

The Carl Junction City Council met in regular session on Tuesday May 03, 2016 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Bob Cook, Don Marshall, Richard Zaccardelli, Mark Powers, Roger Spencer, Wayne Smith, LaDonna Allen and Mike Burns. Also present were City Administrator Steve Lawver, City Clerk Maribeth Matney and City Attorney Mike Talley.

### AGENDA

Mark Powers motioned to approve the agenda. Bob Cook seconded. All in favor. No opposed. Mark Powers motioned to approve the consent agenda. Roger Spencer seconded. All in favor. No opposed.

### PUBLIC FORUM

Sharon Clark, Carl Junction Postmaster, addressed the council and informed them she is retiring and wanted to thank them for all their support over the years.

James Christman, 506 Ridgewood Circle, stated that in early March he had requested to purchase some footage adjacent to his property. It is part of the old golf course. He said that Mr. Lawver stated that the going price was 85 cents per square foot and Mr. Christmas submit a request and a survey which cost him \$500. He received a letter stated that the consensus of the board was not to sell the property. He has mowed and maintained the ground the last 11 years and has not requested any reimbursement. He is here to ask how to proceed to ask the council to reconsider his request. Mark Powers stated that we had sold other property to straighten out our property and this does not do that. He said that we are in the process of trying to get the fence on our property taken down. There was a lot of discussion amongst the council regarding this request. Some asked why we would not sell it, others replied that it created jagged edges of property that are hard to maintain. Mayor Moss said he is against selling the property. If we keep selling parcels we won't have a park left. LaDonna Allen agreed. She can see both sides but does not think we should sell either. Mr. Christman said he was just trying to square off his property. After more discussion, the council said they would keep his consideration on file and might relook at it depending on the outcome of his neighbor's fence.

### CHAMBER REPORT

Gary Stubblefield stated that he held their 16<sup>TH</sup> annual award banquet. They had 200 people there. They also had the city wide rummage sale this last weekend with 200 sales listed. He had reports from businesses in town that there was a significant spike in their sales that day. This Thursday is their 1<sup>st</sup> Thursday breakfast (5/5/16) and invited the council to attend. Gary then reported that on Tuesday May 10<sup>th</sup> they will have the biggest ribbon cutting ceremony in the history of the Chamber. They will have a ribbon cutting ceremony at 11:00 AM for the new Chamber building. They will serve a light lunch afterwards.

### REVIEW AND APPROVAL OF SIDEALKS BIDS FOR MODOT PHASE III PROJECT

The council reviewed the bids on Phase III of the Pennell sidewalk project. They were as follows: Bennett Inc - \$288,765.00, Dalton-Killinger Construction - \$305,449.75, AY1, LLC - \$309,902.00, Neal's Construction - \$314,441.00, Sprouls Construction - \$347,124.00, G&G Construction - \$377,227.83. The bid opening was 4/25/16. The low bidder was Bennett Inc for \$288, 765.00. Bennett has done some work for us before. Our cost match is 20%. AMA and Steve are recommending we go with the lower bidder of Bennett Inc for \$288,765.00. Mark Powers motioned to go with the recommendation of AMA and the City Administrator to approve the bid from Bennett Inc for \$288,765.00. LaDonna seconded. Mike Burns asked if we could go with a local bidder since it comes back to the community that way. Steve stated that MODOT does not allow preferences to be given to local contractors with federal money. All in favor. No opposed. Steve is estimating that will be able to start in July. The utilities are already in the process of being moved.

### ORDINANCES

Mark Powers motioned to put **"AN ORDINANCE AMENDING TITLE VII. UTILITIES: CHAPTER 705: WATER ARTICLE III. USER CHARGE SYSTEM BY AMENDING SECTION 705.330 "ACTUAL USE RATE STRUCTURE" TO INCREASE THE WATER RATES CHARGED TO RESIDENTIAL IN-TOWN USERS FROM TWELVE DOLLARS AND TWENTY CENTS (\$12.20) TO THIRTEEN DOLLARS AND SEVENTY-NINE CENTS (\$13.79) FOR THE FIRST THOUSAND GALLONS AND FROM THREE DOLLARS AND FORTY-EIGHT CENTS (\$3.48) TO THREE DOLLARS AND FIFTY-ONE CENTS (\$3.51) PER ONE THOUSAND (1,000) GALLONS THEREAFTER, AND ALSO INCREASING THE WATER RATES CHARGED TO COMMERCIAL WATER CUSTOMERS AND OUT-OF-TOWN USERS, TO BE EFFECTIVE MAY 15, 2016"** on first reading by title only. Richard Zaccardelli seconded. Bob Cook asked about what out of town rates were. Steve replied they are 2 ½ times our residential rate. Bob Cook asked about APD rates. Steve said that APD rates are set by contract and are not a part of this. This is for water only. Mike Burns asked what was considered in calculating the rates. It has to cover all expenses and it was discussed during the budget meetings. Mark Powers motioned to put it on second reading by title only. Roger Spencer seconded. There was no discussion. Mark Powers motioned to put it on final passage. Richard Zaccardelli seconded. All in favor. No opposed. Cook-y, Marshall-y, Zaccardelli-y, Powers-y, Spencer-y W Smith-y, Allen-y, Burns-n. Motion on Ordinance #16-17 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.

