

The Carl Junction City Council met in regular session on Tuesday March 1, 2011 at 7:00 PM at City Hall. Mayor Michael Moss called the meeting to order with the following present: Richard Zaccardelli, Don Marshall, Carl Skaggs, Mark Powers, Steve Daniels, Dee Lynn Davey and Walter Hayes. Aldermen Wayne Smith was absent. Also present were City Administrator Steve Lawver, City Attorney Mike Talley and City Clerk Maribeth Matney.

**AGENDA**

Carl Skaggs motioned to approve the agenda. Steve Daniels seconded. All in favor. No opposed Carl Skaggs motioned to approve the consent agenda. Don Marshall seconded. All in favor. No opposed.

**PUBLIC FORUM**

There was no one for public forum.

**CHAMBER REPORT**

Gary Stubblefield reported that their next meeting is Thursday March 3<sup>rd</sup>. On Tuesday 3/8/11 they will host a workshop from 5:30 – 6:30 and then the Community Awards Banquet is set for 4/28/11. They are anticipating the biggest banquet ever this year due to the increase in their membership. Their annual spring rummage sale is set for 4/30/11 and they will be having a sale in the gymnasium to raise money for the Shop with a Cop program. Gary also mentioned they have awarded a Hero award to Katie Smith and that the Globe will be doing an article on her and KSN will also be doing a feature on her.

**APPOINTMENT OF POLICE OFFICER**

Delmar introduced Derek Wright. He reported that they had interviewed 20 candidates and he is asking that the City appoint Derek Wright as their new police officer. Mayor Moss stated he would like to appoint Derek Wright to our police department. Richard Zaccardelli motioned to approve the Mayor’s appointment. Don Marshall seconded. All in favor. No opposed. The City Clerk then swore in Derek Wright.

**REVIEW AND APPROVAL OF PD CAR BIDS**

The council then reviewed the PD car bids. Delmar reported that they had only received one bid which was from Carthage Ford. It was around \$21,000/piece which is less then what we had budgeted. He will order the cars if we approve the bid. Don Marshall motioned to approve Carthage Ford’s bid for the police cars. Dee Lynn Davey seconded. All in favor. No opposed.

**ORDINANCES**

The council then reviewed the ordinance approving a contract with Allgeier Martin & Associates. Mark Powers motioned to put “AN ORDINANCE APPROVING A CONTRACT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND ALLGEIER, MARTIN & ASSOCIATES, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE PLANNING, DESIGN AND CONSTRUCTION ENGINEERING FOR THE ROUTE Z (PENNELLS ST.) SIDEWALKS PROJECT – PHASE I, TO CONSTRUCT SIDEWALKS ALONG BOTH SIDES OF ROUTE Z BETWEEN RONEY STREET AND CHITWOOD STREET, FOR THE CITY OF CARL JUNCTION, MISSOURI, IN ACCORDANCE WITH THE CONTRACT DOCUMENTS, FOR SUMS WHICH WILL NOT EXCEED \$28,462.94 FOR DESIGN SERVICES AND WHICH WILL NOT EXCEED \$40,171.46 FOR CONSTRUCTION ENGINEERING SERVICES; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR TO EXECUTE SAID CONTRACT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI” on first reading by title only. Carl Skaggs seconded. Mayor Moss asked for discussion. There was no discussion. Walter Hayes motioned to put it on second reading by title only with a roll call vote. Carl Skaggs seconded. Mayor Moss asked for discussion. There was no discussion. Mark Powers motioned for passage of the ordinance. Steve Daniels seconded. All in favor. No opposed. Zaccardelli-y, Marshall-y, Skaggs-y, Powers-y, Daniels-y, Davey-y, Hayes-y, W Smith-absent. Motion on Ordinance #11-02 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.

