

The Carl Junction City Council met in regular session on Tuesday December 19, 2023 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 asked about the expenditure to Ace Pipe for the lift station clean out and Harvey Kitzberger said it was because of a bad pump. LaDonna Allen motioned to approve the consent agenda. Roger Spencer seconded. All in favor. No opposed.

### PUBLIC FORUM

Mike Moss – 107 York – He asked what happened to the law enforcement tax that was supposed to fund new officers. He also asked about the findings for the pool. LaDonna Allen said the sales tax fund is placed directly into the police department account and budget, but has been offset with the increase in prices. Steve Lawver said there is a draft of the pool findings in the packet for tonight and he is trying to get the consultant down in January to talk about the options.

### P&Z CASES

Mayor Powers asked for discussion regarding Case #23-06 – Lot Split Exception Review – Miller & Pennell (NE Corner) – Schuber Mitchell. Mayor Powers opened the public hearing at 7:07 PM.

Jacob Lett with Schuber Mitchell Homes was present with new information regarding the lot split. Jacob said they hadn't done any research for it earlier because they anticipated P&Z would recommend it's approval. He said their research determined the lot had been split prior to 1999 so they are no longer requesting a lot split, but rather a lot line adjustment. Jacob Lett said there was a case with the two lots north of the lots in question that had gone to the Board of Adjustments for approval. Mayor Powers said he believed this case would also need to go before the Board of Adjustments. Mike Talley said the purpose of the public hearing was a lot split exception review and Schuber Mitchell was no longer requesting that.

Public Hearing closed at 7:14 PM

### ORDINANCES

LaDonna Allen motioned to put **“AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CARL JUNCTION, MISSOURI AND ACE PIPE CLEANING, INC. TO COMMENCE AND COMPLETE THE 2023 WASTEWATER COLLECTION SYSTEM REHABILITATION AS DIRECTED BY THE CITY IN ACCORDANCE WITH THE CONTRACT DOCUMENTS FOR A COST NOT TO EXCEED ONE HUNDRED THIRTY-NINE THOUSAND, NINE HUNDRED ELEVEN DOLLARS AND EIGHTY-NINE CENTS (\$307,121.14); 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. David Pyle seconded. All in favor. No opposed.

Discussion: LaDonna Allen asked what the contract was for. Steve Lawver said this is our bi-annual I&I work to inspect the sewer lines. Mayor Powers asked which area of town this would be for and Steve Lawver said this was the northeast part of town.

Mike Burns said on the map it looked as if one of the lines affected would be the line along the bank of Center Creek.

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, Burns-yes, Maguire-yes, Pyle-yes. Motion on Ordinance #23-42 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 RETAIL STRATEGIES, LLC., AN ALABAMA LIMITED LIABILITY COMPANY, TO PROVIDE PROFESSIONAL CONSULTING SERVICES RELATED TO RETAIL RECRUITMENT FOR A TERM OF THREE (3) YEARS FOR THE SUM OF \$140,000.00 AS PROVIDED IN THE AGREEMENT; 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. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: Hollie LaVigne said this was discussed at the last meeting. She said sales tax revenue and job creation are the main goals of this contract.

Mike Burns said it was discussed about the length of the contract and the ordinance says a three-year contract and last time they said it could be cancelled at any time. Mike Talley said it is a three-year contract, but the city can choose not to renew the contract at the end of year one or year two, but no money that has been paid would be recouped.

David Pyle said the comprehensive plan has an Economic Development section and asked if there had been any effort made in accomplishing the objectives set forth in the comprehensive plan. He also asked if there was an RFQ that was sent out to have a competitive selection for this. Hollie LaVigne said they spoke to multiple companies and felt this company was the most inclusive in

their services. David Pyle said there was a process set out in the city code, which would include an RFQ being published. He also asked if there was an allocation in the budget for this and LaDonna Allen said there had been previously but there was nothing in the budget this year. David said the contract specified one market visit annually and also specified the point of contact and asked who the point of contact would be. Hollie LaVigne said currently she and Crystal Winkfield have been points of contact and it could be anyone. Rick Flinn said Retail Strategies would provide reports as often as the council wanted them.

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. Hollie LaVigne seconded. All in favor. No opposed.

