

February 20, 2018

JOURNAL OF THE BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, PERRY COUNTY, MISSOURI.

The Board of Aldermen of the City of Perryville, Perry County, Missouri, met at City Hall in said City on the above date in regular session pursuant to adjournment. Present: Ken Baer, Mayor; Curt Buerck, Tom Guth, Prince Hudson, Larry Riney, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Tracy Prost, City Clerk; and Thomas Ludwig, City Attorney. Absent: Alderman Douglas Martin. Note that Alderman Martin joins the meeting in progress during the City Engineer's Report.

Mayor Baer opens the meeting and leads the Pledge of Allegiance and invocation.

Mayor Baer now opens the meeting for citizens' participation from the floor.

Mr. John Hagan, of 5067 Highway E, Perryville, approaches the Board. He informs the Board that he owns the Perry County Vault business located on Star Street next to the Soccer Complex. He states that he heard the Board was pondering whether or not to limit parking on the Highway 51 By-Pass during soccer games and tournaments. He wants the Board to know that he is against limiting parking on the By-Pass because there is no more room for parking on Star or any other area.

Mr. Ed Bohnert, of 908 Schindler Road, informs the Board that he purchased this property in May of 2017 and wants to put up a chain-link fence around the property to keep his dog contained. He notes that he originally asked a neighbor if he minded and was told that it was okay. Now the neighbors in the area are upset that he is putting in a fence. He wants to know if the Board has any objection to the fence.

City Administrator Buerck informs the Board that staff has reviewed the location of the fence and it is within the ordinance.

Mrs. Judy Bohnert, of 908 Schindler Road, also addresses the Board. She explains that their dog is old and nearly blind. The dog needs a fence to give her boundaries. She also notes that she is concerned that an invisible fence will not keep the dog contained.

Ms. Robynne Duvall, of 617 West St. Francis Street, Perryville, now approaches the Board. She gives details regarding the event she is proposing, entitled "Laid Back on I-55 Truck Show." Mr. James Stegall, of 850 Light Lane, Perryville, supports Ms. Duvall's request. (Note that this request is on the Consent Agenda.)

There being no one else coming forth, Mayor Baer closes the citizens' participation portion of the meeting.

Mayor Baer now opens a public hearing for the proposed Fiscal Year 2018-19 City of Perryville Budget. City Administrator Buerck notes that the budget has been reviewed in detail by the Finance Committee. There being no one coming forth, Mayor Baer closes the public hearing for the proposed Fiscal Year 2018-19 City of Perryville Budget.

At this time, Alderman Hudson makes a motion to Verify Receipt of Petition for Voluntary Annexation from SMS Investment Group, LLC for property described as 3.32 acres on Highway 61 North as described in Document No. 2017R01957 of the Perry County Deed Records and set a public hearing for March 6, 2018, at 6:30 p.m. Alderman Guth seconds the motion, and on vote the motion carries.

Alderman Schumer suggests that the City consider only annexing property that meets the subdivision regulations.

At this time, Alderman Hudson makes a motion to set a public hearing date for a proposed rezoning request from SMS Investments Group, LLC to rezoning proposed annexed property from R-1

(single family residential) to R-5 (general residential district) – March 20, 2018, at 6:30 p.m. Alderman Buerck seconds the motion, and on vote the motion carries. Building Inspector Brown explains to the Board the reason for the R-5 rezoning request.

Alderman Buerck makes a motion to set a public hearing date for a proposed rezoning request from the City of Perryville to rezone a portion of Trishia Street and all of Richele Street from its current zoning of R-3 (family residential) to the more appropriate zoning of R-2 (single family residential) – March 20, 2018, at 6:30 p.m. Alderman Hudson seconds the motion, and on vote the motion carries.

CONSENT AGENDA ITEMS

- 7. Approve minutes from meeting of February 6, 2018.
- 8. Approve Financial Report for January, 2018.