Mark Powers 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) (MARCH 2016) 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 by title only. Roger Spencer seconded. Steve said that the sewer formula's are more complicated then the water one. Mayor Moss pointed out that our expenses keep going up with the cost of living. Mark Powers motioned to put it on second reading by title only. Richard Zaccardelli seconded. There was no discussion. Mark Powers motioned to put it on final passage. Roger Spencer seconded. All in favor. No opposed. Cook-y, Marshall-y, Zaccardelli-y, Powers-y, Spencer-y W Smith-y, Allen-y, Burns-n. Motion on Ordinance #16-18 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 reported that we are meeting with APD 5/26/16 at 10:00 AM to go over our addendum. He also reported that he is leaving 1<sup>st</sup> thing in the morning for a conference and will be out of the office the rest of the week.

Public Works report – We ended up shutting off 104 accounts and out of those only about 8 are still off. Steve is also going to have him look at Scott Drive. It was reported that it needs some repairs.

Police report – Chief Haase reported that they are moving the speed trailer around town. He also stated that our SEMA grant was cut due to a shortage in funds. Everyone's was cut.

**COMMITTEE REPORTS**

Budget/Finance - Mark Powers reported that we held a meeting at 6:30 this evening to discuss online bill pay and the costs involved. He said we need another meeting to discuss it further and asked that one be scheduled before the next council meeting. We need to see what the cost to the City will be.

Code/Nuisance –Don Marshall had nothing to report.

Human Resources – Roger Spencer had nothing to report.

Public Facilities & Planning – Tim Smith had nothing to report.

Senior Citizens - Richard Zaccardelli had nothing to report.

**UNFINISHED BUSINESS**

Mark Powers asked about the Thomas development. Steve said he has not heard anything new on it.

Wayne Smith asked about BYAA soccer and the Raptor's football. Steve said that soccer is over and the Raptors are preparing the park for games. The school has donated goal posts to them and we are making arrangements for getting them moved to Country Club Park

Chief Haase reported that we had budgeted \$25,000/car for PD cars this year and the state bid is at a little over \$26,000. We will have trade-ins so we should still be alright. He would also like to have rear camera's as part of the package. Chief Haase reported that he will be out of the office 5/11 – 5/13.

**NEW BUSINESS**

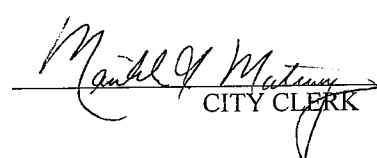
Mike Burns stated that he has a hard time hearing the tornado sirens. He can't hear them in his house and can barely hear them when he is outside. Chief Haase said he would check the siren closest to him. He also pointed out that they are not designed to be heard indoors, they are outdoor sirens. He suggested a weather radio. Mike Burns then asked about the water retention pond by the K-1 school. He thinks it is dangerous. Steve said that the school was required to put it in to slow down the water. It is a permanent pond that is required by DNR and EPA. Mike then stated that he plans on going to the newly elected official's conference in June that is being hosted by MML.

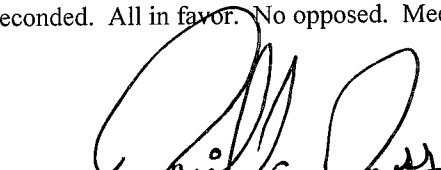
Roger Spencer pointed out that the kids are climbing a tree at 4 Oaks Park and suggested that Jimmy either trim it up or take it down. One kid was hurt climbing it.

Richard Zaccardelli brought up mosquito issues that will be a problem in the Briarbrook area because some of the ditches are not draining properly. Mark agreed with Richard's comments about water not draining. We need to be looking at that before it becomes a problem.

**ADJOURNMENT**

Roger Spencer motioned to adjourn the meeting. Roger Spencer seconded. All in favor. No opposed. Meeting adjourned at 7:55 PM.

  
CITY CLERK

  
MAYOR