

The Carl Junction City Council met in regular session on Tuesday February 19, 2013 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Richard Zaccardelli, Don Marshall, Mark Powers, Steve Daniels, Sean Haase, Bob Cook and Tim Smith. Alderman Dee Lynn Davey was absent. Also present were City Administrator Steve Lawver, City Clerk Maribeth Matney and City Attorney Mike Talley.

AGENDA

Mayor Moss stated that we needed to add the closed minutes to the consent agenda. Mark Powers motioned to approve the agenda as amended. Steve Daniels seconded. All in favor. No opposed. Mark Powers motioned to approve the consent agenda. Don Marshall seconded. All in favor. No opposed.

PUBLIC FORUM

Bill Stansbury, County Road 290, asked the council about annexing into the City. They have several houses next to him on septic. It would require a lift station. He could talk to the people south of him about coming into the City. Mike Talley stated that the council had raised the annexation question at the last meeting and he sent out a memo. In this particular instance it would be a voluntary annexation but the question for the City Administrator is what would the cost be involved in putting in a lift station. Bob Cook asked about West of Mr. Stansbury. Mr. Stansbury asked how long it would be before they could get sewer if they annexed into the City limits. Steve Lawver stated that he would have to get with Allgeier Martin & Associates and have them take a look at it. He will get back with Mr. Stansbury. Bob Cook stated that we should look to the West also.

Mary Schillaci, 706 Springhill Drive, stated she appreciated the council's consideration at the last meeting. It is an uncomfortable and personal situation. Mary said that we don't want to bring embarrassment to the City, but she feels that personal business during business hours is not right. The citizens expect our full attention. She then pointed out an article about a federal employee regarding that matter. She stated that Steve violated our spending limits with out the approval of the council. He let Mr. Kidd violate our city code, and she apologized to the mayor for not believing him when he claimed Mr. Kidd was not a personal friend. She stated that Steve was not truthful about the purchase of Lakeside Park and the exact acreage. She cited those few things and stated he lacks integrity. The City deserves better leadership.

CHAMBER REPORT

Gary Stubblefield, addressed the council. He stated that the Chamber is taking a positive approach and that will give back to the community. They have a new member, the University of MO., Jasper County Extension. They had their 1st Chamber Connection Lunch and had 25 in attendance. They had a ribbon cutting at The Skin Your In, who is a new chamber member, and 2 of their neighbors took forms to join the Chamber. Their 2nd Annual Business Expo is 3/16/13. They hope to fill the rest of the booths with new members. Their next meeting is 3/7/13.

P&Z CASES

Mayor Moss opened the public hearing on Case #13-01 – Special Use Permit - 515 Cherry – Jamie Thwreat at 7:16 PM. Steve Lawver reported that the P&Z are recommending approval as long as he owns the property and keeps his business license active.

Jamie Thwreat, 515 Cherry, stated he wants to open a Repair & Restore Shop on his property. There are not a lot of available areas in the City to open a business and he wants to stay in Carl Junction. There are a lot of people into race cars. Bob Cook apologized to Mr. Thwreat for taking so long to have this hearing. He stated it took way to long. Mark Powers agreed. Mayor Moss closed the public hearing at 7:20 PM. Bob Cook motioned to approve the Special use permit with the P&Z restrictions. Mark Powers seconded. All in favor. No opposed.

ORDINANCE

The council then reviewed the ordinance approving contract with MoDot for sidewalk construction. Bob Cook asked that this be explained to the people in the audience. Steve stated that 6-8 months ago we applied for MoDot funds for sidewalks for 2 different projects. One is North of Pennell from Memorial Park to Temple Street and the 2nd is Roney to Walnut on both sides of the street. This is a Transportation Enhancement grant. We were the only one in District 7 to receive 2 grants. Mark Powers motioned to put **“AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF CARL JUNCTION AND THE MISSOURI HIGHWAY AND TRANSPORTATION COMMISSION PROVIDING FOR STP-ENHANCEMENT FUNDS FOR STP-3397(402) AND STP-3315(404)”** on 1st reading by title only. Don Marshall seconded. Mike Talley said that the ordinance was drafted by the State. We changed the ordinance to read the Board of Aldermen instead of City Council. He also pointed out that they did not put the amount in the title but the City could spend up to \$130,000. Steve agreed it was an 80-20 matching grant. Mark Powers motioned to put it on second reading by title only. Sea Haase seconded. Mike Talley pointed out the ordinance drafted by the State needs 3 readings. Mark Powers motioned to put it on 3rd reading by title only. Don Marshall seconded. There was no more discussion. Steve Daniels motioned to put it on final passage. Sea Haase seconded. All in favor. No opposed. Zaccardelli-y, Marshall-y, Daniels-y, Powers-y, Davey-absent, Haase-y, Cook-y, Smith-y. Motion on Ordinance #13-02 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. Steve stated that he needs to meet with the Human Resource Committee and the Code Review Committee before the next meeting. After some discussion it was stated that we can meet at 6:00 PM and 6:30 PM before the next meeting on 3/5/13. He said it would not take long with each committee.

