

The Carl Junction City Council met in regular session on Tuesday July 1, 2025 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Anita Francis, Walter Hayes, Hollie LaVigne, Bob McAfee, James Shanks, Roger Spencer, and Carole Wofford. David Pyle was absent. Also present were City Administrator Steve Lawver, City Attorney Mike Talley, City Clerk Alaina Wright and Assistant Crystal Winkfield.

AGENDA

Roger Spencer motioned to approve the agenda as presented. Hollie LaVigne seconded. All in favor. No opposed with one absent. Hollie LaVigne motioned to approve the consent agenda. Roger Spencer seconded. All in favor. No opposed with one absent.

PUBLIC FORUM

There was no one present for public forum.

ORDINANCES

Roger Spencer motioned to put “**AN ORDINANCE APPROVING A NEW SERVICE CONTRACT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE VILLAGE OF AIRPORT DRIVE, MISSOURI, REPLACING THE ORIGINAL SERVICE CONTRACT BETWEEN CITY OF CARL JUNCTION, MISSOURI AND VILLAGE OF AIRPORT DRIVE, MISSOURI DATED DECEMBER 6, 1989, INCLUDING ALL ADDENDA TO THAT CONTRACT; AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE SAID SERVICE CONTRACT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI**” on first reading by title only. Walter Hayes seconded. All in favor. No opposed with one absent.

Discussion: Steve Lawver said this is the service contract for sewer processing. He said it was several months of work between the city’s engineers, Airport Drive engineers, Mike Talley, Airport Drive’s legal counsel and their village clerk. Steve said the previous contract didn’t cover today’s standards for sewer. He said there are changes in the contract and Airport Drive will have to start testing on the effluent because it is mandatory. Mike Talley said since we’ve had the contract in place since 1989 and previously if anything happened that the parties couldn’t agree on, it required arbitration, and with this new contract litigation is the process for dispute resolution. Jim Shanks asked if it’s ever come up that something went to arbitration and Mike Talley said no but that mandatory arbitration can help solve some disputes & he wanted the council to be aware.

Carole Wofford asked if the contract covers any problems that might arise from the car wash that went in there and Steve Lawver said yes. He said the testing they will now do should cover that.

Hollie LaVigne asked if the amount of water they could put in the system changed, and Steve said it did go up slightly.

Walter Hayes asked if there was an end date to the contract and Steve Lawver said it is a year-to-year process and if there’s a rate increase, they look at it for an addendum. Mike Talley said there have been many addendums added to the contract over the years. Mike Talley said he didn’t believe there was an end date to the contract.

Walter Hayes motioned to put it on second reading. Roger Spencer seconded. All in favor. No opposed with one absent.

Discussion: There was no additional discussion.

Walter Hayes motioned to put it on final passage. Carole Wofford seconded. All in favor. No opposed with one absent.

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-absent, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-18 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.

Hollie LaVigne motioned to put “**AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND R.E. SMITH CONSTRUCTION COMPANY TO CONSTRUCT THE 2025 STORM DAMAGE REPAIRS TO CITY FACILITIES FOR THE CITY OF CARL JUNCTION, MISSOURI, IN ACCORDANCE WITH THE CONDITIONS OF THE CONTRACT DOCUMENTS FOR THE SUM OF \$180,411.00; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI**” on first reading by title only. Bob McAfee seconded. All in favor. No opposed with one absent.

Discussion: Roger Spencer asked if this was for the removal of the solar panels and Steve Lawver said that is part of it. He said change order #1 will be presented at the next meeting and change the contract from repairing solar arrays to removing solar arrays. Roger Spencer asked if we could keep the panels that were good, and Steve Lawver said they would go to public works.

Bob McAfee asked if insurance would pay for this and Steve Lawver said yes. He said we have a \$1,000 deduction on the whole event.

Walter Hayes motioned to put it on second reading. Hollie LaVigne seconded. All in favor. No opposed with one absent.

Discussion: There was no further discussion.

Hollie LaVigne motioned to put it on final passage. Anita Francis seconded. All in favor. No opposed with one absent.

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-absent, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-19 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.

Hollie LaVigne motioned to put “**AN ORDINANCE CONCERNING THE IMPEACHMENT OF MICHAEL MOSS, MAYOR OF THE CITY OF CARL JUNCTION, MISSOURI**” on first reading by title only. Walter Hayes seconded. All in favor. No opposed with one absent.

Discussion: There was no discussion.

Hollie LaVigne motioned to put it on second reading. Carole Wofford seconded. All in favor. No opposed with one absent.

Discussion: Walter Hayes asked Nate Dalley about the empty date in the ordinance for a hearing. Nate Dalley said he believed a tentative date should be set for the hearing, and there could be a continuance granted later if necessary.

Carole Wofford asked if it could be done during a regular meeting or if it would need a special meeting and Nate Dalley said it would need to be a special meeting.

