

The Carl Junction City Council met in regular session on Tuesday August 6, 2024 at 7:00 PM at City Hall. Mayor Mark Powers called the meeting to order with the following present: LaDonna Allen, Rick Flinn, Walter Hayes, Hollie LaVigne, Bob McAfee, David Pyle, Roger Spencer, and Carole Wofford. 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. David Pyle motioned to approve the consent agenda. Roger Spencer seconded. All in favor. No opposed.

PUBLIC FORUM

There was no one present for public forum.

DISCUSSION OF TESLA PROPOSAL FOR POLICE FLEET VEHICLES

Steve Lawver said the proposal in the packet was from Officer Amos Bindel and he is here to present it. Amos Bindel said he's been testing electric vehicles and that he has an off-duty business that works with fleet management. Amos said Tesla has dropped vehicle prices by 30%, and for this proposal he looked at the cost of fuel vs the cost of energy and maintenance costs on the vehicles. Amos also said the Model Y in the proposal is more of a midsize SUV, which would be comparable to a Ford Explorer.

Hollie LaVigne asked if there were other departments using electric vehicles (EVs). Amos Bindel said the City of Leawood has 13 EVs and are looking to change around 70% of their fleet to EVs.

LaDonna Allen said the fuel cost in the proposal isn't correct and it's about \$.40 off the actual price. She asked if the costs of the compared Chevrolet and Ford in the proposal were from the brand's websites or if it was the state bid for patrol vehicles. Amos Bindel said it was the state bid from Machens Ford plus the patrol package. She asked what the Model Y includes, and Amos Bindel said it would be the same thing we would get from Ford. She asked if we could take the cages and other equipment from the currently owned Ford Explorers and put them in a Tesla and he said no. LaDonna asked about storage room in a Tesla vs a Ford Explorer and Amos Bindel said there should be more storage space since there is no engine. LaDonna Allen asked about maintenance costs on the Tesla and Amos said there is a team from Springfield that will come and make small repairs. He said there is an 8-year, 150,000-mile warranty on the vehicles. LaDonna Allen asked if there was a lease program and Amos said yes but they do not allow it with police vehicles. LaDonna Allen asked if the officers would be willing to go without take home vehicles and he said he couldn't answer that question without speaking to the officers.

Carole Wofford asked if there are charging stations that will charge more than one vehicle at a time and Amos said yes.

Rick Flinn asked if someone in the area had EV patrol vehicles and Amos said Osage Beach, MO and Leawood, KS have them. Rick asked if it would be possible to see one of the patrol vehicles and Amos said he could arrange that.

DISCUSSION ON BULLDOG BEACH

Steve Lawver said they put 29,700 gallons of water in the deep well and at the end of the week it was completely empty. He said it took nearly twice as long to fill the deep well as it should have.

ORDINANCES

LaDonna Allen motioned to put **"AN ORDINANCE APPROVING CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND G&G CONSTRUCTION TO COMPLETE THE 2024 WASTEWATER TREATMENT PLANT IMPROVEMENTS FOR THE CITY OF CARL JUNCTION, MISSOURI, SAID CHANGE ORDER NO. 1 BEING TO ADD BYPASS PUMPING AT A COST OF \$5,753.89, INCREASING THE TOTAL COST OF THE PROJECT BY SAID AMOUNT; AND AUTHORIZING THE MAYOR TO EXECUTE SAID CHANGE ORDER NO.1 FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI"** on first reading by title only. Rick Flinn seconded. All in favor. No opposed.

Discussion: Jay Morton said this was because all the water coming to the sewer plant got bypassed when they were doing the plumbing. Mayor Powers asked Jay Morton if this change order was necessary and Jay Morton said yes.

David Pyle motioned to put it on second reading by title only. Roger Spencer 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, Pyle-yes, Hayes-yes, Wofford-yes. Motion on Ordinance #24-18 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.

