

The Carl Junction City Council met in regular session on Tuesday October 2, 2012 at 7:00 PM at City Hall. Mayor Mike Moss called the meeting to order with the following present: Don Marshall, Steve Daniels, Dee Lynn Davey, Bob Cook and Sean Haase. Aldermen Richard Zaccardelli, Mark Powers and Ed Reeves were absent. Also present were City Administrator Steve Lawver, City Clerk Maribeth Matney and City Attorney Mike Talley.

### **AGENDA**

Don Marshall motioned to approve the agenda as presented. Sean Haase seconded. All in favor. No opposed. Dee Lynn Davey motioned to approve the consent agenda. Steve Daniels seconded. All in favor. No opposed.

### **PUBLIC FORUM**

Catherine Burrows, 410 N Cowgill, addressed the council about the preamble to the public forum. Her husband Richard has strong opinions and he should be able to express them. She asked shouldn't the 1<sup>st</sup> amendment apply to city government also. This is the place to state your opinion. It is not a dictatorship and it is the council's responsibility to the residents to hear that they have to say without interruptions.

Donnie Rion, 117 Hedge, addressed the council regarding the fiber optic study. He asked if the company doing the study was looking at towns our size for their feasibility study. He also asked if we knew of any towns our size that has fiber optic. Steve responded that Columbus Kansas has had it for years.

Sharon Clark, 111 S Main, USPO, reminded the council that October is National Breast Cancer Awareness Month. They are having a lot of activities this month and she expressed her appreciation of the council's support.

### **CHAMBER REPORT**

Gary Stubblefield reported also reported about the activities this month of October. Their goal is to beat last year's record and show that we are a small town with a big heart and we can make a difference. The City wide Rummage Sale is this weekend.

### **CJ HIGH SCHOOL – PERMISSION TO SHOOT FIREWORKS AT HOMECOMING**

David Pyle, CJHS, addressed the council about allowing fireworks during the Homecoming half time show. The same company will be doing it that did it last year. Steve Daniels motioned to allow the school to shoot fireworks during half time at the Homecoming game. Don Marshall seconded. All in favor. No opposed.

### **ORDINANCES**

The council next reviewed the ordinance approving the sludge removal contract to Terra Renewal. Steve Daniels motioned to put "AN ORDINANCE APPROVING A ONE (1) YEAR CONTRACT BETWEEN THE CITY OF CARL JUNCTION AND TERRA RENEWAL SERVICES, INC., TO PROVIDE FOR THE REMOVAL, TRANSPORTATION, AND LAND APPLICATION OF APPROXIMATELY 1,000,000 GALLONS OF SLUDGE CURRENTLY STORED IN THE CITY'S LAGOONS IN CARL JUNCTION, FOR A SUM EQUAL TO \$0.0393 PER GALLON AND NOT TO EXCEED \$39,300.00 IN TOTAL; PROVIDING THE TERMS AND CONDITIONS THEREOF, AND AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE SAID CONTRACT FOR AND ON BEHALF OF THE CITY OF CARL JUNCTION, MISSOURI" on first reading by title only. Sean Haase seconded. Mayor Moss asked for discussion. Bob Cook asked about a time line. Jimmy said that they are looking for land. They need about 60-100 acres. When they locate that they are ready to go. Don Marshall motioned to put it on second reading by title only with a roll call vote. Sean Haase seconded. Mayor Moss asked for discussion. There was no discussion. Steve Daniels motioned for passage of the ordinance. Sean Haase seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-absent, Davey-y, Haase-y, Cook-y, Reeves-absent. Motion on Ordinance #12-37 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.

The council next reviewed the ordinance setting the tax levy for 2013 Fiscal Year. Steve Daniels motioned to put "AN ORDINANCE ESTABLISHING THE TAX LEVY FOR THE FISCAL YEAR 2013 ESTABLISHING SAID LEVY \$0.8858 PER HUNDRED ASSESSED VALUATION ESTABLISHING THE ALLOCATIONS OF SAID FUNDS TO GENERAL FUND AND GENERAL OBLIGATIONS SINKING FUND" on first reading by title only. Dee Lynn Davey seconded. Mayor Moss asked for discussion. Steve Lawver explained that the State Auditor lowered our levy and we are passing this ordinance to comply with their figures. Steve Daniels motioned to put it on second reading by title only with a roll call vote. Sean Haase seconded. Mayor Moss asked for discussion. There was no discussion. Steve Daniels motioned for passage of the ordinance. Sean Haase seconded. All in favor. No opposed. Zaccardelli-absent, Marshall-y, Daniels-y, Powers-absent, Davey-y, Haase-y, Cook-y, Reeves-absent. Motion on Ordinance #12-38 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.

Public Works report – had nothing new to report.

Police Department report – had nothing new to report.

**COMMITTEE REPORTS**

The Budget/Finance Committee had nothing to report.

The Code/Nuisance Committee had nothing to report.

The Human Resource Committee had nothing to report.

The Public Facilities asked to have a meeting 10/16/12 at 6:00 PM before the next council meeting to review the volunteer guidelines.

The Senior Citizen Committee had nothing to report. Richard will be going back to KC on 10/17/12 for an evaluation regarding his proposed surgery.

**UNFINISHED BUSINESS**

Mike Talley stated that the comment read before the public forum is part of the code that applies to our council (Section 110.210) when addressing each other. The public comment statement just affirms that the council feels that the public should abide by the same code that applies to them.

**NEW BUSINESS**

Mayor Moss stated that Sean Haase needs to leave and he would like the council to address Ed Reeves letter of resignation. We received it today. Steve Daniels motioned to accept the letter of resignation from Alderman Ed Reeves. Don Marshall seconded. All in favor. No opposed. Sean Haase left the meeting at 7:30 PM. Steve stated that we will advertise in the paper for letters of interest in filling that position in Ward II.

Bob Cook asked about doing a survey in town about interest in fiber optic. He would like to know how many people have an interest in the City putting in fiber optic. There was discussion on how to do a survey and how many households we have in town. The rest of the council agreed it would be nice to do a survey. Steve will look into it.

Bob Cook then asked about alderman not being able to talk to employees. It was stated that they can talk to employees but they cannot discuss business or tell the employee's what to do. Mike Talley said that the alderman cannot direct an employee without consent from the City Administrator or Mayor. It is to make sure that they do not interfere with an employee's duties. Mike Talley said that the aldermen just need to use common sense on this issue. Bob Cook agreed with that statement.

Dee Lynn Davey brought up the letter being received by our residents on water insurance. She is afraid this company will take people for a ride. Steve said that we have had several calls on it. It is insurance from the meter to the house. Mike Talley said that Joplin has the same issue. It was also stated that this is not backed by the City.

Mayor Moss then introduced Twila Doss to the council and explained that she will be training with our City Clerk.

**ADJOURNMENT**

Bob Cook motioned to adjourn the meeting. Don Marshall seconded. All in favor. No opposed. Meeting adjourned at 7:45 PM.

\_\_\_\_\_

CITY CLERK

\_\_\_\_\_

MAYOR