Hollie LaVigne asked Nate if he wanted them to set a date and he said it should be in the ordinance before it is passed.

Hollie LaVigne confirmed this vote would just be to set the hearing and Nate Dally said yes, it is to set the hearing and bring the charges forth. The hearing date was set for August 4, 2025 at 6:30 PM.

Jim Shanks asked if the other dates need to be set and Nate Dalley said he thought if the discovery wasn't happening, they could come back for a date on that.

Walter Hayes motioned to put it on final passage. Jim Shanks seconded. All in favor. No opposed with one absent.

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-absent, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-20 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 Lawver said Enterprise was supposed to deliver two vehicles today and something happened to one of them and they had to recall it. Hollie LaVigne asked for a timeline and Steve Lawver said it would be when it was done at the outfitters.

Hollie LaVigne asked if the update for the special road district was new and Steve Lawver said yes. He said they are withholding 25% and the districts within that can send in a request for funds to the county to be reimbursed.

Hollie LaVigne asked if we were doing an overlay project this summer and Steve Lawver said yes. Jay Morton said it would be in October.

Carole Wofford asked if Steve Nelson knew when he'd get out there to finish it. Steve Nelson was present and said he would like to address the council. Steve Nelson said he put dirt on the field and had it ready to hydroseed and then Schuber Mitchell's pond overflowed. He said he fixed it after it flooded and then it was hydroseeded. He said the pond overflowed again and Schuber Mitchell pumped half the pond water over the field, and it washed away all the dirt and hydroseed. Steve Nelson said Schuber Mitchell didn't have the proper drainage, and it isn't his fault the pond flooded, and he'd like to get paid for his work. He said he's got pictures showing the work was done. Hollie LaVigne asked why he didn't come to the city about the problems and Steve Nelson said he did. Steve Lawver said he had spoken to Steve Nelson and had also spoken to Allgeier Martin. Steve Lawver said they are speaking to Schuber Mitchell about it because it's part of the Briarbrook Plaza subdivision. Steve Lawver said the 112,500 square feet listed in the bid was a measurement of area, not volume of dirt. Hollie LaVigne said she doesn't believe the job was done. Steve Nelson said he's done the field three separate times and paid for it himself. Roger Spencer asked how long it would take to do once the field dries and Steve Nelson said 3-4 days. Jim Shanks asked if it would be fair to say that until the pond is fixed it would be a waste of time to fix the field again and Steve Nelson said yes. Roger Spencer asked if he could see the pictures and Steve Nelson showed the council pictures he had taken of the finished job. Steve Lawver said he spoke to Schuber Mitchell as soon as he found out it wasn't getting pumped into the pond correctly. He said he talked to OWN, and he doesn't have a final letter from the engineers yet but it's probably 90-120 days before the final plat could be approved and the dirt work could start so it would be this fall before any work could start on the soccer field. Hollie LaVigne said she'd like to talk to Schuber Mitchell personally. Walter Hayes said he didn't see how speaking with Schuber Mitchell would affect the work Steve Nelson did since he showed them pictures that he completed the job. Walter Hayes motioned to pay Steve Nelson the \$25,000 for the job he did and deal with Schuber Mitchell separately. Roger Spencer seconded. Hollie LaVigne said she thinks it is outrageous to pay for work she doesn't feel was done. Anita Francis, Bob McAfee, Roger Spencer, Walter Hayes, Carole Wofford, and Jim Shanks were in favor of approving the payment. Hollie LaVigne was opposed, and David Pyle was absent. Mayor Moss said the council voted and Steve Nelson should be paid. Jim Shanks said in the future either they need to believe the city administrator if he says the work was done or that they need to instruct the city administrator the council wants to view the work themselves.

Police Department report – Chief McCall said on the child ID kits they've got the graphics done. He said it has the city logo, the police department logo and are in production. He said Shane at 360 auto sponsored the kits.

Public Works report – Roger Spencer said there's a sign laying down on Pennell just off 171 and asked what it was. Jay Morton said it was a MoDOT sign and MoDOT knocked it down. Jim Shanks said Steve Bell contacted him and said Jay Morton did a great job. Mayor Moss said he appreciated Jay cleaning the culverts.

COMMITTEE REPORTS

Budget/Finance: Walter Hayes said he'd like to have a meeting at 6:00 before the next council meeting on July 15.

Code/ Nuisance: Carole Wofford had nothing to report.

Human Resources: Roger Spencer had nothing to report.

Public Facilities & Planning: David Pyle was absent.

Economic Development: Hollie LaVigne had nothing to report.

UNFINISHED BUSINESS

There was no unfinished business before the council.

NEW BUSINESS

Hollie LaVigne wished everyone a happy Fourth of July
Jay Morton said he'd get started on the water line next week.

ADJOURNMENT

Hollie LaVigne motioned to adjourn the meeting. Carole Wofford seconded. All in favor. No opposed with one absent.
Meeting adjourned at 7:44 PM.


CITY CLERK


MAYOR