

**March 5, 2019**

**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, Douglas K. Martin, Larry Riney, and David J. Schumer, Aldermen; Brent Buerck, City Administrator ; Tracy Prost, City Clerk; and Thomas Ludwig, City Attorney.

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

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

Mr. Ed Robinson, of 4366 T Road, Perryville, speaks to the Board briefly about the pending billboard ordinance. He states that now is a good chance for the Board to review the billboard regulations and do what is best for the City and the people of Perryville.

Mr. Jeff Bohnert, of Drury Southwest Signs, 826 Fox Lane, Cape Girardeau, Missouri, informs the Board that he is present to listen to the discussion regarding the billboard ordinance.

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

**CONSENT AGENDA ITEMS**

3. Approve minutes from meeting of February 19, 2019.
4. Approve bills for February 2019.

At this time Alderman Riney, Chairman of the Finance Committee, presents the following bills and invoices for the month of February, 2019, vendor checks numbered 110891 - 111217; and 7 ACH transfers; payroll checks numbered: 658253 - 658258.

The following bills are presented to be paid for the month of February, 2019. Board finds that \$401,009.97 is chargeable to and payable out of the General Revenue Account; \$38,389.29 is out of Airport; \$94,774.82 is out of Transportation Trust; \$159,948.32 is out of Perry Park Center; \$29,166.67 is out of Capital Improvement Sales Tax; \$2,500.00 is out of TIF #2; \$2,500.00 is out of TIF #3; \$916.75 is out of Street Improvement; \$253,645.61 is out of Refuse; \$294,477.74 is out of CWSS; and \$769,311.96 is out of Gas Operation. The Board, upon investigation, found the sum to be \$2,046,641.13.

5. Approve Pay Application 1 for Marzucio Electric, Inc., relative to Ball Fields 2 and 3 Electrical Upgrade Project - \$16,801.92.
6. Approve Pay Application 1 for Brockmiller Construction, Inc., relative to Perry Park Center Concession Stand Project - \$41,800.95.
7. Endorse the submittal of the modifications to the Enforcement Response Plan and by so doing provide continued support, supervising, and funding of the POTW program pursuant to §403.0(b)(2).
8. Accept bids received for the Water Main Replacement Materials Project at Richardet Street and West Harvest Circle and authorize purchase from Core and Main per recommendation from Public Works Director Brown -\$153,314.33.

9. Approve request from Mary Jane Burgers & Brew and Main Street Signs to hold the 6th Annual Polar Beer 5K Run on Saturday, March 23, 2019.
10. Set public hearing date to consider a request by SMS Investment Group, LLC to rezone part of Lot 1 and 16 and all of Lots 2, 3, 14 and 15 of Winkler's Subdivision – March 19, 2019, at 6:30 p.m.
11. Approve Biosolids Land Application Request from Sharon Cissell.
12. Approve request from Immanuel Lutheran School 7<sup>th</sup> Grade Class to hold a boot drive on May 3-4, 2019, on the Square.

#### **END OF CONSENT AGENDA**

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

Item #12 - City Administrator Buerck informs the Board that his son is a member of the 7<sup>th</sup> grade class requesting permission to hold the boot drive.

Alderman Riney makes a motion to approve the Consent Agenda as presented. Alderman Guth seconds the motion, and on vote the motion carries.

At this time, City Administrator Buerck opens a discussion regarding updates to the City's ordinances regarding digital billboards. He notes that the current ordinances were revised in March of 2009 to change the billboard distance from 100 feet from a residential district to 200 feet from a residential district. Staff is currently suggesting that the distance be extended to 500 feet. The Board discusses the current locations of billboards, noting that those signs that are closer to residential districts than 200 feet were allowed over the years through special use permits.

It is the general consensus of the Board that most do not want to see more billboards erected in the city limits. City Attorney Ludwig explains that a 4<sup>th</sup> class city cannot complete ban a commercial activity; however, they can regulate them for public health and safety reasons.

After much discussion and debate, it is the consensus of the Board that staff prepare an ordinance for their review that states, in essence, that any new billboards erected must be 500 feet from the nearest residential district; 500 feet from the nearest billboard; the City will only allow three digital signs within the city limits; and that the remaining two signs will be chosen by a lottery of sorts if the city receives more than two applications for digital signs. The Board also asks that, going forward and if possible, no permits be issued regarding billboards when new technology is created without first getting Board input.

The Board now discusses zoning options for any future stand-alone stores selling medical marijuana. City Administrator Buerck states that since Missouri voters approved medicinal marijuana in 2018 and dispensaries are expected to start arriving in the near future, staff would like to address this now before an application is submitted. Staff proposes the zoning be similar to the regulations for the sale of alcohol.

After discussion, it is the consensus of the Board to authorize staff to prepare an ordinance for their approval regarding the zoning of stand-alone stores selling medical marijuana.

City Administrator Buerck presents information to the Board of Aldermen regarding zoning of modular homes. He states that current ordinances do not speak to modular housing. In staff's review of this matter, they have determined that new modular homes built off-site are in accordance with the City's building codes. This matter was presented to P&Z for review. Their final decision is that modular homes be treated as traditionally constructed homes without further restriction.

#### **SECOND READINGS AND FINAL PASSAGE:**

Now, at this time, the Board proceeds to approve Bill No. 5908, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **TODD SCHILLI FARMS, LLC** RELATIVE TO **MOWING AIRPORT PROPERTY**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5908 is read a second time on motion by Alderman Riney, seconded by Alderman Guth. Thereupon on motion by Alderman Riney, seconded by Alderman Guth, 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, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6127 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5908

ORDINANCE NO. 6127

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **TODD SCHILLI FARMS, LLC** RELATIVE TO **MOWING AIRPORT PROPERTY**; 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 **Todd Schilli Farms, 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 19, 2019.

