

The Carl Junction City Council met in regular session on Tuesday July 7, 2009 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, Steve Daniels, Dee Lynn Davey, Walter Hayes and Wayne Smith. Alderman Don Marshall was absent. Also present were City Administrator Steve Lawver, City Clerk Maribeth Matney and City Attorney Mike Talley.

AGENDA

Carl Skaggs motioned to approve the agenda as presented. Steve Daniels seconded. All in favor. No opposed. The council reviewed the closed minutes. Steve also pointed out that we needed to add 4 disbursements to the disbursement list. Mike Talley stated that he would like to ask that the closed minutes be removed from the consent agenda. He would like to add a closed session to the next meeting before we approve the minutes of the last closed session. Richard Zaccardelli motioned to approve the minutes of the 6/16/09 meeting. Carl Skaggs seconded. All in favor. No opposed. Carl Skaggs motioned to table the minutes of the closed session. Richard Zaccardelli seconded. All in favor. No opposed. Mark Powers motioned to add the 4 disbursements to the list. Carl Skaggs seconded. All in favor. No opposed. Carl Skaggs motioned to approve the disbursements. Mark Powers seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one for public forum.

REVIEW & APPROVE STREET PAVING BIDS

The council reviewed the street paving bids. We received 3 bids: Swift \$71821.10, APAC \$98174.95, Blevins \$76397.55. Jimmy said that Swift was the low bidder and is recommending we approve that bid. It came in at \$43.57/ton. Steve Daniels asked what prevailing wage schedule they would operate under. It is wage order #16. Carl Skaggs motioned to approve the bid from Swift Construction. Richard Zaccardelli seconded. All in favor. No opposed.

REVIEW AND APPROVE TENNIS COURT RESURFACING BID

Steve then reported that we had advertised for the tennis court resurfacing. We did not receive any bids. He solicited a bid from Versa Court and they also sent samples. The bid came in at \$41937.75. We had a concrete bid at \$48,000 from APAC but it did not include any repairs to the court that Versa Court included. We wanted to resurface it because the school is going to have a tennis team in the spring and fall. Dr. Cook informed Steve the other day that they are going to bus the kids to MSSU since the University no longer has any tennis teams so they will not need our tennis courts. Steve explained that the panels snapped together and are almost impossible to tear up. It takes a special tool to take the panels out. It has a 15 year warranty. The City of Lamar has it and it has been maintenance free for them. Walter said that he knew of another company that used the same product and it holds up well. Mayor Moss reported that our park usage is up from normal including the tennis courts. Steve is recommending that we not approve the bid this year and build it into the budget for next year. It was asked if the school does use it if it was legal surface. Steve replied yes. It was the consensus of the council that we build it into next year's budget.

ORDINANCES

Steve explained what Change Order #3 all entailed on the Community Center. Carl Skaggs motioned to put "AN ORDINANCE APPROVING CHANGE ORDER #3 TO AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND LARRY SNYDER & COMPANY, TO CONSTRUCT A NEW RECREATION CENTER, CITY HALL, AND SENIOR CENTER FOR THE CITY OF CARL JUNCTION, MISSOURI, SAID CHANGE ORDER # 3 BEING TO PROVIDE AUDIO VISUAL SYSTEM CHANGES, PROVIDE SITE WORK FOR VERANDA AREA, NORTH CANOPY, TRANSFORMER AND COOLER PADS FOR AN ADDITIONAL NET COST OF \$20,445.00 AFTER CONTRACT ALLOWANCES, AND INCREASING THE TOTAL CONTRACT COST TO \$3,958,625.80; AND AUTHORIZING THE MAYOR TO EXECUTE SAID CHANGE ORDER FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on first 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. Dee Lynn Davey seconded. Zaccardelli-y, Marshall-absent, Skaggs-y, Powers-y, Daniels-y, Davey-y, Hayes-y, W Smith-y. Motion on Ordinance #09-28 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.