CITY OF PERRYVILLE									
STATEMENT OF CASH POSITION									
JANUARY, 2018									
FUND NAME	April 1, 2017 Fund Balance	REVENUE Y-T-D	EXPENSE Y-T-D	NET INCOME	CURRENT FUND BALANCE	ACCOUNTS RECEIVABLE	CURRENT LIABILITIES	CURRENT CASH BALANCE	
101 Gen Rev	\$ 304,969.20	\$ 6,655,269.75	\$ (4,483,360.65)	\$ 2,171,909.10	\$ 2,476,878.30	\$ 41,368.58	\$ 63,096.03	\$ 2,498,605.75	
105 FSA Administration	\$ 4,915.62	\$ 47.65	\$ -	\$ 47.65	\$ 4,963.27	\$ -	\$ -	\$ 4,963.27	
106 Asset Forfeiture	\$ 953.99	\$ -	\$ -	\$ -	\$ 953.99	\$ -	\$ -	\$ 953.99	
206 Trans Trust	\$ 474,044.89	\$ 1,598,734.20	\$ (1,083,391.38)	\$ 515,342.82	\$ 989,387.71	\$ 982.50	\$ 22,253.98	\$ 1,010,659.19	
207 Perry Park Ctr.	\$ 27,468.38	\$ 1,926,152.36	\$ (1,752,854.61)	\$ 173,297.75	\$ 200,766.13	\$ 16,721.93	\$ 49,468.60	\$ 233,512.80	
211 Veterans Field	\$ 16,641.63	\$ 9,844.60	\$ (15,731.02)	\$ (5,886.42)	\$ 10,755.21	\$ -	\$ 125.00	\$ 10,880.21	
213 Field Improvement	\$ 4,515.90	\$ 12,136.13	\$ (12,940.80)	\$ (804.67)	\$ 3,711.23	\$ -	\$ -	\$ 3,711.23	
307 Debt Service	\$ 539,478.22	\$ 10,439.40	\$ (139,344.83)	\$ (128,905.43)	\$ 410,572.79	\$ 6,345.58	\$ 6,445.58	\$ 410,672.79	
308 Cap Imp Sls Tax Rev	\$ 849,054.19	\$ 596,366.09	\$ (584,472.25)	\$ 11,893.84	\$ 860,948.03	\$ -	\$ -	\$ 860,948.03	
409 Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
414 TIF 1-Hwy 51/61	\$ 150,994.15	\$ 1,495,200.43	\$ (1,585,378.88)	\$ (90,178.45)	\$ 60,815.70	\$ -	\$ -	\$ 60,815.70	
415 Economic Develop	\$ 13.44	\$ 50,187.21	\$ (30,000.00)	\$ 20,187.21	\$ 20,200.65	\$ -	\$ -	\$ 20,200.65	
416 TIF 2-Downtown	\$ 108,356.47	\$ 275,073.16	\$ (382,446.32)	\$ (107,373.16)	\$ 983.31	\$ -	\$ -	\$ 983.31	
417 TIF 3-I55/HWY 51	\$ 394,673.09	\$ 3,562.90	\$ (98,384.51)	\$ (94,821.61)	\$ 299,851.48	\$ -	\$ -	\$ 299,851.48	
513 Street Imp	\$ 794,970.39	\$ 983,687.97	\$ (777,443.03)	\$ 206,244.94	\$ 1,001,215.33	\$ -	\$ -	\$ 1,001,215.33	
612 Refuse	\$ 382,907.01	\$ 670,398.22	\$ (596,325.27)	\$ 74,072.95	\$ 456,979.96	\$ 94,117.97	\$ 916.69	\$ 363,778.68	
614 CWSS Op	\$ 2,709,242.39	\$ 4,077,509.02	\$ (4,786,592.12)	\$ (709,083.10)	\$ 2,000,159.29	\$ 339,088.25	\$ 173,089.81	\$ 1,834,160.85	
619 Gas Op	\$ 4,126,719.32	\$ 4,048,234.83	\$ (6,033,344.68)	\$ (1,985,109.85)	\$ 2,141,609.47	\$ 650,371.99	\$ 228,323.01	\$ 1,719,560.49	
TOTAL	\$ 10,889,918.28	\$ 22,412,843.92	\$ (22,362,010.35)	\$ 50,833.57	\$ 10,940,751.85	\$ 1,148,996.80	\$ 543,718.70	\$ 10,335,473.75	

