

The Carl Junction City Council met in regular session on Tuesday May 5, 2020 at 7:00 PM at City Hall. Mayor Mark Powers called the meeting to order with the following present: Rick Flinn, Richard Zaccardelli, Don Marshall, Roger Spencer, LaDonna Allen, Mike Burns, Mark Satterlee and Randy Hutcheson. 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

Randy Hutcheson stated that item 6b needed to be removed from the agenda. Roger Spencer motioned to amend the agenda removing item 6b. LaDonna Allen seconded. All in favor. No opposed. LaDonna Allen motioned to approve the agenda as amended. Roger Spencer seconded. LaDonna Allen moved to approve consent agenda. Rick Flinn seconded. All in favor. No opposed.

### 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 125.110: COMPENSATORY TIME TO PLACE POLICE OFFICERS ON A FORTY (40) HOUR WORK PERIOD, AND TO CLARIFY THE RULES FOR CALCULATING, USING AND ACCUMULATING COMPENSATORY TIME" on 1<sup>st</sup> reading by title only. Richard Zaccardelli seconded. All in favor. No opposed.

Discussion: Randy Hutcheson said code & nuisance committee met prior to meeting and recommended to board for vote as written.

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

Discussion: There was no further discussion.

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

Flinn-yes, Marshall-yes, Zaccardelli-yes, Spencer-yes, Allen-yes, Burns-yes, Hutcheson-yes Satterlee-yes. Motion on Ordinance #20-11 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 TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE: CHAPTER 205: ANIMAL REGULATIONS, ARTICLE I. GENERAL PROVISIONS, BY AMENDING SECTION 205.175: ANIMAL WASTE TO BE REMOVED BY OWNER, TO PROVIDE ADDITIONAL REGULATIONS GOVERNING ANIMAL FECAL MATTER ON PUBLIC PROPERTY AND STREET RIGHT OF WAYS" on 1<sup>st</sup> reading by title only. Roger Spencer seconded. All in favor. No opposed.

Discussion: Randy Hutcheson said code committee met and recommended it be approved as written. Mike Burns questioned how this ordinance would be enforced. Steve Lawver said penalties are laid out in the code and they can be a ticketed. The Code Enforcement officer enforces it and it is a complaint driven ordinance.

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

Discussion: There was no further discussion.

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

Flinn-yes, Marshall-absent, Zaccardelli-yes, Spencer-yes, Allen-yes, Burns-yes, Hutcheson-yes Satterlee-yes. Motion on Ordinance #20-12 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.

Roger Spencer motioned to put "AN ORDINANCE AMENDING TITLE I. GOVERNMENT CODE, CHAPTER 130: MUNICIPAL COURT, BY AMENDING SECTION 130.250: COURT COSTS, TO PROVIDE FOR THE ASSESSMENT OF A \$7.00 SURCHARGE AS COURT COSTS BE IMPOSED BY THE MUNICIPAL JUDGE FOR REMISSION TO THE STATEWIDE COURT AUTOMATION FUND IN ADDITION TO ANY FINE THAT IS IMPOSED UPON IMPLEMENTATION AND COMMENCEMENT OF SHOW ME COURTS IN THE CITY OF CARL JUNCTION, MISSOURI" on 1<sup>st</sup> reading by title only. Richard Zaccardelli seconded. All in favor. No opposed.

Discussion: Mike Talley stated that this does not take effect until we are participating in Show Me Courts.

LaDonna Allen 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. Richard Zaccardelli seconded. All in favor. No opposed.

Flinn-yes, Marshall-absent, Zaccardelli-yes, Spencer-yes, Allen-yes, Burns-yes, Hutcheson-yes Satterlee-yes. Motion on Ordinance #20-13 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 on the Administration report.

Public Works report – Jim Chaligoj was not present. There was no discussion.

Police Dept. report - Delmar Haase stated they have gone back to normal duties, one person allowed in the lobby at a time. They did not receive any car bids so we will use the state bid and he ordered a car. We are looking at 26 weeks and we will receive a 2021 car but at a 2020 car price. Richard Zaccardelli asked about the 51 marijuana plants. Chief Haase responded that MSHP handled that case. Roger Spencer asked if there was any further information on the stolen vehicle. Chief Haase stated it was recovered but it was burned.

Bldg., Insp report – Steve Lawver mentioned there has been cross-training with Jami and Greg on building inspector procedures.

