

The Carl Junction City Council met in regular session on Tuesday August 06, 2019 at 7:00 PM at City Hall. Mayor Pro-Tem Roger Spencer called the meeting to order with the following present: Don Marshall, Richard Zaccardelli, Roger Spencer, LaDonna Allen, Mike Burns, Randy Hutcheson and Mark Satterlee. Councilman Rick Flinn and Mayor Mark Powers were absent. Also present were City Administrator Steve Lawver, City Attorney Mike Talley, and City Clerk Maribeth Matney.

AGENDA

LaDonna Allen motioned to approve the agenda as presented. Richard Zaccardelli seconded. All in favor. No opposed with one absent. LaDonna Allen motioned to approve the consent agenda. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

PUBLIC FORUM

There was no one for Public Forum.

DISCUSSION OF MI TORITO'S LEASE PROPOSAL

Steve Lawver stated that Mi Torito has requested to renew their lease for another year. Mike Talley stated that if renewed, the lease and Ordinance will need to be re-written. Steve Lawver stated that Mi-Torito still wants to buy the property but are just not quite ready. Steve Lawver stated that in two weeks the Council will have an Ordinance agreeing to the renewal.

REVIEW OF VETERAN'S MEMORIAL PROPOSAL

Steve Lawver stated that within the council packet were drawings from Allgeier Martin on the Veteran's memorial as well as the cost estimate. Lawver stated that the proposal is ready to go out for bid and that the advertising has been drawn up. Lawver mentioned that it would be wonderful to have the memorial finished before Veteran's day in November. He also stated that the funds have previously been budgeted for this project. LaDonna Allen stated that this will be phase one for the memorial, and that other plans are in the works to hopefully look at by next spring. She stated that this would include landscaping for the area around it. Steve Lawver stated that the flags, lighting and flag poles have been previously obtained. He stated that the engineering estimate came in at \$34,247. Mike Burns asked if the memorial is just a concrete pad. Steve Lawver stated that it was. Lawver stated that there will be a pebble stone wash with the monument as well as benches. LaDonna Allen motioned to go out for bids. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

MAYORS MONARCH PLEDGE

Steve Lawver stated that three weeks ago a presentation was given on the Mayor's Monarch pledge and it's proposal. Motion by Richard Zaccardelli to approve the monarch pledge. LaDonna Allen seconded. All in favor. No opposed. With one absent.

P&Z CASES

Mayor Pro-tem Roger Spencer opened Case #19-08 - Final Plat Deerfield Estates Plat #4

Steve Lawver stated that P&Z met on this and is recommending approval. He also stated that engineers from Anderson and reps from Redwood were available for questions. There was discussion about the letter received from Kurt from Allgeier Martin. Steve Lawver stated that 3 of the 5 issues addressed from the letter involve private property and not the city. There was discussion over whether drainage issues had been resolved. Steve Lawver stated the city and the development are at a point now where it needs to move forward with the plat. Richard Zaccardelli stated that his only concern is the storm water drainage. He stated that his particularly concern is with the problem of erosion. With no more discussion, Mayor Pro-Tem Roger Spencer closed Case #19-08.

ORDINANCES

LaDonna Allen motioned "AN ORDINANCE ACCEPTING DEERFIELD ESTATES PLAT #4 OF CARL JUNCTION SUBJECT TO CERTAIN CONDITIONS" on 1st reading by title only. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

Discussion: Mike Burns asked why the city would approve the plat now, instead of tabling the issue letting the engineers work it out. Steve Lawver reminded the Council that a contingency can be made to only approve if the engineers get everything worked out. There was much discussion. Randy Hutcheson asked if there were any reservations with P&Z. Steve Lawver replied there was not. He stated that the committee understood that the engineers that would work out the issues.

LaDonna Allen motioned to put it on second reading by title only. Randy Hutcheson seconded. All in favor. No opposed. With one absent.