Public Works report – Jimmy stated that we had a sewer line plug up Friday night on Copper Oaks and sewer backed up into a basement. They found a bunch of towels in the sewer line. With the dry weather there were no flows to push them along. There was discussion on how to let people know they can't use these types of towels and then flush them. We turned the claim into MIRMA with our documentation. The Citizens complimented our employee's on being so quick to respond. Jimmy said that they are looking at other lines and have found these towels in other lines also. These towels don't decay. He also reported that he is putting a storm water drain on York and will need to put in some curbing that will cost around \$2000. This should take care of the water problems in that area. The curbing will be east of the box. Some of the curbing to the south will be replaced also. They are going to pour a cross waterway on Cambridge, where the railroad ties are, that will cross to the outlet. They will be digging some of the street out but not all of it. It will have a small dip.

Police Department report – had nothing new to report.

Court report – had nothing new to add.

COMMITTEE REPORTS

The Budget/Finance Committee reported they will be meeting Wednesday at 6:30 for the final draft of the budget. We will be making some cuts to make it balance.

The Code/Nuisance Committee had nothing to report.

The Human Resource Committee reported they will have a closed session later in the meeting.

The Public Facilities Committee had nothing to report.

The Senior Citizen Committee had nothing to report.

UNFINISHED BUSINESS

Mike Talley asked if the council had received his memo on annexation procedures. It summarizes the statutes regarding voluntary and involuntary annexations. Bob Cook said we should get this to people who might be thinking about annexing. Mike Talley said he didn't have a problem with them receiving the summary but it might be too much information for them. It would be better to take a simple approach. The voluntary annexation is very easy and the city provides the forms for that. If it is involuntary the City has to take many steps but the citizens just have to express some interest. It is the City who has to undertake the process. This summary might be too overbearing in that case.

Bob Cook then stated that he understands Mary Schillaci 100% and where she is coming from. He was opposed to the Briarbrook buy out and the park buy out. He agrees with Ms. Schillaci about how the 95 acres ended up being 86 acres. He stands by his voice in the Joplin Globe paper. He said that most time of the time it is pleasant dealing with our council but other times it is not. He stated that if someone takes offense at what he says or has a problem they should come to him. He represents all of the people of Carl Junction not just his district. He doesn't care where they live. If any one has a problem they can come to him. He represents any Ward.

NEW BUSINESS

Sean Haase mentioned that the Jazz & Java is this Friday at the CJ High School.

Mark Powers addressed Dee Lynn's letter to the council asking for a leave. He stated that we need to think about appointing a Chairman to the HR Committee until she returns. Mayor Moss said he would take a look at it.

It was stated that the pavilion at Center Creek Park has been rebuilt. Mayor Moss said he would like one at Memorial Park.

Steve Lawver stated that we are starting work on the Fall Festival and asked for volunteers to help out. The City Clerk also stated that we are looking for another funnel cake vendor. Last year there was a long line and it was suggested we have 2 funnel cake vendors.

CLOSED SESSION PER RSMO 610.021 (3): HIRING, FIRING, DISCIPLINING OR PROMOTING OF PARTICULAR EMPLOYEES BY A PUBLIC GOVERNMENTAL BODY WHEN PERSONAL INFORMATION ABOUT THE EMPLOYEE IS DISCUSSED OR RECORDED.

Mark Powers motioned to go into closed session per RsMO 610.021 (3): Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. Don Marshall seconded. Zaccardelli-y, Marshall-y, Daniels-y, Powers-y, Davey-absent, Haase-y, Cook-y, Smith-y. Council went into closed session 7:48 PM.

Council came out of closed session 8:50 PM. Mayor Moss stated that there was no action taken by the council. Another closed session was requested to be on the next council meeting's agenda.

ADJOURNMENT

Don Marshall motioned to adjourn the meeting. Sean Haase seconded. All in favor. No opposed. Meeting adjourned at 8:51 PM.

CITY CLERK

MAYOR