

The Carl Junction City Council met in regular session on Tuesday August 19, 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, David Pyle, James Shanks, Roger Spencer, and Carole Wofford. Also present were City Administrator Steve Lawver, City Attorney Mike Talley, City Clerk Alaina Wright and Assistant Crystal Winkfield.

AGENDA

Roger Spencer motioned to move Agenda Item 6-Subpoena request for the impeachment hearing on August 26, 2025 needed to be moved to Agenda Item 8 and that Agenda Item 7.a-Ordinance amending ordinance 25-20 to provide for a hearing officer during the impeachment hearing of Michael Moss, Mayor needed to be moved to Agenda Item 7.e, Walter Hayes seconded. All in favor. No opposed. Roger Spencer motioned to approve the agenda as amended. Walter Hayes seconded. All in favor. No opposed. Walter Hayes motioned to approve the consent agenda. David Pyle seconded. All in favor. No opposed.

PUBLIC FORUM

Nick Williams-He said he is a realtor and was representing a property owner on Prairie Lane. He said the owner has been told curb and guttering would need to be done on the entirety of Prairie Lane and he questioned why nobody else that lives on Prairie Lane had to do curb and guttering. Steve Lawver said one issue is that people wanted to do a lot split which can only be two lots. This would be four lots which would be considered a minor subdivision. Steve Lawver said another requirement on minor subdivisions is that the street must be paved. Steve said in a minor subdivision the developer is the one that puts the street in. He said the homes there were built because the previous properties were sold by Metes and Bounds instead of doing a minor subdivision. Steve Lawver said this lot wouldn't qualify for a minor subdivision because the property has no access to a city street. Alaina Wright said an ingress/egress easement had been recorded that extended past the homes that exist on Prairie Lane, but she didn't believe it went all the way to the property in question. She said a lot split application had been submitted to the city and she and the city engineer had denied the application because it did not meet the requirements to approve the lot split.

Bill Dooling-107 Gum Road-He said the property across from him was sold. His concern is that it has been residential, and he would like it to still feel residential. He said he wants a reasonable boundary to separate them from commercial property that is planned.

ORDINANCES

Hollie LaVigne motioned to put **"AN ORDINANCE PROVIDING FOR A FINANCIAL DISCLOSURE AND CONFLICTS OF INTEREST"** on first reading by title only. Bob McAfee seconded. All in favor. No opposed.

Discussion: Hollie LaVigne asked about the ordinance and Alaina Wright said this is the ordinance that is passed each year. David Pyle asked if it was to be in compliance with the Ethics Commission and Alaina Wright said yes.

Hollie LaVigne motioned to put it on second reading. Walter 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.

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-yes, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-25 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 motioned to put **"AN ORDINANCE APPROVING AN INTERGOVERNMENTAL POLICE PROTECTION MUTUAL AID AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND THE CITY OF ORONO, MISSOURI TO PROVIDE MUTUAL AID FOR POLICE SERVICES PURSUANT TO RSMO SECTION 70.820 (2000); PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI"** on first reading by title only. David Pyle seconded. All in favor. No opposed.

Discussion: Hollie LaVigne said the chief stepped out for a moment, but she believed this is the same agreement we have with other cities. Chief McCall rejoined the meeting and Hollie LaVigne asked if he had any comment on the mutual aid agreement and Mayor Moss told Hollie LaVigne she needed to ask permission before speaking.

David Pyle motioned to put it on second reading. Carole Wofford seconded. All in favor. No opposed.

Discussion: Chief McCall said it's the same standard agreement we have with other agencies in the event of a natural disaster.

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

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-yes, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-26 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.

Roger Spencer motioned to put **"AN ORDINANCE APPROVING CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND ELEMENTS CONSTRUCTION CONCEPTS, INC., TO CONSTRUCT THE WEST BRIARBROOK LANE STORMWATER DRAINAGE DITCH FOR THE CITY OF CARL JUNCTION, MISSOURI, SAID CHANGE ORDER NO. 1 TO EXTEND A CART PATH, ADD A PAVED DITCH AND SLOPE PROTECTION FOR AN ADDED COST OF \$150,114.00, BRINGING THE TOTAL TO \$318,114.00, AND ADDING 30 DAYS TO THE CONTRACT TIME; AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE**

SAID CHANGE ORDER NO. 1 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.

Discussion: Steve Lawver said there's more to this change order than just the slope and cart path. He said it extends the drainage ditch through and to the park. Steve said currently it's filled with silt and that needs to be taken care of and filled in properly. Steve Lawver said this is additional work that DNR had requested. Mayor Moss asked if it starts behind Hedge Drive and Steve Lawver said yes. Bob McAfee asked if ARPA money would cover it and Steve Lawver said yes.

Walter Hayes motioned to put it on second reading. Bob McAfee seconded. All in favor. No opposed.

Discussion: There was no further discussion.

Walter Hayes motioned to put it on final passage. Bob McAfee seconded. All in favor. No opposed.

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-yes, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-27 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.

