

The Carl Junction City Council met in regular session on Tuesday April 16, 2024 at 7:00 PM at City Hall. Mayor Mark Powers called the meeting to order with the following present: LaDonna Allen, Mike Burns, Rick Flinn, Bill Maguire, Bob McAfee, David Pyle, Roger Spencer, and Hollie LaVigne. Also present were City Administrator Steve Lawver, City Attorney Mike Talley, City Clerk Alaina Wright and City Administrator Assistant Crystal Winkfield.

AGENDA

Roger Spencer motioned to approve the agenda as presented. David Pyle seconded. All in favor. No opposed. LaDonna Allen motioned to approve the consent agenda. David Pyle seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one present for public forum.

ORDINANCES

LaDonna Allen motioned to put **“AN ORDINANCE APPROVING A SERVICE AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND MID CENTRAL CONTRACTORS, LLC, TO BE A PREFERRED SERVICE PROVIDER FOR THE IMPLEMENTATION OF NEW PROJECTS, UPGRADES AND MAINTENANCE TO MEET THE NEEDS OF THE CITY OF CARL JUNCTION, MISSOURI, INCLUDING, BUT NOT LIMITED TO, THE POLICE DEPARTMENT, COMMUNITY CENTER, CITY PARKS AND PUBLIC WORKS, FOR THE SUMS SET FORTH IN THE AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE SAID SERVICE AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI.”** on second reading by title only. Roger Spencer seconded. All in favor. No opposed.

Discussion: Steve Lawver said he thought this now included everything the council had asked for previously. He said the council would still have to approve individual projects; this will just get the project started. Mike Burns asked if the contract would be renewed each year and Steve Lawver said no. Mike Talley said the attorney fees are still included in the contract and should have been removed. LaDonna Allen motioned to table the ordinance. David Pyle seconded. All in favor. No opposed.

LaDonna Allen motioned to put **“AN ORDINANCE AMENDING THE STREET, WATER WORKS, WASTEWATER, PARK & POOL, CAPITAL IMPROVEMENTS, AND STORM WATER FUNDS FOR THE FISCAL YEAR 2024”** on first reading by title only. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: Mayor Powers said this is the ordinance we have to pass at the end of each fiscal year.

LaDonna Allen motioned to put it on second reading by title only. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: There was no further discussion.

LaDonna Allen motioned to put it on final passage. David Pyle seconded. All in favor. No opposed.

LaVigne-yes, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Maguire-yes, Pyle-yes. Motion on Ordinance #24-08 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.

LaDonna Allen motioned to put **“AN ORDINANCE APPROVING CHANGE ORDER NO. 6 TO AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND R.E. SMITH CONSTRUCTION COMPANY TO CONSTRUCT THE CARL JUNCTION PARK SHELTER, PLAYGROUND AND ASSOCIATED SITE IMPROVEMENTS FOR THE CITY OF CARL JUNCTION, MISSOURI, SAID CHANGE ORDER NO. 6 BEING TO INCREASE PLAYGROUND EQUIPMENT FALL HEIGHT, INCREASING THE TOTAL COST OF THE PROJECT BY \$8,900.00; AND AUTHORIZING THE MAYOR TO EXECUTE SAID CHANGE ORDER NO.6 FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI”** on first reading by title only. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: Steve Lawver said in the change order the equipment that was originally proposed had a six-foot fall height, but the equipment chosen has an eight-foot fall height. He said that means we have to use more material now to make it correct. David Pyle asked who noticed the discrepancy and Steve Lawver said it was R.E. Smith. Rick Flinn asked if the equipment had already been ordered and Mayor Powers said yes.

LaDonna Allen motioned to put it on second reading by title only. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: LaDonna Allen said she would suggest taking the additional money from ARPA funds since the money has to be spent or under contract by the end of the year. Steve Lawver said he would need a motion and second to reallocate those funds.

LaDonna Allen motioned to put it on final passage. David Pyle seconded. All in favor. No opposed.

LaVigne-abstained, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Maguire-yes, Pyle-yes. Motion on Ordinance #24-09 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.

