

The Carl Junction City Council met in regular session on Tuesday, May 17, 2005 at 7:00 at City Hall. Mayor Mike Moss called the meeting to order with the following present: Richard Zaccardelli, Barbara Evans, Carl Skaggs, Gary Stover, Pat Smith, Mike Palmer, Walter Hayes and Wayne Smith. Also present were City Attorney Mike Talley and City Clerk Maribeth Matney.

AGENDA

Walter Hayes motioned to approve the agenda as presented. Pat Smith seconded. All in favor. No opposed. Mike Palmer motioned to approve the consent agenda as presented. Walter Hayes seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one for public forum

P&Z CASES

Mayor Moss opened the public hearing on P&Z Case #05-05, Special Use Permit, Jason Ruark, 1207 Bobwhite Lane. Gary Stover reported that the P&Z held their public hearing and several residents attended and spoke against the permit. After listening to the residents, Jason Ruark withdrew his request. Gary stated that the residents were concerned about traffic and strangers in the neighborhood. They also received 1 letter in opposition of it. Public Hearing was closed 7:07 PM.

ALLGEIER-MARTIN & ASSOC – APD SEWER RATES

Dean Willis, Allgeier-Martin & Associates, addressed the council regarding APD sewer rates. He was there to answer any questions the council had about Appendix “A”. He explained that the formula used was dictated by DNR & EPA when grant funds were used for the plant. It has served us well over the years. He explained how the cost was broken down between in town users and out of town users. There are some costs associated with the WWTP that are not sewer related. They use 80% of the Administration cost, 50% of the equipment cost, none of the water meter cost or the R&R line cost. You also add back in the levy cost that our residents pay. He feels this is a fair approach. He is proposing an in town rate of \$3.52 base rate plus \$1.79 per thousand rate. The proposed rate for APD is \$14.00 for residents and \$50.00 for commercial. We calculate how much revenue we should receive from them and they decide how they split it between residents and commercial. There was some discussion about major industry. Dean stated it is not a factor for us. The council then went through a detailed discussion of the calculations of the proposed rates (page 4). The council asked if there was a simpler way to calculate the rates. They discussed about determining a percentage of total flow to the plant and attribute that percentage to our costs. Dean stated he could attempt to do that and see how it comes out. It was also pointed out our average household flow was 5800 gallons and APD was 5390 gallons. These are based on actual flows reported. There was some discussion about charging for future capital improvements now so that we will have the money when we have to expand our plant. It was also stated that they have a cap on their flows. Mike Palmer stated that is was probably too late this year to do anything but would like to look into the options next year. Dean stated that if the council approves these rates he will report back to Jerald at Tri-State Engineering and he will present them to APD Board at their next meeting. Then the attorney’s can work out the legal documents. Mike Palmer motioned to accept Dean Willis’s recommendations and proceed with an ordinance. Gary Stover seconded. All in favor. No opposed.

ORDINANCES

Walter Hayes motioned to put “AN ORDINANCE AUTHORIZING AND PROVIDING A CONTRACT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE EMPIRE DISTRICT ELECTRIC COMPANY, ITS SUCCESSORS OR ASSIGNS, ELECTRIC SERVICE AND EQUIPMENT TO LIGHT THE CITY’S STREETS, ALLEYS, AND PUBLIC WAYS, ELECTRIC SERVICE FOR LIGHT AND POWER FOR THE CITY’S OTHER PROPERTIES AND PUBLIC PLACES, FOR A TERM OF YEARS AND SPECIFYING THE PRICES TO BE PAID FOR SUCH LIGHTING AND POWER SERVICE” on second reading by title only with a roll call vote. Richard Zaccardelli seconded. Zaccardelli-y, Evans-y, Skaggs-y, Stover-abstain, P Smith-y, Palmer-abstain, Hayes-y, W Smith-y. Motion on Ordinance #05-21 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 bids and ordinance on the generator for the police building. It will be large enough to run the whole police department and not just the communications. The city received a grant for \$28,000 for the generator and locking devices. Joe is recommending we accept the bid from Energy Systems for \$23,127. It has a John Deere engine and a 5-year warranty. (See attached bid sheet) Walter Hayes motioned to put “AN ORDINANCE ACCEPTING THE BID OF ENERGY SYSTEMS CO. IN THE AMOUNT OF \$23,127.00, AND AUTHORIZING THE PURCHASE OF A KATOLIGHT MODEL 126 KW DIESEL GENERATOR WITH JOHN DEERE ENGINE FOR INSTALLATION AT THE CITY OF CARL JUNCTION, MISSOURI POLICE STATION HEADQUARTERS PURSUANT TO THE BID PROPOSAL DATED FEBRUARY 21, 2005 SUBMITTED BY ENERGY SYSTEMS COMPANY; AND AUTHORIZING THE MAYOR TO EXECUTE SUCH DOCUMENTS AS MAY BE NECESSARY TO EFFECT SUCH PURCHASE AND INSTALLATION FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI” on first reading by title only. Richard Zaccardelli seconded. 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, Stover-y, P Smith-y, Palmer-y, Hayes-y, W Smith-y. Motion on Ordinance #05-22 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 City Administrator' report.

