

The Carl Junction City Council met in regular session on Tuesday, June 21, 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, Walter Hayes and Wayne Smith. Also present were City Attorney Mike Talley and City Clerk Maribeth Matney. Aldermen Mike Palmer was absent.

AGENDA

Barbara Evans motioned to approve the agenda. Pat Smith seconded. All in favor. No opposed. Walter Hayes motioned to approve the consent agenda as presented. Richard Zaccardelli seconded. All in favor. No opposed.

PUBLIC FORUM

No one for public forum.

P&Z CASES

Case #05-07 – Rezoning for Tobias Teeter, 3651 Campbell, Kansas City MO 64109. Mr. Teeter addressed the council regarding land he purchased in the Briarbrook area. It is currently UD and would like it rezoned to R-1. He wants to build a house for his family. Some of the neighbors have been dumping on the property and he wants to clean it up and take care of it. P&Z recommended approval. It was stated that the neighbors are glad Mr. Teeter has purchased it. Mr. Teeter stated he would keep it mowed. There was no one in the audience for or against the rezoning. Public hearing closed 7:10 PM. Richard Zaccardelli motioned to approve the rezoning from UD to R-1. Pat Smith seconded. All in favor. No opposed.

Case #05-08 – Special Use Permit – Joe Potter, 218 Walton, Carl Junction. Walter Hayes motioned to table this case because P&Z tabled until 6/27/05. Pat Smith seconded. All in favor. No opposed.

Case #05-09 – Final Plat – Fox Briar Plat #1 – Ray Schmidt, 343 Fairway Drive, Carl Junction MO. Ray explained that he needed to file this plat because he can't do the sewer until it is filed. It was Briarbrook Estates #19. The bank needs it platted for the loan and sewer right of ways. They are cutting roads now. They changed the storm water design following our engineer's recommendations. Outlot A has now become part of Lots 34 & 35 and there are restrictions that they can't change the contour of the land. There was no one in the audience for or against the plat. Richard Zaccardelli motioned to amend the agenda to add the Ordinance approving Fox Briar Plat #1. Carl Skaggs seconded. All in favor. No opposed.

ORDINANCES

Richard Zaccardelli motioned to put "AN ORDINANCE ACCEPTING FOX BRIAR PLAT #1 SUBDIVISION OF THE CITY OF CARL JUNCTION SUBJECT TO CERTAIN CONDITIONS" on first reading. Carl Skaggs seconded. Richard Zaccardelli motioned to put it on second reading by title only with a roll call vote. Carl Skaggs seconded. Zaccardelli-y, Evans-y, Skaggs-y, Stover-y, P Smith-y, Palmer-absent, Hayes-y, W Smith-y. Motion on Ordinance #05-24 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.

Joe reported that the next ordinance is based on what the code committee recommended. Mike Talley stated that there are other codes that need to be updated due to these changes. It was stated that it was the code committee's intent to keep moving with the amendments. Walter Hayes motioned to put "AN ORDINANCE TO AMEND TITLE I. GOVERNMENT CODE, CHAPTER 125: PERSONNEL POLICY, BY AMENDING SECTIONS 125.070, 125.090, 125.140, 125.150 AND 125.180 TO MODIFY GRIEVANCE PROCEDURES AND POLICIES RESTRICTING ACCUMULATION OF SICK LEAVE AND VACATION, TO CLARIFY THE PAY PERIODS OF THE CITY ADMINISTRATOR AND ECONOMIC DEVELOPMENT DIRECTOR, AND TO CLARIFY MILITARY LEAVE PROVISIONS FOR CITY EMPLOYEES" 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-absent, Hayes-y, W Smith-y. Motion on Ordinance #05-25 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. Walter Hayes asked that Mike Talley e-mail Joe Barfield & Mike Palmer regarding the changes needed in our code.

Mike Talley stated that 7 (b) & (c) need to be switched. Walter Hayes motioned to switch the order of 7 (b) & (c). Richard Zaccardelli seconded. All in favor. No opposed.

Richard Zaccardelli motioned to put "AN ORDINANCE AMENDING TITLE VII. UTILITIES: CHAPTER 720: USER CHARGE SYSTEM BY ADOPTING A NEW APPENDIX "A" TO SEWER USE CHARGE ORDINANCE (ACTUAL USE RATE STRUCTURE) AND BY AMENDING SECTION 720.040 "USER CHARGE RATES" TO REFLECT SAID CHANGES IN RATES; AND ESTABLISHING AN EFFECTIVE DATE FOR SAID NEW RATES" on first reading. Barbara Evans seconded. Richard Zaccardelli motioned to put it on second reading by title only with a roll call vote. Barbara Evans seconded. Zaccardelli-y, Evans-y, Skaggs-y, Stover-y, P Smith-y, Palmer-absent, Hayes-y, W Smith-y. Motion on Ordinance #05-26 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.