LaDonna Allen 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 SET WATER RATES TO BE EFFECTIVE MAY 1, 2024, SO THAT IN-TOWN USERS SHALL PAY \$14.39 FOR THE FIRST 1,000 GALLONS AND \$4.67 PER 1,000 GALLONS THEREAFTER, AND COMMERCIAL WATER CUSTOMERS AND**

OUT-OF-TOWN USERS SHALL PAY IN ACCORDANCE WITH THE EXISTING RATE STRUCTURE SET FORTH IN SECTION 705.330” on first reading by title only. David Pyle seconded. All in favor. No opposed.

Discussion: Steve Lawver said the analysis sheet shows what our current rate structure is, which is \$14.39 for the first thousand gallons and \$4.34 for every additional thousand gallons. He said the new rate structure would be \$14.39 for the first thousand gallons and \$4.67 for every additional thousand gallons. He said this would leave the base rate unchanged for those who use very little water.

LaDonna Allen motioned to put it on second reading by title only. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: There was no further discussion.

Hollie LaVigne motioned to put it on final passage. LaDonna Allen seconded. All in favor. No opposed.

LaVigne-yes, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Maguire-yes, Pyle-yes. Motion on Ordinance #24-10 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.

LaDonna Allen motioned to put “**AN ORDINANCE TRANSFERRING THE CARL JUNCTION, MISSOURI, MUNICIPAL COURT AND CARL JUNCTION, MISSOURI MUNICIPAL DIVISION CASES, TO JASPER COUNTY 29TH CIRCUIT COURT ASSOCIATE DIVISION**” on first reading by title only. Roger Spencer seconded. All in favor. No opposed.

Discussion: Mayor Powers said he received a call from a local legislator who said several of our legislators are going to have meetings with surrounding towns to see if it’s possible to change Senate Bill 5 to change how the municipal courts function. He said he would like to table the ordinance until that conversation to see if potential changes would benefit the city. David Pyle motioned to table the ordinance to see what happens legislatively to change the courts. Roger Spencer seconded. All in favor. No opposed.

REPORTS

Long-Term Project report – Hollie LaVigne asked if we know when the splashpad is going to open. Harvey Kitzberger said they are working on it but are waiting for the company to come down and get it started again.

Hollie LaVigne asked if there was any communication from Liberty Utilities. Steve Lawver said he received an email asking questions about how a partnership would work. Mayor Powers talked about the solar panels and he still wants to hear from Liberty about how much the panels are actually producing.

Rick Flinn asked about the possibility of covering Bulldog Beach rather than digging it out. Steve Lawver said it would be around \$40,000 just in materials and then labor would be additional.

Treasurer’s report - No discussion.

Police Dept. report – Mayor Powers asked about the accident on Fir Road and Chief McCall said it was actually two different accidents.

Public Works report – Hollie LaVigne asked about the slides at Country Club Estates Park. Harvey Kitzberger said they’ve blocked them off for now and have parts ordered. Steve Lawver said they think we have a lead on the vandals. LaDonna Allen asked when we could get internet from Optic Communications at the park and Steve Lawver said only after the technology upgrades were approved.

Mayor Powers asked if anything had been done with the speed limits signs and Harvey Kitzberger said they are both working. Hollie LaVigne said she saw one out on Saturday. Mayor Powers said we need to see if people are following the speed limit, and put the temporary speed bumps up if they are not. Chief McCall said they currently don’t have a way to get any information from the signs.

COMMITTEE REPORTS

Budget/Finance: LaDonna Allen said the budget amendments were approved earlier tonight. She said Steve Lawver was able to get information for the bonding capacity currently. Steve Lawver said currently we can get 6.5 million with no tax increase and would extend the end of the bond through 2045. LaDonna Allen asked when we could begin a project if were approved by voters and Steve Lawver said we wouldn’t get the funding until 2026 according to the information he received from Piper Sandler. LaDonna Allen said the council needed to keep in mind that if a bond were passed for Bulldog Beach, we would not have the money to operate the pool.