David Pyle motioned to put **"AN ORDINANCE APPROVING MODIFICATION NO. 1 TO AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND ALLGEIER, MARTIN & ASSOCIATES, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO DESIGN AND CONSTRUCT IMPROVEMENTS TO THE CITY'S STORMWATER SYSTEM USING FUNDING FROM THE MISSOURI DEPARTMENT OF NATURAL RESOURCES THROUGH THE AMERICA RESCUE PLAN ACT FUNDING PROGRAM, SAID MODIFICATION NO. 1 TO INCREASE FROM 365 DAYS TO 600 DAYS THE TIME WITHIN WHICH TO SUBMIT FINAL DESIGN AND CONTRACT DOCUMENTS WITH A REVISED OPINION OF PROBABLE PROJECT COST; AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE SAID MODIFICATION NO. 1 FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI"** on first reading by title only. Roger Spencer seconded. All in favor. No opposed.

Discussion: Steve Lawver said Allgeier Martin is requesting this because of how big the project is and getting all the easements in place. He said it will still be well within the time frame for the DNR cutoff.

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

Discussion: There was no further discussion.

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

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-yes, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-28 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.

SUBPOENA REQUEST FOR THE IMPEACHMENT HEARING ON AUGUST 26, 2025

Nate Dalley said the statute gives authority to council to authorize subpoenas. It can either be approved by the board or just signed by the mayor pro tem. Hollie LaVigne asked why the records are being subpoenaed like this when it can be requested through the city. Hollie LaVigne asked if the people in question would be served like a typical legal process and Nate Dalley said yes. Bill Fleischaker said he's allowed due process of law, and these subpoenas are allowed and if they aren't granted, they will go to the court to get a court order from them. Roger Spencer said it's common practice to be required to bring documents to deposition even when the paperwork is already on file. Nate Dalley said this is a typical process. Hollie LaVigne asked if there was a consensus among the council to issue the documents and there was.

David Pyle motioned to put **"AN ORDINANCE AMENEDING ORDINANCE #25-20 TO PROVIDE FOR A HEARING OFFICER DURING THE IMPEACHMENT HEARING OF MICHAEL MOSS, MAYOR, IN THE CITY OF CARL JUNCTION, MISSOURI"** on first reading by title only. Walter Hayes seconded. All in favor. No opposed.

Discussion: Nate Dalley said he tried to be as clear as possible that it doesn't allow the board to delegate their duty and he gave a copy to Bill Fleischaker to look at the ordinance and he felt it was acceptable.

Roger Spencer motioned to put it on second reading. Carole Wofford seconded. All in favor. No opposed.

Discussion: There was no additional discussion.

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

Francis-yes, LaVigne-yes, McAfee-yes, Spencer-yes, Pyle-yes, Hayes-yes, Wofford-yes, Shanks-yes. Motion on Ordinance #25-29 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

Long-Term report – Steve Lawver said he included funding mechanisms with the project listing. Steve Lawver said the majority have not been advertised or bid, they are estimates only from contractors or engineers. Carole Wofford asked if anything had been done with the pool and Steve Lawver said Public Works has a mat and have weighed it down and are currently filling the pool.

Roger Spencer asked how often we've had to move rock for the road by Center Creek Park and asked about moving the road. Steve Lawver said it wouldn't do any good unless you put the road up by the pool.

Treasurer's report – No discussion.

Police Dept. report – Chief McCall said they are still working on the vandalism cases. He said right now the suspects are juveniles. Chief McCall said several years ago the state started a point system to decide if juveniles can be taken to detention.

Public Works report – Hollie LaVigne asked if the hydrants were ready to go at Lakeside Park and Jay Morton said he wasn't sure.

COMMITTEE REPORTS

Budget/Finance: Walter Hayes had nothing to report. Alaina Wright said Matt with KPM was here doing the audit the previous week and he will come to the budget meeting in November and present his official report.

Code/ Nuisance: Carole Wofford had nothing to report.

Human Resources: Roger Spencer had nothing to report.

Public Facilities & Planning: David Pyle said there is a meeting Thursday at 4:00 PM with SAPP designs regarding strategic planning.

Economic Development: Hollie LaVigne had nothing to report.

UNFINISHED BUSINESS

Mike Talley explained that a solution was found regarding requiring businesses to purchase a license for sheds and that from now on they will only be required to purchase a business license if they are doing some kind of work on the site. There were no objections amongst the council.

Mike Talley explained that lot splits and minor subdivisions both go through the city clerk and city engineer, and the code is very rigid on what is allowed, and the city clerk is not allowed to grant exceptions.

NEW BUSINESS

Alaina Wright said there would be a meeting Monday August 25 at 6:00 PM to set the tax levy.

Steve Lawver said he received an email about important changes to sunshine law and would be passing that information along to the council.

ADJOURNMENT

David Pyle motioned to adjourn the meeting. Roger Spencer seconded. All in favor. No opposed. Meeting adjourned at 8:11 PM.


CITY CLERK


MAYOR