LaDonna Allen motioned to put **"AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND DENALI WATER SOLUTIONS, LLC., TO PERFORM LAGOON CLEANING SERVICES BY REMOVING SLUDGE AND LAND-APPLYING THE MATERIAL TO PERMITTED FIELDS FOR THE CITY OF CARL JUNCTION, MISSOURI, FOR A SUM ESTIMATED TO BE \$99,000.00 FOR 1,500,000 GALLONS OF MATERIAL, INCLUDING MOBILIZATION COSTS; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR, CITY ADMINISTRATOR AND/OR THE PUBLIC WORKS DIRECTOR TO EXECUTE**

SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI” on first reading by title only. Carole Wofford seconded. All in favor. No opposed.

Discussion: Mike Talley said in this contract Denali has a limitation of their responsibility and the only thing they agree to do if something goes wrong is to do it again and all other warranties are disclaimed. He said they do have a history of litigation in other areas. He said the responsibility of the city is determined by Arkansas law, in Arkansas courts by Arkansas judges. Mike Talley said the contract is very one-sided. He said the city does not lose responsibility for the sludge at any point and there is risk involved. Mayor Powers asked how long this company has been doing this and Jay Morton said they’ve been doing it since at least 2014. Mike Talley said he wanted everyone to understand the risk the city is taking in this situation. Steve Lawver said doing this in Missouri will cause even more red tape and would be more expensive. Jay Morton said he was contacted by both Hill House and C&L Grease who would also be interested but he’s only dealt with Denali. Hollie LaVigne asked Jay Morton if he would recommend sticking with them and Jay said he’s never had an issue and they’ve always done a good job. David Pyle said in the future the city should do an RFQ and have it specify where the sludge would be dumped.

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. Rick Flinn seconded. All in favor. No opposed.

LaVigne-yes, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Pyle-No, Hayes-yes, Wofford-yes. Motion on Ordinance #24-19 was approved 7-1 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 I. GOVERNMENT CODE: CHAPTER 140: PURCHASING, ARTICLE I. PURCHASING SYSTEM, BY AMENDING SECTION 140.060: FORMAL CONTRACT PROCEDURE TO RAISE TO \$5000 THE PURCHASES THAT CAN BE MADE WITHOUT RECEIPT OF VERBAL OR WRITTEN PROPOSALS AND TO CLARIFY THE REQUIREMENTS TO MAKE CERTAIN PURCHASES”** on first reading by title only. Carole Wofford seconded. All in favor. No opposed.

Discussion: Rick Flinn said the Code Committee met and are recommending approval. Mike Talley said the committee recommended a version with a \$1 mystery gap that he has since removed.

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

Discussion: There was no further discussion.

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

LaVigne-no, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Pyle-yes, Hayes-yes, Wofford-yes. Motion on Ordinance #24-20 was approved 7-1 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 II. PUBLIC HEALTH, SAFETY AND WELFARE: CHAPTER 215: NUISANCES, ARTICLE III. WEEDS, BY AMENDING SECTION 215.230: NOTICE TO REMOVE – REMOVAL BY CITY UPON OWNER’S FAILURE, TO PROVIDE TEN (10) DAYS’ NOTICE OF A HEARING TO THE OWNER OF PROPERTY BEFORE ORDERING ABATEMENT OF THE NUISANCE”** on first reading by title only. Roger Spencer seconded. All in favor. No opposed.

Discussion: Steve Lawver said this came from research into SB5 and SB572. He said the state law changed and our code did not; this would make the code match state law.

Roger Spencer motioned to put it on second reading by title only. LaDonna Allen 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, Pyle-yes, Hayes-yes, Wofford-yes. Motion on Ordinance #24-21 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.

LaDonna Allen motioned to put **“AN ORDINANCE AMENDING TITLE V: BUILDING CODE, CHAPTER 500: GENERAL PROVISIONS BY AMENDING SECTION 500.150, FEES, TO INCREASE THE FEE STRUCTURE FOR NEW CONSTRUCTION AND ADDITION PERMITS”** on first reading by title only. Walt Hayes seconded. All in favor. No opposed.