LaVigne-yes, McAfee-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-no, Maguire-yes, Pyle-no. Motion on Ordinance #23-43 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 SALTUS TECHNOLOGIES, LLC., AN OKLAHOMA LIMITED LIABILITY COMPANY, TO PROVIDE ELECTRONIC TICKETING SERVICES FOR THE CARL JUNCTION POLICE DEPARTMENT FOR A TERM OF FIVE (5) YEARS FOR THE SUM OF \$22,710.00 PLUS ANNUAL HOSTING FEES OF \$3,772.00 PER YEAR; 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. Hollie LaVigne seconded. All in favor. No opposed.

Discussion: Chief McCall said he was in favor. Mayor Powers said the issue had been discussed over the past several meetings.

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

Discussion: Mike Burns asked about the \$9,000 for training and implementation and asked if that would have to happen each time someone new started. Chief McCall said it would be a train the trainer situation and the police department would train anyone in the future.

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 #23-45 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 Project report – David Pyle asked who was responsible for the layout for the footgolf project. Mike Burns said he didn't know who was responsible but there was a resident that volunteered to help with the layout that is familiar with it.

Hollie LaVigne asked about the cost for the dog park and Steve Lawver said that was for fencing.

David Pyle said he looked at the lighting at the veteran's memorial and asked if the current lights were solar and Steve Lawver said yes.

Steve Lawver asked if the council wanted to move the \$31,213 saved from the previous change orders to Lakeside Park to the budget for playground equipment. Mike Burns asked what would happen to the money if it wasn't allotted back to the project. LaDonna Allen and Steve Lawver said it would stay in the bank. Steve Lawver said he would have a change order prepared for the next meeting.

LaDonna Allen asked about the Center Creek Park playground equipment bid from Athco and asked if it was poured in place and Steve Lawver said no it would be chips.

Steve Lawver said there is a draft in the packet of the findings from Water's Edge. LaDonna Allen asked if there were plumbing issues that were discussed in the proposal and Steve Lawver said he was not sure but the consultant would be able to answer that. He asked if they would like to do a work session with the consultant from 6:00-6:45 PM to discuss the plan and there was a consensus that would be a good idea.

Public Works report – Mayor Powers asked if there were any water line breaks lately and Harvey Kitzberger said there was only one.

LaDonna Allen asked if Jay Morton had any thoughts about the open position and Steve Lawver said he is aware there is an open position.

Police Dept. report – David Pyle complimented Chief McCall and the police department on Shop with a Cop.

Rick Flinn asked how many children participated and Chief McCall said it was 221 children total.

Court report – No discussion.

## **COMMITTEE REPORTS**

**Budget/Finance:** LaDonna Allen said it would probably be mid-January before we could hold the first budget session for the next fiscal year.

**Code/ Nuisance:** Rick Flinn had nothing to report.

**Human Resources:** Roger Spencer said there needs to be a closed session during the next meeting for personnel.

**Public Facilities & Planning:** Mike Burns had nothing to report.

**Economic Development:** Hollie LaVigne said the contract with Retail Strategies was passed earlier tonight. They said they could start mapping the city in January.

**UNFINISHED BUSINESS**

Alaina Wright said election signups would be open through December 26 at 5:00 PM.

Steve Lawver said he completed a new draft of the employee manual. There are several sections that will require code updates and he said he would get a copy to Mike Talley to review those sections.

**NEW BUSINESS**

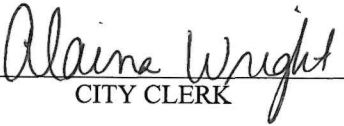
LaDonna Allen asked if there was a reason we didn't put the Christmas tree up by the lot next to the fire department and Harvey Kitzberger said it was because there were no working power outlets available.

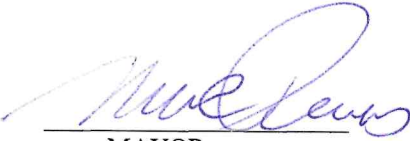
Rick Flinn said the flags out front were faded and needed to be changed. Steve Lawver said it would be done before they were raised back.

Steve Lawver said there would be Christmas dinner at City Hall Friday at 12:00 PM.

**ADJOURNMENT**

Roger Spencer motioned to adjourn the meeting. David Pyle seconded. All in favor. No opposed. Meeting adjourned at 8:01 PM.

  
CITY CLERK

  
MAYOR