Memo #1 – Pending items. Joe is checking with other towns about how they hire private firms to mow grass. He is also checking on administration fees as part of the ordinance. He will talk to Mike Talley.

Memo #2 - Fluoridation. He is getting cost figures from Allgeier-Martin for equipment. He checked with DNR and our operators have the licenses needed for fluoride. He will seek grants and financing for the equipment to complete this project.

COMMITTEE REPORTS

Walter Hayes stated that the Budget/Finance Committee would be meeting 5/18/05 at 4:00 PM. He would like the current status of the budget and how we can attack our wish list.

Mike Palmer would like for the Code Review Committee to meet 6/7/05 at 6:00 PM.

Joe reported that the Department of Conservation would like to do a presentation on 6/21/05 at 6:00 PM so that we can pursue a grant for tree planting at Memorial park.

Pat Smith asked if the Park/Pool could meet 6/14/05 at 4:00 PM.

Richard Zaccardelli reported that the Human Resources would be meeting at 5/19/05 at 3:00 PM.

UNFINISHED BUSINESS

Walter Hayes reported that the traffic has noticeably picked up on Karen. They are even passing on this street. We need to address this problem before someone gets hurt.

Joe reported that the pool would open 5/19/05. We have the staff, new signs, pool painted and we are hoping for a good season.

NEW BUSINESS

Richard Zaccardelli stated that we have water drainage problems along West Briarbrook Lane and Springhill Drive. It comes from Briar Meadow and Zachary crosses Briarbrook Drive across West Briarbrook Lane and into a pond. Joe stated he does not want city employees on private property working. That is private property. Joe stated that the golf course needs to do something with the culverts. The culverts to the pond are too small. There was some discussion of whether this was a liability for the City. It was stated that if it is a liability we could possibly relieve the situation and assess the owner for the costs associated.

Joe stated that APD has asked about mosquito spraying again this year. He commented that we have always tried to be a good neighbor. Richard Zaccardelli stated we should continue to be one.

Joe reported that he went to Rails to Trails meeting last week. He asked about extending our streets across the trail. They were agreeable to us doing that. Joe stated this would help with the congestion at the schools. The only restriction would be to put up gates to keep motorized vehicles off of the trails. We can start after school is out. He also reported that the school is working with us on this. There was some minor discussion about the current lawsuit. Mike Talley reported that Dean Wilson has filed a motion for an extension.

Joe stated that we have received our renewal rates for MIRMA. They have assessed us with an additional \$28,728 for the lawsuit that is pending. They have budgeted \$200,000 in expenses for that lawsuit. Joe will be going to Kansas City for depositions on Monday. There was discussion if they would settle. Mayor Moss reported that they stated they would not settle out of court.

Joe reminded the council of the Chamber banquet and that our water testing for the month was OK.

Walter reported that there is a tree at Cowgill & Well Streets that blocks the view of the intersection. Walter also stated that they have asked Joe to serve on the Board of Directors for the Chamber of Commerce. The Board will consist of the 4 current officers on the Board and 5 other people. They are also looking in the future of entering into a contract with the City for Economic Development.

ADJOURNMENT

Mike Palmer motioned to adjourn the meeting. Barbara Evans seconded. All in favor. No opposed. Meeting adjourned at 8:45 PM.

CITY CLERK

MAYOR