Discussion: Steve Lawver said our fees were low and were not paying for themselves. This makes what we charge and what we spend balance out.

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

Discussion: There was no further discussion.

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

LaVigne-yes, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Pyle-yes, Hayes-yes, Wofford-yes. Motion on Ordinance #24-22 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 Administration report. LaDonna Allen asked about the dog park. Steve Lawver said there was no response by August 5, so it needs to be moved on to the next contractor that bid.

Roger Spencer asked about the half basketball court and Steve Lawver said as soon as the court is done at the Community Center they will start the court at 4-Oaks.

Steve Lawver said there are two final payment requests to finish Lakeside Park, and we are holding those payments because we have not received all the Buy America documentation from RE Smith which means the State of Missouri is withholding our reimbursements. Crystal Winkfield said she received an email around 5:00 this afternoon that included several of the certificates, but they are still working on getting them all in order. Ladonna Allen asked if the State of Missouri had given us a deadline and Crystal Winkfield said not so far.

Steve Lawver said there will be another meeting coming up with Senator Jill Carter to get more information on the intersection of Briarbrook/Fir but it will not take place until after the November election.

Steve Lawver said he got a phone call yesterday from DNR they had money available for stormwater projects. He has a zoom meeting with DNR and the engineers tomorrow morning to discuss it. The work must be designed, bid out, and under contract by December 24 and Steve said he had a discussion with Kurt and Michael Keaton at Allgeier Martin and they cannot meet that deadline. Steve said Olsson and OWN, Inc don't believe they could meet the deadline either. Jason Eckert with Zanevan Engineering said they could do it and have it done in time. Steve Lawver said having to do an RFQ would cause an extra 30 days and make it impossible to complete the process. He said if there isn't time to get the full project under contract, DNR would pay for engineering for both projects that could be complete by the end of the year for the future.

Police Dept. report – Chief McCall said one vehicle was stolen and they're unsure about the second vehicle because they have gotten multiple stories from the victim. Allie Bindel said there is a car show on October 5 to raise money for Shop with a Cop.

Public Works report – There was no discussion.

COMMITTEE REPORTS

Budget/Finance: LaDonna Allen said there needs to be a meeting August 20 at 6:00 PM to discuss funding options for technology upgrades. Carole Wofford said the governor signed SB 756 (*amended 8/20/24-Consent Agenda*) and she wasn't sure how that would affect our budget. LaDonna Allen said it would have to be adopted by the Jasper County Commissioners or a referendum.

Code/ Nuisance: Rick Flinn had nothing to report.

Human Resources: Roger Spencer had nothing to report.

Public Facilities & Planning: David Pyle said there was a meeting at 6:00 PM to review the technology proposal from Mid Central. He said the next steps will be clarification on desktops/laptop computers for the PD.

Economic Development: Hollie LaVigne had nothing to report.

UNFINISHED BUSINESS

Steve Lawver said there's a change order on Phase VI of the sidewalk project for extra work near Arlington and Dean to remove previous project work and move a water valve.

Jay Morton said they hired two more employees and are at full staff now.

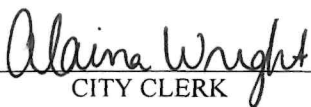
Chief McCall said the three new officers are out on their own, but they are still not fully staffed.

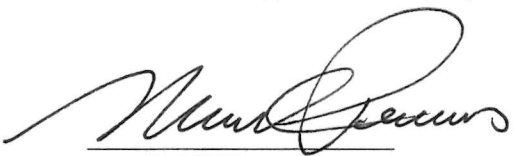
NEW BUSINESS

There was no new business.

ADJOURNMENT

David Pyle motioned to adjourn the meeting. LaDonna Allen seconded. All in favor. No opposed. Meeting adjourned at 8:24 PM.


CITY CLERK


MAYOR