- 9. Approve Invoice 1784 (Final) from All Inclusive Rec, LLC, relative to Playground at Ball Fields 2 and 3 - \$30,260.36.
- 10. Approve Festival Application, street closing request, and request to use Downtown Plaza on June 9, 2018, by Robynne Duvall to hold the “Laid Back on I-55 Truck Show” event to raise funds for the Down Syndrome Association.
- 11. Approve specifications for Water Main Replacement Materials and authorize City Clerk to advertise for bids.
- 12. Approve specifications for a Utility Type Vehicle (UTV) for shared-use by the Police and Fire Departments and authorize City Clerk to advertise for bids.
- 13. Approve request from Enterprise Bank to cross Walters Lane during their 5K run scheduled for April 21, 2018, to raise funds for the American Heart Association.
- 14. Approve request from 2018 PHS Project Graduation Committee to hold a fundraiser on April 6, 2018, from 4:30 p.m. to 7:00 p.m. at the stoplights on the Square.

END OF CONSENT AGENDA

At this time, Mayor Baer asks if anyone wishes to remove anything from the Consent Agenda.

Alderman Guth presents motion to approve the Consent Agenda. Alderman Riney seconds the motion, and on vote the motion passes.

City Administrator Buerck informs the Board of Aldermen that staff would like their direction regarding a new trend relative to tiny homes and shipping container buildings. Building Inspector Brown states that the City's definition on modular home units may need modification depending upon whether or not the Board wants to allow tiny homes and the use of shipping containers. She suggests that the ordinance could specify that shipping containers can only be used as an accessory building in certain areas such as industrial, and, if the Board chooses, they could be allowed in a commercial zone with a special use permit. She also notes that the Board may want to tighten up the requirements regarding tiny homes.

After discussion and review, Alderman Riney makes a motion to send these issues to the Planning & Zoning Commission for their consideration. Alderman Buerck seconds the motion, and on vote the motion carries.

RESOLUTION:

After discussion and review, Alderman Guth makes a motion to adopt a policy relative to Broadcasting Board of Aldermen Meetings. Motion is seconded by Alderman Riney, and on vote carried. Said Resolution is as follows:

RESOLUTION 2018-03

**ADOPTING THE
POLICY FOR BROADCASTING
BOARD OF ALDERMEN MEETINGS**

WHEREAS, the Board of Aldermen hereby agree that a policy regarding the procedure for broadcasting Board of Aldermen meetings will benefit the City of Perryville.

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

That the Board of Aldermen of the City of Perryville, Missouri, after consideration of the need to establish a policy for the procedure to broadcast Board of Aldermen meetings, hereby approves and adopts the **Policy for Broadcasting Board of Aldermen Meetings** attached hereto and incorporated herein as if fully set forth.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

After discussion and review, Alderman Schumer makes a motion to Accept a Voluntary Annexation Petition from SMS Investment Group, LLC . Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION 2018-04

A RESOLUTION RELATIVE TO VOLUNTARY ANNEXATION UNDER THE PROVISIONS OF SECTION 71.012 RSMO. 1986, AS AMENDED.

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, have received an annexation petition filed under the provisions of Section 71.012 RSMo; and

WHEREAS, said voluntary annexation petition is within an area sought to be annexed by the City of Perryville; and

WHEREAS, the Mayor and Board of Aldermen believe it is in the best interests of the citizens of the City of Perryville, Missouri, to proceed with the annexation of said parcel of real estate.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

Section 1. That there has been presented, on the 20th day of February, 2018, to the Board of Aldermen of the City of Perryville, Missouri, a verified petition signed by **SMS INVESTMENT GROUP, LLC**, the owners of all fee interests of record in the tract of real property located within the area described in said petition, which area is proposed to be annexed to the City of Perryville, Missouri, and which petition requests the annexation of such area into the city limits of the City of Perryville, Missouri; a copy of said petition is attached hereto and made a part hereof by reference.

Section 2. No part of said real property sought to be annexed by the petition attached hereto is included in any incorporated municipality.

Section 3. That real property described in the annexation petition attached hereto is contiguous to the existing corporate limits of the City of Perryville, Missouri.

Section 4. That, in accordance with the provisions of Section 71.012, RSMo., a public hearing shall be held concerning this matter on the 6th day of March, 2018, at 6:30 p.m. at the City Hall Council Chambers in the City of Perryville, Missouri.

Section 5. That the City Clerk is hereby authorized and directed to cause a notice of such hearing to be published at least seven days prior to the date of the hearing in a newspaper of general circulation in Perry County, Missouri, which is qualified to publish legal matters.