It was reported that APD will be passing their ordinance amending our contract on Thursday 6/23/05. Walter Hayes motioned to put "AN ORDINANCE APPROVING THE FIFTH ADDENDUM TO THE SERVICE CONTRACT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE VILLAGE OF AIRPORT DRIVE, MISSOURI, AND AUTHORIZING THE MAYOR TO EXECUTE SAID FIFTH ADDENDUM FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on first reading. 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-absent, Hayes-y, W Smith-y. Motion on

Ordinance #05-27 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 Joe's report. He explained the different format and that each department head will be writing their own report and attach them to his.

Memo #1 – Pending Items. Walter Hayes asked about the ditch east of Kropp's. Joe said that DNR gave us a list of what we could do. Gary Stover asked about the ditch along West Briarbrook Lane. Joe said when it dries out we will work on it. We have the materials. Ed Reeves is back now and Joe has him trying to find someone to cut grass.

Memo #2 – Environmental Task Force. Joe attended a meeting and they gave a sample ordinance that can be passed for soil testing. Joe is recommending that the county pass the ordinance since we do not allow wells drilled in the City and we do not have any chat piles being built on in the City so it is not an issue yet. Briarbrook was mentioned as having chat piles and it was responded that we have some potential problem sites.

Memo #3 – Employee Handbook. This is designed to help the employee. We will be getting these out to all employees. It was commented that it needs to be updated when laws change. There is no need for the council to act on it. It is under the authority of Joe Barfield.

Memo #4 – Telecommunications Lawsuit. Mike Talley said that we have a judge's decision but have not collected any money yet. There was discussion about a conflict with state law and the judges ruling. Walter Hayes said that if the law is passed the windfall would go away. There was some minor discussion about it.

COMMITTEE REPORTS

The Code Review Committee will be meeting 7/5/05 at 6:00 PM and at 6:00 PM on 8/6/05.

The Public Facilities Committee will be meeting 7/19/05 at 6:00 PM. Gary stated that they set goals and objectives and we need to discuss sales tax items along with the goals and objectives.

Human Resource Committee will be setting a meeting.

Pat Smith said that the Park/Pool Committee met and a sales tax issue was discussed.

Walter Hayes stated he would like the Budget Committee to meet 7/7/05 at 4:00 PM. There was discussion about putting a 1/2 cent sales tax on the ballot along with a list of projects. He stated that we need a long-term plan.

Wayne Smith said that the Nuisance Committee would set up a meeting. He wants to check with the Nuisance officer to see what they need to focus on.

UNFINISHED BUSINESS

Mike Talley said that the Cable Company contacted us with a contract renewal. Joe responded that he contacted them and asked for a new proposal based on our last contract and it was in their court now. There was some discussion of what we could control and what we couldn't in our contracts.

NEW BUSINESS

Mike Talley reported that he would be out of the office from 6/23 to 6/30.

Joe reported that he had a plan on the road improvements for Briarbrook Drive & Fir Road. We will need to get easements from Casey's and Hoaglin. It was reported that Hoaglin filed a Chapter 11. Mike Talley stated we would need to contact his attorney about the easement.

Joe stated that there have been funding cuts in the Area for Aging. The one thing affected is the health service for diabetes. There are 20 residents that are involved with this service. They are asking for assistance to keep this program. There was discussion about going under contract with them for this service. It was discussed that this is a public program. Mike Talley said we could do a contract but we can't just give it to them. The discussion then went to when they asked for assistance with the building. Walter Hayes suggested we talk to Richard Russell and find out the best way to make it work. Pat Smith suggested Joe check into it more. Joe will find out more and get back with the council.

Joe reported that there is a meeting on 7/13 & 7/14 in Jefferson City that is being put on by the Hawthorn Institute. Mayor Moss is going and it was asked if any of the council would like to go. It will be very informative and worth the time going.

Joe then stated he met with the school district. They toured the school and the traffic route. They will meet with the Joplin transportation people. Next Wednesday he will meet with Phil Cook and the principals. They want the children dropped off closest to the building. We will need to make it one way and have stop signs. Joe will bring some information back to the council. We will hold public hearings after it is all laid out. It will be open for public statements. Pat suggested we put it in the paper for the people to know about the public hearing.

Walter Hayes said that we need to address sidewalk repairs. Pat stated some people couldn't afford to fix them. It was stated that we might look at a Neighborhood Improvement District or a Community Improvement District. This could be used for more than just sidewalks. It was suggested we have Steve look into it. Walter gave a brief description on how it worked.

Mayor Moss suggested that we write a letter to the editor to let people know what is going on in our town. He suggested a council member might like to do that. Walter Hayes stated that our Chief used to do that with the Police reports. It was suggested that Joe might do that.

ADJOURNMENT

Gary Stover motioned to adjourn the meeting. Walter Hayes seconded. All in favor. No opposed. Meeting adjourned at 8:15 PM.

CITY CLERK

MAYOR