Next the council reviewed the ordinance amending Chapter 205. Carl Skaggs motioned to put "AN ORDINANCE AMENDING TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE: CHAPTER 205: ANIMAL REGULATIONS, ARTICLE I. GENERAL PROVISIONS, BY AMENDING SECTION 205.020: LICENSING AND REGISTRATION REQUIREMENTS, TO DELETE PROVISIONS ALLOWING OWNERS TO VACCINATE THEIR OWN DOGS, CATS AND OTHER ANIMALS FOR RABIES WITHIN THE CITY OF CARL JUNCTION, AND BY AMENDING SECTION 205.120: REPORTING ANIMAL BITES, TO REQUIRE ALL ANIMAL BITES WITHIN THE CITY OF CARL JUNCTION TO BE REPORTED TO THE CARL JUNCTION POLICE DEPARTMENT WHETHER OR NOT THE ANIMAL IS SUSPECTED OF HAVING RABIES" on first 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. Richard Zaccardelli seconded. Zaccardelli-y, Marshall-absent, Skaggs-y, Powers-y, Daniels-y, Davey-y, Hayes-y, W Smith-y. Motion on Ordinance #09-29 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. It was asked if they are working on the bridge. Steve reported that most of the pilings are in and that they have done the south portion of the deck. They took out a culvert that was there. We had Phase III advertised on the MoDot website and we received 2 more responses, one from St. Charles and one from Lee Summit. Both are qualified but Steve is still recommending that Allgeier Martin & Associates be selected for Phase III. Carl Skaggs motioned to approve the recommendation of Allgeier Martin & Associates for Phase III. Mark Powers seconded. All in favor. No opposed. Richard asked where we were at on the new building. Steve said that they have worked on the storm drainage and have the new footings poured and attached.

Public Works report – Jimmy stated that they have been cleaning the sewer lines in town with the new jetter trailer. Jimmy said that there wasn't hardly any debris out on the second pick up.

Police Department report – had nothing new to report.

Court report – had nothing new to report

COMMITTEE REPORTS

The Nuisance Committee had nothing to report.

The Long Range Planning met tonight and formed some sub committees and he has a chair for one of them. They are also looking at what they think the town will visually look like in 20 years.

The Budget/Finance Committee had nothing to report.

The Human Resource Committee had nothing to report.

The Public Facilities Committee had nothing to report.

The Code Review Committee had nothing to report.

Senior Citizen Committee had nothing to report.

UNFINISHED BUSINESS

Steve said that at the last meeting we had looked at the bid from Empire for the lights at the entrance on the flag poles. That did not include conduit, base lights or concrete. The total cost will be about \$5000. He found some solar lights from a company that Gene McMeen recommended and the lights are \$280/piece. That is about \$900 for all 3 lights. They are LED lights and they are made for poles 40' -45' tall. Steve Daniels said that anything green we can do is a good idea. Steve said that they have a photo cell on them to turn off during the day. Steve would like to try them. Steve Daniels motioned to go with the solar lights. Richard Zaccardelli seconded. All in favor. No opposed.

Richard asked about the city flag. Steve said that we have them in and Pat is arranging a dedication ceremony for Jane Mitchell. It will probably be the end of July or 1st of August.

Steve also reported that he had the draft of our transportation study in and he has it in PDF form. Mark Powers and Steve Daniels asked for it in PDF and Richard Zaccardelli asked for a paper copy.

NEW BUSINESS

Steve Daniels stated that on the site work for the generator we need to make sure they follow procedures so that we don't have any future problems.

Mayor Moss pointed out his letter of support for the KCU program that they want to put in at MSSU. It would be in the Health Science Building.

Mike Talley reported that AT&T has agreed to settle and our settlement amount would be about \$56,000. It is not a done deal but we need to get an ordinance together for the next meeting so that we will be prepared. It is along the same line as the other settlements.

Steve Lawver needs to know if any of the council wants new business cards and he will get them ordered.

Maribeth Matney asked the council to let her now if they think they are going to the annual MML conference. The hotel reservations open up on this Friday the 10th and she would like to reserve the rooms at that time. The meeting dates are 10/4/09 through 10/7/09.

ADJOURNMENT

Carl Skaggs motioned to adjourn the meeting. Mark Powers seconded. All in favor. No opposed. Meeting adjourned at 7:45 PM.

CITY CLERK

MAYOR