### **COMMITTEE REPORTS**

**Budget/Finance:** Mike Burns had nothing to report.

**Code/ Nuisance:** Randy Hutcheson said the committee met earlier to review the ordinances that were voted on tonight. They are waiting for more information from Steve Lawver to move forward with the ordinance that we took off the agenda tonight. We will have a 6:30 committee meeting before the next council meeting.

**Human Resources:** Roger Spencer had nothing to report.

**Public Facilities & Planning:** LaDonna Allen needs to schedule a meeting for the committee before the first meeting in June at 6:30. LaDonna Allen and Steve Lawver went and looked at parks and possible projects that need to be done; all are dependent on the weather.

**Senior Citizens-** Richard Zaccardelli read an article by Tammy Lynch that was in the paper.

### **UNFINISHED BUSINESS**

Mayor Powers said Mike Talley is working on a preliminary agreement on Carl Junction repairing the CID tennis courts and the city residents have same rights as CID residents. He questioned if anyone had any issues with the proposed agreement. Steve Lawver has already contacted Allgeier Martin about a survey. Mike Talley is drafting a resolution for the CID to sign and an ordinance for the council to approve.

Mike Talley has had contact from St Louis on efforts to purchase the property to connect to Peace Church next to new Schuber Mitchell subdivision. Discussions and dialogue are ongoing and is making some progress.

Mike Talley said the attorney for Dr. Boyle and he are meeting to discuss a possible resolution for our differences.

Steve Lawver provided a memo for opening the city facilities again. City Hall lobby has not been open but will be open tomorrow. We will put up a sign limiting the number of people allowed inside. Cardio center will have a sign limiting the number of people allowed in there at one time. There will be no open gym time yet. The Community Center building will be open until 6, pickleball will start again just 2 courts, people could also wait outside the gym. The Senior Center is not open yet, reservations and parties will be allowed as long as group is under 10 people and social distancing is observed. MIRMA guidelines were sent to YMCA executive director and we are looking at opening pool at end of May as usual. The problem is finding people to train for lifeguards. Frank Dean Sports Complex will be open as long as 10 people are limited per field. The bathrooms will not be open because the standards for cleaning is once per hour and the public works doesn't have the staff for that. 10 people per activity is how city managers statewide have interpreted the guidelines. Mayor Powers said he understands 10 people per activity but each game should be separate activity. Mike Burns said he found nothing regarding group of 10 people in the governor's phase 1 guidelines. LaDonna Allen said the governor stated 10 people in his press conference. Mike Burns said it is nowhere in writing. Steve Lawver said the guidelines for public facilities and guidelines for retail are not even. Mike Burns said the writing says to try to limit activities but doesn't require no activities to take place. Mayor Powers said the players aren't the problem, the spectators are the issue. Steve Lawver said it is the parent's responsibility if they want their child involved in their activity. LaDonna Allen said if it was a private property there wouldn't be an issue, but she questioned with it being public property if we have to meet certain guidelines. Mike Burns said Webb City and Joplin parks and rec are resuming their activities. Richard Zaccardelli said Bulldog Lake had 7 kayaks over the week and 5 people on the bridge fishing. Rick Flinn said there are no dates for the phases, it's based on whatever we're calling it. Mark Satterlee asked if Carl Junction had COVID cases. Steve reported we've had 2 in Carl Junction. Chief Haase stated there are no active cases in Jasper County. LaDonna Allen said we may not even need to follow phases, that was a federal guideline prior to all decisions being left up to governors. Steve Lawver said he drew his guidelines on the strict side. Richard Zaccardelli asked if all soccer spectators would have to wear a mask. Steve Lawver responded that isn't covered in the guidelines. Mark Satterlee questioned if it could be revisited at each meeting and Steve Lawver responded yes. Mike Burns thinks it should say no more than 10 people per group. Rick Flinn asked the city's liability if guidelines are recommended but not enforced. Steve Lawver said Lakeside has no facilities, Country Club Park has a bathroom and it is our responsibility.

### **NEW BUSINESS**

Don Marshall asked what is being done on Highway 171. No one knew.

MML annual meeting is still scheduled for Sept 13-16 in Kansas City.

### **ADJOURNMENT**

Roger Spencer motioned to adjourn the meeting. LaDonna Allen seconded. All in favor. No opposed. Meeting adjourned at 8:03PM.

CITY CLERK

MAYOR