatement. Mayor Moss explained why the city enacted the fee. Mr. Tilley said he asked how long it would be on the bill and the answer was that we didn't know. Mayor Moss explained that it could take as long as 10 years. That we are working on it the best we can but we really don't know how long it will take. Dee Lynn gave some back ground of the requirements of DNR. The city had to get the process started due to DNR deadlines. It will be an ongoing problem. It was also commented that the whole State of Missouri has to address it. At this time we don't know how big the problem is and how long it will take to fix it. Mike Talley informed Mr. Tilley that it is a user fee and it was the bare minimum that the City could do to avoid fines.

Dick Burrows, 410 N Cowgill, addressed the council about the dust problem. He said there was no problem until we took the stop sign down. He said people do 45 MPH along that road. He said we need a stop sign or a 15 MPH speed limit sign. Mayor Moss said that eventually we will try to pave that road but we can't right now. The Chief gave his reasons why there is no speed limit sign. Mayor Moss then stated he took down a speed limit sign that we did not install along with a Children at Play sign. There was no authorization from the City for those signs to be put up. He took down the unauthorized signs. Mayor Moss also stated that the Chief is our traffic control officer and that he recommends when a speed limit sign should be put up.

COUNCIL DISCUSSION REGARDING GO BOND LEVY

Steve Lawver presented some information to the council regarding projected operating expenses that are based on our Police Department, Senior Center and City Hall. He also contacted other Community Centers and received budgets from them. Our current bond will pay off this year and we can do a \$4.6 million bond with no increase in our levy. We need to decide if we are going to go forward with this project. We have until January to get it on the April ballot. We need to start talking to different groups if we are going forward. There were some questions about the information sheet handed out. It was stated that it would be open about 13 hours a day. These figures are a best guess. Dee Lynn stated she was satisfied with the figures after asking a few questions. She also stated that this does not reflect any potential revenues that might be received. Wayne asked about revenues and rental fees. Richard Zaccardelli asked if we are going to charge the Area of Aging rent. Steve said that we should and that other towns do that provide the facility for the Senior Citizens. Freeman is also interested in renting the space for the fitness center. There was also discussion about membership fees. Steve said that they range from \$1/year to \$600/year. It was asked how specific the ballot language needed to be and suggested we are at a point that we need to consult a bond counsel. Our levy is currently at \$.69/per hundred. Dee Lynn Davey motioned to go forward and look at bond counseling. Pat Smith seconded. All in favor. No opposed.

ORDINANCES & RESOLUTIONS

Mayor Moss stated that the ordinance is approving the agreement with DNR on our violation and the \$2500 penalty. Pat Smith motioned to put "AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI, THE MISSOURI DEPARTMENT OF NATURAL RESOURCES AND THE ATTORNEY GENERAL OF MISSOURI TO RESOLVE ALLEGED VIOLATIONS OF THE MISSOURI CLEAN WATER LAW AND APPLICABLE PERMIT CONDITIONS FOR THE SUM OF \$2,500.00; 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 1st reading by title only. Carl Skaggs seconded. All in favor. No opposed. Pat Smith motioned to put it on second reading by title only with a roll call vote. Carl Skaggs seconded. Zaccardelli-y, Evans-y, Skaggs-y, Powers-y, P Smith-y, Davey-y, Hayes-absent, W Smith-y. Motion on Ordinance #07-41 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.

REPORTS

The council reviewed the Administration report. They discussed the street lighting and lights along the back entrance of Briarbrook Drive. Also item #10 on page 5 the City Clerk asked if we could do an appraisal of that property for further negotiations. Mayor Moss said that he is in the process of putting together the Senior Citizens Advisory Committee. We have all but 1 of the voting positions filled and then we need 3 ex officio members. He will let the council know and bring them all together when he has all the positions filled. Mike Talley commented that the City Clerk needed to know if the council wanted to proceed with the appraisal of the railroad property. Steve Fredrickson said that he just had an appraisal done on the adjacent property and he would get that to us to see if that helped.

Wayne commented that our animal control officer is doing a great job. Chief Haase said that they are starting to solicit contributions for the Shop with a Cop program. They had 142 kids last year and said that all the council was welcome to help out. It will be Saturday 12/15/07.

Jimmy Chaligoj said that Layne Western has pulled the #7 well. The Public Works Department also finished Marie Lane sidewalks. He did not have a report since he had a power outage and it took out his computer and the SCADA computer. Dell will replace the mother board under warranty on the SCADA computer but it will take 2-3 weeks to get the parts. They said it came through the phone lines.

Steve Lawver said that he handed out a preview of our new website design. It will probably go out for a test tomorrow. AJ Whistler has done a wonderful job working on it.

COMMITTEE REPORTS

The Nuisance Committee had nothing to report.

The Public Facilities Committee reported that they met with Empire on the street lights. We are making progress on the project.

The Park/Pool had nothing to report.

The Code Review had nothing to report.

The Budget/Finance Committee had nothing to report.

Human Resource Committee had nothing to report. He reminded the council about hiring someone for Jimmy.

The Citizen's for Better Life Committee had nothing to report. Richard also stated that there were 177 people at the breakfast last Saturday.

UNFINISHED BUSINESS

Mayor Moss pointed out the information on the Tri-State Water Coalition was in the packets.

Pat Smith stated that she had started delivering the welcome wagon baskets. She said that Patty Butchino is helping putting them together and Pat delivered 30 new resident packets in October. The problem is that she needs baskets donated. She said it is a really good thing and wants to keep it going. She has contacted businesses for donations for the baskets. People are very happy and appreciative for them.

NEW BUSINESS

Pat Smith said that the Bluegrass Committee would like to give the FFA and the Mounted Guard some money to offset their expenses. They did this last year and would like to do the same amounts this year again. It was stated that the money would be from the donations received that day. Since it is not City funds they can do what they feel is right.

Mayor Moss said that we need to have a work session 11/20/07 at 6:00 PM with the Public Facilities Committee to discuss the Community Center project.

Richard Zaccardelli said that the Carl Junction Lion's Club was nominated for an award by the School System of SW Missouri. An insurance company won the award. They were nominated for their preschool screening.

Chief Haase handed out a performance evaluation that he would like for the Human Resource Committee to look at and approve. He needs a good way of recognizing good behavior and use it as a tool for promotions. They can also use it to correct behavior. It also looks at the employee's goals.

ADJOURNMENT

Wayne Smith motioned to adjourn the meeting. Pat Smith seconded. All in favor. No opposed. Meeting adjourned at 8:20 PM.

CITY CLERK

MAYOR