

The Carl Junction City Council met in regular session on Tuesday December 20, 2022 at 7:02 PM at City Hall. Mayor Mark Powers called the meeting to order with the following present: LaDonna Allen, Rick Flinn, Jim Gozia, Roger Spencer, Mike Burns, Mark Satterlee and Hollie LaVigne. Bob McAfee was absent. 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. Hollie LaVigne seconded. All in favor. No opposed with one absent. LaDonna Allen motioned to approve the consent agenda. Hollie LaVigne seconded. All in favor. No opposed with one absent.

### PUBLIC FORUM

There was no one present for public forum.

### ORDINANCES

LaDonna Allen motioned to put **“AN ORDINANCE AMENDING TITLE I. GOVERNMENT CODE, CHAPTER 125: PERSONNEL POLICY, SECTION 125.130: HOLIDAYS, TO ADD NEW YEAR’S EVE TO THE HOLIDAYS WHICH MAY BE OBSERVED BY CITY EMPLOYEES”** on first reading by title only. Hollie LaVigne seconded. All in favor. No opposed with one absent.

Discussion: Roger Spencer said there was an HR Committee meeting earlier and they were not recommending approval.

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

Discussion: There was no further discussion.

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

LaVigne-no, McAfee-absent, Flinn-no, Spencer-no, Allen-no, Burns-no, Satterlee-yes, Gozia-yes. The ordinance failed due to the lack of required votes necessary to pass.

LaDonna Allen motioned to put **“AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD WITHIN THE CITY OF CARL JUNCTION, MISSOURI, PURSUANT TO ARTICLE XIV, SECTION 2.6(5) OF THE MISSOURI CONSTITUTION SUBJECT TO THE APPROVAL BY THE VOTERS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 4, 2023 DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE CITY CLERK TO PROVIDE NOTICE OF SAID ELECTION”** on first reading by title only. Hollie LaVigne seconded. All in favor. No opposed with one absent.

Discussion: Mike Burns asked if the language that was in the ordinance was the language that would be on the ballot. Steve Lawver said yes. Mike said he felt that the ballot language was misleading. Steve said the language was set by the State of Missouri. Mark Powers said no local municipalities are looking into passing the tax. Jim Gozia asked what the advantage was for the other cities not attempting to pass it, and Steve Lawver said the short timing is a big factor. Jim Gozia asked if the tax could be put on the ballot again if the measure fails in the April 2023 election and Steve Lawver said yes.

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

Discussion: There was no further discussion.

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

LaVigne-yes, McAfee-absent, Flinn-yes, Spencer-yes, Allen-yes, Burns-yes, Satterlee-yes, Gozia-yes. Motion on Ordinance #22-32 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. There was no discussion.

Public Works report – There was no discussion.

Police Dept. report – Mayor Powers said Shop with a Cop was very successful.

### COMMITTEE REPORTS

Budget/Finance: LaDonna Allen said the committee will begin working on the next budget cycle in January, on January 16<sup>th</sup> at 3:00 PM.

Code/ Nuisance: Rick Flinn had nothing to report.

Human Resources: Roger Spencer said they had a meeting earlier tonight and decided against adding New Year’s Eve as a holiday.

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

### UNFINISHED BUSINESS

Alaina Wright said the period for candidate filings closes Tuesday December 27.

Steve Lawver said the auction for the equipment was done. He said the GMC Canyon sold for \$5,100, the 1997 Ford Truck with snow plow sold for \$3,600, the Ford Explorer that was used for meter readings sold for \$3,000, the long arm mower sold for \$2,300, the grapple sold for \$2,250 and the mosquito fogger sold for \$80.

Steve Lawver said he had reworked the business license chapter, but that would no longer work. Mike Talley said the legislature had passed new laws that do not allow cities to require home based businesses to have a business license.

#### NEW BUSINESS

LaDonna Allen asked if there is any project we have that could qualify for the \$1.5 billion grant, like Fir Road. Steve Lawver said he would have to get in touch with his contact at MoDOT to find out if that would qualify.

Mayor Powers said February 21, 2023 is a regular meeting night but a majority of the council will be at the Legislative Conference in Jefferson City and said we will need to reschedule the meeting. LaDonna Allen motioned to move the February 21 meeting to February 28. Roger Spencer seconded. All in favor. No opposed with one absent.

Mike Talley said the draconian language regarding home-based businesses can be found on pages 8-10 of the General Code Update.

Steve Lawver said the new Jasper County Court building is having a grand opening January 6 for anyone who wants to attend. Chief McCall said he received an email from Chad Allison regarding Carl Junction being a voting member of the Ozark Drug Task Force. Mayor Powers asked Chief McCall to give any information he receives on costs to LaDonna Allen.

#### ADJOURNMENT

Roger Spencer motioned to adjourn the meeting. LaDonna Allen seconded. All in favor. No opposed with one absent. Meeting adjourned at 7:36 PM.

  
CITY CLERK

  
MAYOR