Code/ Nuisance: Rick Flinn said the committee met on the municipal court issue that was tabled earlier. He said there was a lot of debate and ultimately the committee voted to recommend the change to the council.

Human Resources: Roger Spencer had nothing to report.

Public Facilities & Planning: Mike Burns said there is water to the Lakeside Park pavilion. He asked if another spigot could be put another 100 yards towards the fields so they wouldn’t have to have such a long water hose. He said there was also supposed to be a dumpster there to collect trash.

Mike Burns said he thought he remembered Schuber Mitchell saying they had plenty of dirt and he would like someone to contact them to see if they do have dirt because the city could use it. Rick Flinn said he appreciated Mike Burns service to the council. Hollie LaVigne said he appreciated his service and leadership to the council. Mayor Powers said he appreciated Mike’s comments and dedication.

Economic Development: Hollie LaVigne had nothing to report.

UNFINISHED BUSINESS

Mike Burns said the damaged guard rail has been sitting next to the railroad crossing for over a month and he wanted to see if we had a way to contact Kansas City Southern. Steve Lawver said he didn’t have any contact information.

Hollie LaVigne thanked Crystal Winkfield for her grant management report.

APPROVE CERTIFIED ELECTION RESULTS

LaDonna Allen motioned to approve the election results. Mike Burns seconded. All in favor. No opposed.

SI-NE-DI

Mayor Powers declared that we were SI-NE-DI.

SWEAR IN NEWLY ELECTED OFFICIALS

Carole Wofford, Water Hayes, Bob McAfee, and Roger Spencer were sworn in.

ELECT MAYOR PRO-TEM

Bob McAfee nominated David Pyle. Hollie LaVigne nominated LaDonna Allen. Roger Spencer motioned to cease nominations. All in favor. No opposed.

Bob McAfee, Rick Flinn, Roger Spencer, and Water Hayes voted for David Pyle.

Hollie LaVigne, LaDonna Allen, and Carole Wofford voted for LaDonna Allen.

David Pyle abstained.

NEW BUSINESS

Mayor Powers said someone came in to the senior center and looked at the TV's and figured out how to sync the televisions.

LaDonna Allen said she would like the change order for Lakeside Park to come from ARPA funds. LaDonna Allen motioned to take the funding for change order #6 from ARPA funds. David Pyle seconded. All in favor. No opposed.

Walter Hayes said he's watched the video of the council meetings and all you can see is the screen. He asked if there was a way to make it so people could actually see the council. Steve Lawver said that is part of the technology upgrades that he is suggesting to Mid Central. LaDonna Allen said she's also heard from citizens that when votes are taken they can't tell who voted for or against the ordinances.

Mike Talley said he will not be at the second meeting in May.

Mayor Powers listed the committee assignments.

Budget/Finance: Allen-Chair, LaVigne, Hayes, Pyle

Code/Nuisance: Flinn-Chair, McAfee, Wofford, Spencer

Human Resources: Spencer-Chair, McAfee, Flinn, Wofford

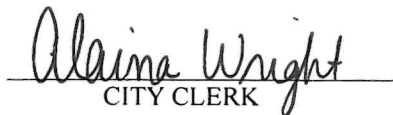
Public Facilities: Pyle-Chair, LaVigne, Allen, Hayes

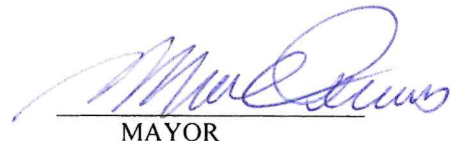
Economic Development: LaVigne-Chair, Hayes, Flinn, Lawver, Powers, Winkfield

Chief McCall said he saw on KOAM news advertising for Hero Fund USA. He said he applied for a grant and they authorized a grant for around \$18,000 to cover half of the cost to re-install a radio in unit 102. He said he will be doing some interviews for receiving the grant.

ADJOURNMENT

Roger Spencer motioned to adjourn the meeting. LaDonna Allen seconded. All in favor. No opposed. Meeting adjourned at 7:53 PM.


CITY CLERK


MAYOR