PASSED by the Board of Aldermen of the City of Perryville, Missouri, this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

SECOND READING AND FINAL PASSAGE:

Now, at this time, the Board proceeds to approve Bill No. 5782, AN ORDINANCE AMENDING TITLE 10 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, AND SPECIFICALLY THE "STOP SIGN SCHEDULE" ADOPTED THEREIN AND ESTABLISHED BY ORDINANCE NO. 1738 RELATING TO ADDING AND DELETING STOP SIGN DESIGNATIONS IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH. Bill No. 5782 is read a second time on motion by Alderman Guth, seconded by Alderman Riney. Thereupon on motion by Alderman Guth, seconded by Alderman Riney, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6003 of the City of Perryville, and is in words and figures as follows:

AN ORDINANCE AMENDING TITLE 10 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, AND SPECIFICALLY THE "STOP SIGN SCHEDULE" ADOPTED THEREIN AND ESTABLISHED BY ORDINANCE NO. 1738 RELATING TO ADDING AND DELETING STOP SIGN DESIGNATIONS IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

Section 1. That the "Stop Sign Schedule" adopted under the authority of Section 10.12.210 of the Code of Ordinances of the City of Perryville, Missouri, and specifically set forth in Ordinance Number 1738, is hereby amended by ADDING THERETO the following new stop sign designations:

INDUSTRIAL DRIVE:

On Industrial Drive at intersection of the north end of Industrial Drive and North Kingshighway.

On Industrial Drive at intersection of the south end of Industrial Drive and North Kingshighway.

On Industrial Drive at intersection of Industrial Drive and Walters Lane.

Section 2. That the "Stop Sign Schedule" adopted under the authority of Section 10.12.210 of the Code of Ordinances of the City of Perryville, Missouri, and specifically set forth in Ordinance Number 1738, is hereby amended by DELETING THEREFROM the following stop sign designations:

WALTERS LANE:

On Walters Lane at Walters Lane and Kingshighway.

WICHERN ROAD:

On Wichern Road at Wichern Road and Kingshighway.

Section 3. That it is the intent of the Mayor and Board of Aldermen of the City of Perryville, Missouri, that this ordinance shall amend and become part of Ordinance Number 1738, passed and approved by the Mayor and Board of Aldermen of the City of Perryville, Missouri, on the 16th day of July, 1981.

Section 4. That the City Administrator of the City of Perryville, Missouri, is hereby directed to cause stop signs to be placed at the above streets in accordance herewith.

Section 5. That this ordinance shall not be codified in the Code of Ordinances of the City of Perryville, Missouri, but kept on file in the office of the City Clerk.

Section 6. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 5783, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CXT, INCORPORATED** RELATIVE TO **PRE-FABRICATION AND INSTALLATION OF A RESTROOM FOR ROBERT J. MIGET MEMORIAL PARK**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5783 is read a second time on motion by Alderman Buerck, seconded by Alderman Hudson. Thereupon on motion by Alderman Buerck, seconded by Alderman Hudson, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, nay. Totals: aye, four; nay, one; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6004 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5783

ORDINANCE NO. 6004

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CXT, INCORPORATED** RELATIVE TO **PRE-FABRICATION AND INSTALLATION OF A RESTROOM FOR ROBERT J. MIGET MEMORIAL PARK**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have heretofore reviewed a contract, marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, deem it advisable to enter into said contract;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **CXT, Incorporated**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said contract.

2. That the Mayor be and he is hereby authorized and directed to execute said contract for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached contract.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 5784, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PERRYVILLE, MISSOURI, TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTIES, WHICH SAID PROPERTIES ARE PARTICULARLY SET FORTH IN THE ATTACHED EASEMENT DEEDS. Bill No. 5784 is read a second time on motion by Alderman Buerck, seconded by Alderman Schumer. Thereupon on motion by Alderman Buerck, seconded by Alderman Schumer, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6005 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5784

ORDINANCE NO. 6005

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PERRYVILLE, MISSOURI, TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTIES, WHICH SAID PROPERTIES ARE PARTICULARLY SET FORTH IN THE ATTACHED EASEMENT DEEDS.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

Section 1. The Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby accept the Easement Deeds from:

- 1) Travis Boxdorfer, a single person;
- 2) Ca-AI-Is Properties, LLC;
- 3) Larry and Leslie Camden, husband and wife;
- 4) Douglas and Donna Duvall, husband and wife;
- 5) Brady A. Reed, a single person

which are attached hereto, subject to all of the terms and conditions therein expressed.