The council then reviewed the ordinance approving an agreement with Drury University for a Master Park Plan. Mark Powers motioned to put “AN ORDINANCE APPROVING A LETTER AGREEMENT BY AND BETWEEN DRURY UNIVERSITY AND THE CITY OF CARL JUNCTION, MISSOURI, TO DEVELOP AND TEST CONCEPTUAL IDEAS FOR THE CITY OF CARL JUNCTION’S PARKS AND TRAILS FOLLOWING ACTIVE LIVING AND SMART GROWTH PLANNING PRINCIPLES FOR THE SUM OF \$7,000.00 AND AS OTHERWISE PROVIDED BY THE TERMS AND CONDITIONS OF THE LETTER AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE SAID LETTER AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI” on first reading by title only. Carl Skaggs seconded. Mayor Moss asked for discussion. Don Marshall asked if we had not done this before and if we were going to do anything with the information. Walter Hayes said that this goes along with the long range planning. Walter said that we never had anything like this before to work with. Steve stated that PSU gave us an evaluation of the parks but did not make any recommendations on the planning of the parks. This will do that. Walter said that other towns spend way more to have this done. PSU was free. Mark Powers said that these will be recommendations and it will be up to the council to go forward with their suggestions. Mayor Moss said this is the same group helping Webb City with the downtown plans. It will be paid for out of the current years’ budget. Mark Powers motioned to put it on second reading by title only with a roll call vote. Richard Zaccardelli seconded. Mayor Moss asked for discussion. There was no discussion. Steve Daniels motioned for passage of the ordinance. Carl

Skaggs seconded. All in favor. No opposed. Zaccardelli-y, Marshall-y, Skaggs-y, Powers-y, Daniels-y, Davey-y, Hayes-y, W Smith-absent. Motion on Ordinance #11-03 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 Daniels asked when the Country Club concession will be done. Steve said they are waiting on the stainless steel serving counter.

Public Works report – had nothing to add to the report.

Police Department report – had nothing to add to the report.

**COMMITTEE REPORTS**

The Nuisance Committee had nothing to report.

The Long Range Planning Committee had nothing to report.

The Budget/Finance Committee reported that they will be meeting Friday to finalize the budget. Dee Lynn went over the report which included the BYAA proposal, our 40% population increase which will help the street department, the possible storm water tax proposal for the 2012 ballot and the research in converting our vehicles to propane or natural gas to save money. There was some discussion regarding this last proposal.

The Human Resource Committee reported that they had finalized the City Administrator evaluation and everyone has signed off on it.

The Public Facilities Committee had nothing to report.

The Code Review Committee had nothing to report.

The Senior Citizen Committee had nothing to report.

**UNFINISHED BUSINESS**

Mayor Moss mentioned the letter to Mr. Holt. The City Clerk reported that she had talked to Mr. Holt but he did not have a contract to review. He said that it would be 4% and that we would get a report every month on who he collected from. He said that they did not provide a master list and that would have to be done through the county clerk’s office. When asked about delinquencies he said that he would have to charge for the extra programming to single out Carl Junction taxes from the other taxing entities and that it was not normally provided.

Mike Talley reported that he had filed an Answer on behalf of the City in the Declaratory Judgment action brought by BBG Corporation concerning property taxes due on properties owned by the City and those owned by BCID, and that he had also signed a letter authorizing the release of the escrowed funds to BBG Corporation in connection with the purchase of the Briarbrook Park property, all as directed by the Board of Aldermen at the last Board meeting.

**NEW BUSINESS**

Richard Zaccardelli reported that he had seen kids on our Community Center roof and chased them off. We need to keep an eye on that for liability reasons.

Mark Powers said he had been getting complaints about no open gym time but was informed by our City Administrator that we have allotted some time slots and that those are on our website. We need to let people know to check the website for those hours. Mark Powers complimented the City staff on how the building was being run.

Dee Lynn asked questions about dead animals on roads. It was responded that sometimes it is a MODot issue.

Steve Lawver then reported that one of the invoices for the BCID has been paid for by Mr. Gehrs. That still leaves 2 invoices to be paid. Steve reported that the statutes say they only have to pay 1.5 percent of their revenues. Our outstanding invoices are around \$14,000. Steve reported that 1.5 percent would be \$2250. The statute does not say what kind of revenue. The invoices are for the election fees and miscellaneous administration fees. There was a lot of discussion about this situation. It was stated that they did not want to pay the legal fees in the administrative invoice. There was more discussion regarding this statement. It was stated that they had used Mr. Talley for advice in getting the CID moved forward. Steve said that the statute is silent on what is considered revenue. The council asked Mike Talley to look into the statute they are quoting and report back to them.

**ADJOURNMENT**

Mark Powers motioned to adjourn the meeting. Carl Skaggs seconded. All in favor. No opposed. Meeting adjourned at 8:07 PM.

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CITY CLERK

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MAYOR