

The Carl Junction City Council met in regular session on Tuesday June 15, 2021 at 7:00 PM at City Hall. Mayor Mark Powers called the meeting to order with the following present: Jim Gozia, Rick Flinn, Roger Spencer, Ladonna Allen, Mike Burns, Mark Satterlee and Gary Stubblefield. Bob McAfee was absent. Also present were City Administrator Steve Lawver, City Attorney Mike Talley, City Clerk Maribeth Matney, Deputy City Clerk Alaina Wright and City Administrator Assistant Crystal Winkfield.

### AGENDA

LaDonna Allen motioned to approve the agenda as presented. Roger Spencer seconded. All in favor. No opposed with one absent. LaDonna Allen motioned to approve the consent agenda. Rick Flinn seconded. All in favor. No opposed with one absent.

### PUBLIC FORUM

Coady Wells – 310 Chitwood – He said he is building a shop at his residence, and they found a water main that runs through the middle of his driveway and underneath the middle of the concrete pad he poured for his shop and he would like the city to pay for moving the concrete pad. Mike Talley asked Steve Lawver if the city had filed an insurance claim for the issue. Steve replied no. Mike Talley advised the board not to speak until the claim has been reported and the insurance company completes their investigation on the issue. Coady said when he spoke to Steve there was originally an easement they were unaware of and he did a vacate request for the easement which was approved and vacated but now the city is now considering another easement since there is a water line there. Steve Lawver said an unimproved right of way easement was vacated and the city is now looking at a sewer easement which would not take the property back.

The contractor said the line wasn't marked with the rest of the utilities and the building is sitting on the ground waiting to be installed and wondered about the timing of moving the shed.

### P&Z CASES

Mayor Powers asked for discussion regarding Case #21-05 – Preliminary Plat of Briar Meadow Plat #6

Steve Lawver requested the discussion be tabled because P&Z did not have a quorum at their last meeting. LaDonna Allen moved to table the discussion until there is a recommendation from P&Z. Gary Stubblefield seconded. All in favor. No opposed with one absent.

### CHAMBER OF COMMERCE QUARTERLY REPORT

Cavanaugh Studyvin provided the board with a written update. She said the business expo is Saturday and they will have food trucks.

The June Second Tuesday event had a great turnout.

There is a shred and e-waste recycling event scheduled for July 10.

### ORDINANCES

LaDonna Allen motioned to put "AN ORDINANCE APPROVING TWO AGREEMENTS BETWEEN THE CITY OF CARL JUNCTION AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION IN CONNECTION WITH SIDEWALK IMPROVEMENTS TO BE CONSTRUCTED ALONG THE NORTH SIDE OF ROUTE Z/PENNELLS STREET, FROM GRIMES STREET TO DEAN ROAD; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENTS FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on 1<sup>st</sup> reading by title only. Mark Satterlee seconded. All in favor. No opposed with one absent.

Discussion: There was no discussion.

LaDonna Allen motioned to put it on second reading by title only. Rick Flinn seconded. All in favor. No opposed with one absent.

Discussion: Mayor Powers said the state must have a copy of this ordinance for the sidewalk grant.

LaDonna Allen motioned to put it on final passage. Gary Stubblefield seconded. All in favor. No opposed with one absent.

McAfee-absent, Stubblefield-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Satterlee-yes, Gozia-yes. Motion on Ordinance #21-17 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 ACE PIPE CLEANING, INC. TO COMMENCE AND COMPLETE THE 2021 WASTEWATER COLLECTION SYSTEM SMOKE TESTING AS DIRECTED BY THE CITY IN ACCORDANCE WITH THE CONTRACT DOCUMENTS FOR A COST NOT TO EXCEED SEVENTY EIGHT THOUSAND, NINE HUNDRED ELEVEN DOLLARS AND FORTY-EIGHT CENTS (\$78,911.48); AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on 1<sup>st</sup> reading by title only. Roger Spencer seconded. All in favor. No opposed with one absent.

Discussion: There was no discussion.

LaDonna Allen motioned to put it on second reading by title only. Rick Flinn seconded. All in favor. No opposed with one absent.

LaDonna Allen motioned to put it on final passage. Gary Stubblefield seconded. All in favor. No opposed with one absent.

McAfee-absent, Stubblefield-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Satterlee-yes, Gozia-yes. Motion on Ordinance #21-18 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 ALLGEIER, MARTIN & ASSOCIATES, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO COMPLETE AN EVALUATION OF THE CITY'S WATER SUPPLY, STORAGE AND DISTRIBUTION SYSTEM, FOR A SUM WHICH WILL NOT EXCEED \$50,000.00, AND SUCH ADDITIONAL SERVICES AND REIMBURSABLE EXPENSES AS PROVIDED IN THE AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on 1<sup>st</sup> reading by title only. Jim Gozia seconded. All in favor. No opposed with one absent.

Discussion: Mike Burns asked how often we do a comprehensive evaluation. Steve Lawver said he believed the last one was done in 2008 and the suggested time frame is 5-8 years. LaDonna Allen asked if this could be done with ARP funds. Steve Lawver replied yes.

LaDonna Allen motioned to put it on second reading by title only. Mark Satterlee seconded. All in favor. No opposed with one absent.