Section 2. The Mayor and City Clerk of the City of Perryville be, and they are, hereby authorized to do all acts and execute all instruments appropriate or necessary to accept the Easement Deeds.

Section 3. The City Clerk is hereby directed to file a copy of the Easement Deeds with the Recorder of Deeds of Perry County, Missouri.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 5785, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE QUIT CLAIM DEEDS BY AND BETWEEN THE CITY OF PERRYVILLE AND **LESTER AND CAROL WINGERTER** AND THE CITY OF PERRYVILLE AND **STEVEN AND KATHY REITZEL** FOR THE **LOT ADJOINING THEIR PROPERTIES AT 231 AND 301 FELTZ STREET**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5785 is read a second time on motion by Alderman Guth, seconded by Alderman Riney. Thereupon on motion by Alderman Guth, seconded by Alderman Riney, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6006 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5785

ORDINANCE NO. 6006

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE QUIT CLAIM DEEDS BY AND BETWEEN THE CITY OF PERRYVILLE AND **LESTER AND CAROL WINGERTER** AND THE CITY OF PERRYVILLE AND **STEVEN AND KATHY REITZEL** FOR THE **LOT ADJOINING THEIR PROPERTIES AT 231 AND 301 FELTZ STREET**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have heretofore reviewed two Quit Claim Deeds, marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, deem it advisable to execute said Quit Claim Deeds;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

1. That the Mayor and Board of Aldermen of the City of Perryville approve the Quit Claim Deeds marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Lester E. Wingerter and Carol A. Wingerter, husband and wife**, and between the City of Perryville, a municipal corporation, and **Steven C. Reitzel and Kathy L. Reitzel, husband and wife**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said Quit Claim Deeds.

2. That the Mayor be and he is hereby authorized and directed to execute said Quit Claim Deeds for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached Quit Claim Deeds.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions

shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 5786, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CITIZENS ELECTRIC CORPORATION** RELATIVE TO **STREET LIGHTING AND ELECTRIC SERVICE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5786 is read a second time on motion by Alderman Riney, seconded by Alderman Buerck. Thereupon on motion by Alderman Riney, seconded by Alderman Buerck, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6007 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5786

ORDINANCE NO. 6007

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CITIZENS ELECTRIC CORPORATION** RELATIVE TO **STREET LIGHTING AND ELECTRIC SERVICE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have heretofore reviewed a contract, marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, deem it advisable to enter into said contract;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Citizens Electric Corporation**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said contract.

2. That the Mayor be and he is hereby authorized and directed to execute said contract for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached contract.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 5787, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **VISU-SEWER OF MISSOURI, LLC**, RELATIVE TO **2018 TRENCHLESS SEWER MAIN REHABILITATION PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5787 is read a second time on motion by Alderman Guth, seconded by Alderman Hudson. Thereupon on motion by Alderman Guth, seconded by Alderman Buerck, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, absent; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6008 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5787

ORDINANCE NO. 6008

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **VISU-SEWER OF MISSOURI, LLC**, RELATIVE TO **2018 TRENCHLESS SEWER MAIN REHABILITATION PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have heretofore reviewed a contract, marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, deem it advisable to enter into said contract;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Visu-Sewer of Missouri, LLC**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said contract.

2. That the Mayor be and he is hereby authorized and directed to execute said contract for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached contract.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 6, 2018.

SECOND READING: February 20, 2018.

PASSED AND APPROVED this 20th day of February, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

ATTEST:
Tracy Prost, City Clerk

FIRST READINGS:

Alderman Buerck presents motion, seconded by Alderman Guth, and on vote carried Bill No. 5788, Show Me Green Sales Tax Holiday for 2018, is read for the first time by title only. The heading is as follows:

AN ORDINANCE ALLOWING THE "SHOW ME GREEN SALES TAX HOLIDAY" TO APPLY TO THE LOCAL SALES TAXES OF THE CITY OF PERRYVILLE, MISSOURI, BETWEEN APRIL 19 AND APRIL 25, 2018.