Discussion: LaDonna Allen asked if engineers from both firms were available to speak. Steve Lawver stated that at this time only Anderson was there. Jared Hogan with Anderson engineering stated that Kurt with Allgeier Martin suggested that they find a 3rd party engineer. He stated that the problem is finding a compromise without risking the development. There was discussion regarding the different guidelines and whether the city would be lowering their standards if the plat were to be approved. Randy Hutcheson stated that the letter from Allgeier Martin mentions the word liability. Randy Hutcheson asked if Steve Lawver and Mike Talley understood what the liability meant regarding the letter. Mike Talley stated that in a previous email Kurt expressed not understanding the full meaning of the changes that had been made. Steve Lawver stated that the first plat was designed with only one reason, which was to get Kurt's approval. Jared Hogan stated that if something were to happen that would put the city at a liability for a lawsuit, both the city and Anderson Engineering would be on the same side of the liability. There was much discussion as to whether

the second plat meets the cities standards. Richard Zaccardelli asked if the land was flat. Steve Lawver stated yes and it has very good drainage. LaDonna Allen asked for confirmation on whether the second plat meets city standards. Both Jared Hogan and Steve Lawver agreed that the second plat meets with the city's standards.

LaDonna Allen motioned to put it on final passage. Randy Hutcheson seconded. All in favor. No opposed. With one absent.

Flinn-absent, Marshall-yes, Zaccardelli-yes, Spencer-yes, Allen-yes, Burns-no, Hutcheson-yes Satterlee-yes. Motion on Ordinance #19-20 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.

LaDonna Allen motioned "AN ORDINANCE NAMING MAMMOTH PRAIRIE PARK IN AND FOR THE CITY OF CARL JUNCTION, MISSOURI" on 1st reading by title only. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

Discussion: There was none.

LaDonna Allen motioned to put it on second reading by title only. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

Discussion: Mike Burns wanted to know if the little grove of trees in the area were going to stay. Liberty stated that the trees will stay.

LaDonna Allen motioned to put it on final passage Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

Flinn-absent, Marshall-yes, Zaccardelli-yes, Spencer-yes, Allen-yes, Burns-yes, Hutcheson-yes Satterlee-yes. Motion on Ordinance #19-21 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.

REPORTS

The Council reviewed the Administration report. Nothing to add

Public Works report –Nothing to add.

Police Dept. report - Chief Haase stated that FEMA will be here through until 8-6-19 and will be back next week.

COMMITTEE REPORTS

Budget/Finance: Mike Burns had nothing to report

Code/ Nuisance: Randy Hutcheson had nothing to report.

Human Resources: Roger Spencer stated that he and Steve Lawver are looking into putting in a new employee benefit for after school childcare. He stated that Maribeth Matney, Steve Lawver and Crystal Winkfield still have some things that they need to figure out and that Kenny Wickstrom looked at scheduling and found there would be little to no scheduling issues.

Public Facilities & Planning: LaDonna Allen stated they are continuing to work on the Veterans Memorial.

Senior Citizens- Richard Zaccardelli discussed the upcoming activities with the senior center as well as the monthly menu.

UNFINISHED BUSINESS

LaDonna Allen wanted to clarify everyone is in agreement to let Liberty go forward with re-seeding. She stated that we should look into parking if the area is becoming a park. LaDonna Allen motioned to approve the mayor's monarch proclamation. Richard Zaccardelli seconded. All in favor. No opposed. With one absent.

Mike Burns stated that the original plat for Redwood was approved and drawn before all of the massive flooding.

Randy Hutcheson wanted to know to if we have had any progress on 303 Briarbrook Drive. Steve Lawver stated that US Bank has the mortgage and that the notification process has started to demo the house.

Steve Lawver stated that he checked with MIRMA on liability issues regarding Marie Lane. He stated that if someone gets hit on the street that the city would have very little liability. The liability stands with the person that gets hit and the person that hits them. Steve Lawver had David do a traffic study on the speed which is posted at 30 mph. 83 percent were at 30mph or under. Schuber Mitchell will be putting a construction entrance in which will alleviate the truck traffic. The data that we have shows no more danger on Marie than on any other of the city roads. LaDonna Allen stated that it is a designated city street. There are people that live on every street in this town that have to get out and go to the Dr. and go to work. There was discussion of the problems with banning trucks on the road. LaDonna Allen stated that there is a point where personal responsibility starts and city responsibility ends.

NEW BUSINESS

There was no new business

ADJOURNMENT

LaDonna Allen motioned to adjourn the meeting. Mark Satterlee seconded. All in favor. No opposed. With one absent. Meeting adjourned at 8:04PM.


CITY CLERK


MAYOR