Discussion: There was no additional discussion.

Roger Spencer motioned to put it on final passage. LaDonna Allen seconded. All in favor. No opposed with one absent.

McAfee-absent, Stubblefield-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Satterlee-yes, Gozia-yes. Motion on Ordinance #21-19 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.

LaDonna Allen motioned to put "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CARL JUNCTION, MISSOURI, BY AMENDING TITLE VI. BUSINESS AND OCCUPATION, CHAPTER 605: BUSINESS AND OCCUPATION TAX, BY AMENDING SECTION 605.080: SCHEDULE OF LICENSE FEES AND CLASSIFICATION OF OCCUPATIONS, TO RENAME SUBSECTION 16 TO "CONSTRUCTION INDUSTRY" AND TO ADD NEW SUBPARAGRAPH 605.080.16.D TO IMPOSE A \$100 FEE FOR CONSTRUCTION INDUSTRY SALES, AND BY AMENDING CHAPTER 610: MISCELLANEOUS BUSINESS REGULATIONS, SECTION 610.002: EXCEPTIONS, TO EXCEPT CONSTRUCTION INDUSTRY SALES FROM THE APPLICATION OF CHAPTER 610" on 1<sup>st</sup> reading by title only. RS seconded. All in favor. No opposed with one absent.

Discussion: Rick Flinn said the committee met on the issue and are recommending approval. Steve Lawver said the state statute identifies "construction industry" and we wanted the code to match the state statute.

LaDonna Allen motioned to put it on second reading by title only. Rick Flinn seconded. All in favor. No opposed with one absent.

Discussion: There was discussion if someone going door to door would have a copy of their business license available and if this would ensure someone going door to door would be a legitimate sales person.

LaDonna Allen motioned to put it on final passage. Mark Satterlee seconded. All in favor. No opposed with one absent.

McAfee-absent, Stubblefield-yes, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Satterlee-yes, Gozia-yes. Motion on Ordinance #21-20 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 he included the requested report from MoDoT about golfcarts on the trails.

Steve said he got the estimate late today about extending the Thom Station Trail. He said it would be an additional 1.2 miles and the estimate is \$739,400 for construction, engineering and inspections. Mike Burns said one sketch took it further down towards the creek and suggested taking it towards Fall Creek Estates instead. There was discussion regarding the need for easements to go through Fall Creek Estates.

Steve Lawver told the board DNR is going to recommend our park grant application to the national park service for approval.

Steve Lawver said on the ARP funds there are going to be documents to be signed, not contracts, just administrative details and said he needs authorization to sign these documents. LaDonna Allen motioned to give Steve Lawver the authorization to sign any documents related to ARP funds. Rick Flinn seconded. All in favor. No opposed with one absent.

Mike Burns asked if we are clear on what the ARP funds can be used for and if the current guidance could be sent to all board members.

Jim Gozia asked about the Wayfair Act that passed and if that would benefit the city in any way. Steve Lawver said no.

Public Works report – Jim Gozia spoke to Jim Chaligoj about the tree line on Fir Road between Marie and Southgate because it's difficult to see.

Gary Stubblefield had a resident ask about ditch and drainage issues they have had in the last year in the area of Scott and Dean. Jim Chaligoj said he would investigate.

Jim Gozia asked if there are plans to chip and seal the southern area of the walking trail close to Sunnybrook. Jim Chaligoj and Steve Lawver both said that was not budgeted this year.

Police Dept. report - Delmar Haase said he and the mayor spoke today and have come to an agreement on a retirement date. He did not wish to give the date in the meeting but said he would contact each of the board members on Wednesday and inform them.

Bldg Insp report - No discussion.

Court report - No discussion

### COMMITTEE REPORTS

Budget/Finance: Ladonna Allen is still in the process of going through bank statements but has not seen anything unusual so far.

She spoke with Cody Smith's office yesterday and they have no idea when the ARP money will be received and disbursed by the state.

Code/ Nuisance: Rick Flinn said the committee met earlier and recommended passage of the earlier ordinance.

Human Resources: Roger Spencer had nothing to report.

Public Facilities & Planning: Mark Satterlee had nothing to report.

Senior Citizens: Richard Garrett said July 12 is the full opening of the senior center and there will be no reservations or service restrictions.

### UNFINISHED BUSINESS

There was discussion about finishing the pickleball courts in Center Creek Park.

### NEW BUSINESS

There was discussion regarding the two large dumpsters on the south side of the park.

LaDonna Allen asked if anything has been done at the hole and entrance to the drainage pipe at Country Club Estates Park. Jim Chaligoj said he would have a grate made for it.

There was discussion about the mosquito problem at the Frank Dean Sports Complex.

Mike Burns asked how much it costs to repair the trail each time it washes out. Jim Chaligoj said it was approximately \$2,500 each time.

Mayor Powers asked about the map in the meeting packet. Steve Lawver said it was a map of the Quail's Nest area with an email from Kurt Higgins regarding the Fredrickson's response to the proposed work on the flooding issue.

### ADJOURNMENT

LaDonna Allen motioned to adjourn the meeting. Mark Satterlee seconded. All in favor. No opposed with one absent. Meeting adjourned at 8:10PM.

  
CITY CLERK

  
MAYOR