Alderman Riney presents motion, seconded by Alderman Guth, and on vote carried Bill No. 5789, entering into an agreement with Hurst-Rosche, Inc., relative to Water System Master Plan and Water Main Replacement Evaluation, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HURST-ROSCHÉ, INC.**, RELATIVE TO **WATER SYSTEM MASTER PLAN AND WATER MAIN REPLACEMENT EVALUATION**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Buerck presents motion, seconded by Alderman Hudson, and on vote carried Bill No. 5790, entering into an agreement with DBT Transportation Services relative to AWOS Aviation Support and Maintenance Services, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **DBT TRANSPORTATION SERVICES** RELATIVE TO **AWOS AVIATION SUPPORT AND MAINTENANCE SERVICES**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Tom Guth, as Chairman of the Economic Development Committee, asks EDA Director Sattler to update the Board on economic development activity. Director Sattler informs the Board that

Chin Restaurant is opened. He also tells the Board that Rankin plans to host a robotics youth camp for 6th, 7th, and 8th graders this summer. Registration begins March 1st.

City Administrator Buerck reports:

- **Smoke Testing** – The supply of smoke for smoke testing has arrived. This will be a summer project since we need the ground to be dry so smoke, if presented, will be easily noticed. Lottes Boulevard and North Moulton will be started in a couple of weeks. City-wide smoking will begin in June or July.
- **2018 Community Events** – The City worked with Tourism Director Trish Erzfeld to put together our 2018 event list. It is quite remarkable when you list everything by month.

Alderman Martin enters the Council Chambers to join the meeting in progress.

City Engineer Baer reports:

- **Northdale Sewer** – The flow has been switched today and the lift station will be shut down.
- **Splash Pad** – Plans for the splash pad are nearly complete. We will need a sliver of property from MoDot. They have been contacted to get the process started. We will have the site plan at the next meeting. We do not have plans on the playground yet. The sidewalk will be on the French Lane side of the splash pad.
- **Visu-Sewer** – This project will start in the next few weeks. They will begin by cleaning out the pipes and then will do the lining.
- **Grand Avenue** – Plans are being prepared for the Grand Avenue Street Construction Project and should be ready by the end of March. Citizens Electric Company will need to move some of their poles and add more. Assistant Chief Jones is doing a study to see where additional lighting is needed.

Parks and Recreation Director Cadwell reports:

- **Miget Park** – Plans are underway for the splash pad and the bathroom.
- **Feltz Street Park Vandalism** – Thankfully, the vandalism at the Feltz Street Park was done with colored hair spray rather than spray paint. It was cleaned up fairly easily.
- **TG Trail** – Parks & Recreation staff is developing a plan for where to start and stop 5K runs on the trail.
- **St. Vincent Districts** – St. Vincent High School is hosting the District Basketball Tournament at the Perry Park Center. We took in over \$3,000 in concession sales last Saturday.

Chief of Police Direk Hunt reports:

- **Vandalism on February 14** – Three individuals were taken into custody for the vandalism on February 14. There were 71 victims who had their tires slashed. We were very proud of our officers and communications officers on duty that morning. The officers got out of their cars and walked the neighborhoods to see if they could find any additional victims. Our detectives did an excellent job solving the case and we would like to commend them all for a job well done.

Mayor Baer asks the Board for any concerns, comments, or other non-action items they would like to present:

Alderman Schumer asks about a pile of dirt on the Rhodes property on Alma Drive near the By-Pass. Staff reports that we have been working with them to get that moved but it looks like they plan to use some of the dirt for fill.

Now, at this time, upon motion by Alderman Buerck, seconded by Alderman Schumer, it is ordered that the Board now convene into closed session to discuss contractual matters in accordance with Section 610.021(9) RSMo. Roll call showed the aye and nay votes as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none; absent, none.

Following discussion and review, it is upon motion by Alderman Buerck, seconded by Alderman Hudson, that the Board now reconvenes into regular session for any business that might come forth. Roll call showed the aye and nay votes as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none; absent, none.

There being no further business, it is upon motion by Alderman Hudson, seconded by Alderman Schumer, and on vote carried, ordered that the Board now adjourn until Tuesday, March 6, 2018, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK