

The Carl Junction City Council met in regular session on Tuesday, May 16, 2006 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, Walter Hayes and Wayne Smith. Also present was City Clerk Maribeth Matney and City Attorney Mike Talley.

AGENDA

Mayor Moss stated that we had received a bid on the sludge removal that he would like to add to the agenda between items 8-9. Pat Smith motioned to approve the amended agenda as requested. Carl Skaggs seconded. All in favor. No opposed. The City Clerk handed out the closed minutes of 5/2/06 for review. Walter Hayes motioned to approve the consent agenda. Richard Zaccardelli seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one for public forum.

P&Z CASES

Mayor Moss introduced Case #06-08 – Preliminary Site Plan. Jim Manley, Goodman Architect, addressed the council about a daycare facility along Briarbrook Drive. Jessica Bagley, owner, requested the review before they spent the money on a full site plan. This is north of the current strip mall built by Jim Hogelin. He explained about moving the curb and discussed the fence in the back. He stated that they are far enough back to allow for a future turn lane along Briarbrook Drive. Richard Zaccardelli stated that he was glad that they are coming back to Carl Junction. Ms. Bagley is expanding her business. Mr. Manley explained that he has to draw the plan to state standards for daycares. There was no one in the audience for or against the plans. Wayne Smith reported that P&Z recommended approval. Kurt Higgins stated that there might be a traffic problem and they were trying to limit the number of accesses along Briarbrook Drive. He stated that they would have to share a driveway to the south end of the property with Ray Schmidt. Mr. Manley stated that the daycare traffic is spread out over the day. Pat Smith motioned to approve with the condition that they meet the approval of our engineer. Richard Zaccardelli seconded. All in favor. No opposed. Mr. Manley stated that they can not let anyone else use her parking lot since they need all their parking spaces.

CJ CHRISTIAN CHURCH-RETENTION POND

Kurt Higgins addressed the council for the church. They are going to add a foyer onto their church and possibly do a future expansion to the north. In addressing the storm water issues he stated that they have a natural low area that would be ideal for retention. We received \$8000 from Mike Williams when he built his duplexes for future abatement downstream of storm water issues. He is proposing that the city and the church do a joint venture on this storm water project. The church will donate the property for now & any future expansion. There was discussion of flooding along York Street. Jim Chaligoj stated that every time it rains they have to clean off the road where the water flows over it. Kurt said that this will cut the flows 25-30%. It will be dry when there is no rain. He estimates the cost to the city will be \$6000-\$8000. He said it was also possible that we could do some of the work ourselves. There was discussion about silt problems. Kurt said that they will give the city easement but they will maintain the pond. Kurt stated that they will come back with a site plan if the council agrees with the project. Walter Hayes stated that this needs to go to P&Z. It was the consensus of the council to proceed with the project through the proper channels.

BIDS ON EQUIPMENT AND SLUDGE REMOVAL

The council reviewed the bids on the fluoridation from the previous meeting of 5/2/06. MAMU sent the revised payment schedules for the council. Mark Powers suggested we go with the 10 year loan and Richard Zaccardelli agreed. After some discussion the council agreed and that we should go with the permanent buildings not temporary. Richard Zaccardelli motioned to accept the bid from Crews Construction for \$246,809. Carl Skaggs seconded. All in favor. No opposed. Richard Zaccardelli motioned to go with the 10 year plan. Mark Powers seconded. All in favor. No opposed. It was stated that after the loan pays off the water rates will go back down but that we need to keep enough for the maintenance of the equipment. After some discussion regarding the rates, Mark Powers motioned to raise the water rates 7 cents for residential & 8 cents for commercial for the maintenance of the fluoridation system and for 120 months the rate will increase 19 cents for residential and 31 cents for commercial for the repayment of the loan for the fluoridation equipment. Richard Zaccardelli seconded. All in favor. No opposed.

Richard Zaccardelli motioned to put **“AN ORDINANCE AUTHORIZING THE CITY OF CARL JUNCTION, MISSOURI, TO ENTER INTO A LEASE-PURCHASE TRANSACTION WITH THE MISSOURI ASSOCIATION OF MUNICIPAL UTILITIES FOR CERTAIN PUBLIC IMPROVEMENTS FOR THE CITY OF CARL JUNCTION, MISSOURI; AND AUTHORIZING AND APPROVING CERTAIN ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF SAID LEASE-PURCHASE TRANSACTION”** on first reading by title only. Carl Skaggs seconded. All in favor. No opposed. Richard Zaccardelli motioned to put it on second reading by title only with a roll call vote. Dee Lynn Davey seconded. Zaccardelli-y, Evans-y, Skaggs-y, Powers-y, P Smith-y, Davey-y, Hayes-y, W Smith-y. Motion on Ordinance #06-24 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 bids on the pick up for public works. This will be used for all departments. We have \$15000 in the budget for it. It is a simple V-6, ½ ton with an 8' bed. The bids are as follows: Carthage Ford-\$11952, Pittsburg Ford-\$11997, Jimmy Michel Ford-\$12367 with cruise. After reviewing the bids Pat Smith motioned to accept the low bid from Carthage Ford for \$11952. Walter Hayes seconded. All in favor. No opposed.

Jimmy reported he only received 1 bid for the sludge removal. They are out of Muskogee Oklahoma and they did it last year. The bid is \$.0364 cents per gallon. We have budgeted \$52000 and he would like to do both cells this year. That way we can start rotating ponds for sludge removal. They will do all the reporting to DNR. There was some discussion about piping our discharge to the golf course. Pat Smith motioned to approve the bid for up to \$52000 and have our attorney draw up a contract and ordinance to accept the bid. Carl Skaggs seconded. All in favor. No opposed.

ORDINANCES

The council reviewed the ordinance on the Home Consortium with the City of Joplin. Mike Talley explained that the last ordinance was with Jasper County and it should have been with the City of Joplin. It is the same agreement. Becky Brill, City of Joplin, explained the agreement to the council. It is county wide to help repair housing for people who need assistance. The cities decide on where the money is spent. Walter Hayes motioned to put "AN ORDINANCE APPROVING A COOPERATIVE AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI, AND THE CITY OF JOPLIN, MISSOURI FOR PARTICIPATION IN THE HOME INVESTMENT PARTNERSHIP PROGRAM FOR THE FISCAL YEARS 2007 THROUGH 2009; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT WITH THE CITY OF JOPLIN, MISSOURI, FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI; AND REPEALING ORDINANCE 06-16 PASSED BY THE CITY OF CARL JUNCTION, MISSOURI, ON THE 4TH DAY OF APRIL, 2006, WHICH PREVIOUSLY APPROVED A HOME CONSORTIUM COOPERATIVE AGREEMENT WITH JASPER COUNTY, MISSOURI, COMMISSIONERS" on first reading by title only. Richard Zaccardelli seconded. All in favor. No opposed. Walter Hayes motioned to put it on second reading by title only with a roll call vote. Richard Zaccardelli seconded. Zaccardelli-y, Evans-y, Skaggs-y, Powers-y, P Smith-y, Davey-y, Hayes-y, W Smith-y. Motion on Ordinance #06-25 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 amending Chapter 505.020 requiring surety bonds. Pat Smith motioned to put "AN ORDINANCE AMENDING TITLE V. BUILDING CODE, CHAPTER 505: LICENSES, BY AMENDING SECTIONS 505.020, 505.080, 505.170 AND 505.300 TO DELETE THE REQUIREMENT THAT AN APPLICANT FOR A CONTRACTOR'S LICENSE, ELECTRICIAN'S LICENSE, PLUMBER'S LICENSE AND LICENSE TO DO HEATING, VENTILATION AND AIR CONDITIONING WORK, FILE WITH THE CITY A SURETY BOND IN THE AMOUNT OF \$1,000.00 CONDITIONED THAT THE APPLICANT OBSERVE THE CITY CODE AND OTHER ORDINANCES OF THE CITY" on first 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. Barbara Evans seconded. Zaccardelli-y, Evans-y, Skaggs-y, Powers-y, P Smith-y, Davey-y, Hayes-y, W Smith-y. Motion on Ordinance #06-26 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.

APPOINT LISA KNUTZEN TO BOARD OF ADJ

Mayor Moss stated that Lisa Knutzen is willing to serve on the Board of Adjustments to replace Rick Bogart. Pat Smith motioned to approve Mayor Moss's appointment of Lisa Knutzen. Walter Hayes seconded. All in favor. No opposed.

REPORTS

City Administrator, Jim Whisenant, thanked everyone for his or her help since he has started. He also stated that there is a local civic group interested in looking at the possibility of having a street dance downtown Carl Junction on Main Street. They are looking at early fall. He also wants to look at the website. He stated that he had 4 memos on different issues.

The first memo is pending items. #6 well will be started on this week. The pipe is to be here Thursday. Charlie Williams has filed an appeal on his lawsuit. Mike Talley reported that our last hope on HB 209 is that it violates the constitution. Mike Talley is also still working on the Peddler/Solicitor ordinance. He found that Joplin's was not very updated and he will use MML's model ordinance since it is at least updated with new state regulations.

KCSR reported that they feel most of our mosquito problems are not on the RR property. They stated if we are interested in cleaning up the area, they would consider leasing the RR property to the City. Mike Talley said we need to look at it closer. Pat asked if we couldn't make them clean up their property. Jim Chaligoj said that we needed a dozer and that it was a good place for fill in the low-lying areas. There was discussion on what needed to be done. The RR does not want to spend any money on it. We can see if they will meet with Jim Chaligoj.

Rails to Trails issue Mike Talley will be responding but there is nothing that the council needs to act on at this time.

The City has a chance to purchase aerial photos through the SW Mo Alliance for economic development purposes. Empire District will pay for one photo shoot (4 pictures of 1 area) and we would have to pay for any additional pictures we wanted. We are

asking that they take pictures of the intersection of Hwy Z & JJ Hwy. We will also use last years existing photo of the industrial park, which picks up a lot of the existing Carl Junction. Kevin Welch also invited us to tour their economic incubator facility. It consists of new enterprises trying to get started and when they grow big enough they find their own facility. Mike Talley stated it was pretty impressive. Richard Zaccardelli stated we need the Legislature to deal with the issue of Missouri being a right to work state.

Jim asked the council if he could attend the MEDFA on 6/8 & 6/9. Mayor Moss stated that he should go. Walter Hayes asked if he could go also. Jim then reminded the council that they have to complete their NIMS training by 10/1/06.

COMMITTEE REPORTS

Nuisance Committee - set a meeting for 7/18/06 at 6:00 PM

Public Facilities Committee– Carl Skaggs went through the PW building and looked at the SCADA system.

Park/Pool Committee – BYAA has asked for concrete for more handicapped parking spaces at the ballpark. They would like 8-10 spaces. Bob Wentworth said that the parks looked good. There was discussion about trying to get a sales tax issue on the November ballot. Jim Chaligoj said that concrete was not budgeted this year. He also said that we need to replace some playground equipment. There was discussion of the possible sales tax issue. Mike Moss said that Dee Lynn needed to look at the budget also to see how much we would be looking at for possible income. The Budget Finance committee is meeting 6/20/06. The Park/Pool committee will meet again 5/23/06 at 6:00 PM.

Code Review Committee – meets 6/6/06 at 6:00 PM

Human Resources Committee – will be getting with the City Administrator.

UNFINISHED BUSINESS

Richard Zaccardelli asked about the Peddler/Solicitor ordinance. Mike Talley said that we need to go through it and answer some questions. Richard has also suggested that we start a buy CJ solicitation. We need to put it on our marquees. Mark Powers said he would call Pleasant Hill to see what they did.

Mark Powers asked about the street light request along Meadow Ridge. We are waiting to hear back from Empire. We will need easements if we do this to go between the houses.

It was stated that the new City Administrator needs to look at Redwood's request to purchase the RR property.

The council reviewed the MIRMA letter regarding signs. It is their recommendation not to put up Children at Play signs.

The council was reminded of the Chamber of Commerce Awards banquet 5/25/06 at 6:00 PM. The council also reviewed the letter from Dean Willis regarding the sewer rates with APD. They are recommending \$14.00/residential and \$54.60/commercial. He agrees with that recommendation.

Chief Haase reported that they have tested for the new officer. He also suggested that we vacate Chestnut Street west of Roney. It can't be opened since they have built houses there. The Chestnut Street on the east side of Roney has already been vacated.

ADJOURNMENT

Pat Smith motioned to adjourn the meeting. Barbara Evans seconded. All in favor. No opposed. Meeting adjourned at 9:10 PM.

City Clerk

Mayor