SECOND READING: March 5, 2019.

PASSED AND APPROVED this 5<sup>th</sup> day of March, 2019, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 5909, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **EARTH FIRST CONTRACTORS, LLC** RELATIVE TO **SOUTH JACKSON STREET SANITARY SEWER LINE REPLACEMENT PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5909 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. Thereupon on motion by Alderman Buerck, seconded by Alderman Martin, 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, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6128 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5909

ORDINANCE NO. 6128

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **EARTH FIRST CONTRACTORS, LLC** RELATIVE TO **SOUTH JACKSON STREET SANITARY SEWER LINE REPLACEMENT 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 **Earth First Contractors, 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 19, 2019.

SECOND READING: March 5, 2019.

PASSED AND APPROVED this 5<sup>th</sup> day of March, 2019, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 5910, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HEARTLAND COCA-COLA BOTTLING COMPANY, LLC** RELATIVE TO **CONCESSIONS FOR THE PERRY PARK CENTER AND CITY PARKS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5910 is read a second time on motion by Alderman Martin, seconded by Alderman Riney. Thereupon on motion by Alderman Martin, 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, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6129 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5910`

ORDINANCE NO. 6129

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HEARTLAND COCA-COLA BOTTLING COMPANY, LLC** RELATIVE TO **CONCESSIONS FOR THE PERRY PARK CENTER AND CITY PARKS**; 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 **Heartland Coca-Cola Bottling Company, 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 19, 2019.

SECOND READING: March 5, 2019.

PASSED AND APPROVED this 5<sup>th</sup> day of March, 2019, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 5911, AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.20, SECTION 13.20.020, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO SEWER—TOTAL MASS ALLOWABLE; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH. Bill No. 5911 is read a second time on motion by Alderman Schumer, seconded by Alderman Martin. Thereupon on motion by Alderman Schumer, seconded by Alderman Martin, 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, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6130 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5911

ORDINANCE NO. 6130

AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.20, SECTION 13.20.020, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO SEWER—TOTAL MASS ALLOWABLE; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

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

Section 1. That Title 13, Chapter 13.20, Section 13.20.020, Subsection A, Paragraph 3, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

**“13.20.020 General sewer use requirements.**

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- 3. Any waters or wastes containing the following substances to such a degree that the total mass loading from all SIU's exceeds the quantity specified in the table below. The public works director will develop the permit limitations for all users that meet the definition of SIU as defined by city ordinance. The Table of Masses is as follows:

Total Mass Allowable (lbs.) from SIU's (Monthly Average)

Pollutant	Mass (lbs.)
Ag (T)	0.35
Cd (T)	.010
CN	0.090
Cr (T)	3.1
Cu (T)	0.63
Ni (T)	1.0

Pb (T)	0.22
Zn (T)	1.8
Cr VI (T)	0.067

Section 2. It is the intent of the Mayor and Board of Aldermen of the City of Perryville, Missouri, and it is hereby ordained that this ordinance shall become and be made a part of the Code of Ordinances of the City of Perryville, Missouri, and that sections of this ordinance may be renumbered to accomplish such intention.

Section 3. 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 4. That this ordinance shall take effect and be in force from and after its passage and approval.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: February 19, 2019.

SECOND READING: March 5, 2019.

PASSED AND APPROVED this 5<sup>th</sup> day of March, 2019, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

**FIRST READINGS:**

Alderman Buerck presents motion, seconded by Alderman Martin, and on vote carried Bill No. 5912, 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 Martin presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 5913, amending City Budget – Fiscal Year 2018-19, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING THE 2018-19 BUDGET, AS APPROVED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000.

Alderman Riney presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 5914, adopting City Budget – Fiscal Year 2019-20, is read for the first time by title only. The heading is as follows:

AN ORDINANCE APPROVING THE 2019-20 BUDGET, AS AMENDED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000.

At this time, Mayor Baer exits the Council Chambers and Alderman Riney as President of the Board of Aldermen takes over the meeting.

Alderman Riney presents motion, seconded by Alderman Guth, and on vote carried Bill No. 5915, entering into revised contract with Baer Engineering, LLC., is read for the first time by title only. The heading is as follows:

AN ORDINANCE AUTHORIZING THE PRESIDENT OF THE BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **BAER ENGINEERING, LLC** RELATIVE TO **ENGINEERING SERVICES**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE PRESIDENT OF THE BOARD OF ALDERMEN.

Mayor Baer returns to the Council Chambers.

Alderman Buerck presents motion, seconded by Alderman Martin, and on vote carried Bill No. 5916, amending Title 2, Chapter 2.36, Section 2.36.070 of the Code relative to design-build projects, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.20, SECTION 13.20.020, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO SEWER—TOTAL MASS ALLOWABLE; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Guth, as Chairman of the Public Works Committee, says that he received a call from a resident on Parkview with questions regarding the installation of a sidewalk. He mentioned that he was not informed that city crews were installing sidewalks. City Administrator Buerck informs the Board that city crews are installing sidewalks around town to continue closing sidewalk gaps on various streets per the Board's previous instruction. Staff will contact the resident to answer any questions they may have.

Alderman Guth, as Chairman of the Economic Development Committee, asks EDA Director Sattler to update the Board on any economic development matters. Director Sattler says he will have a written request at the next meeting asking for permission for upcoming downtown events. He notes that Habitat for Humanity is still looking for a family in need of a home; Ranken Manufacturing Day hosted 100 students and their Open House will be held on March 20; the Downtown Revitalization Committee will take over the Christmas on the Square event from the Chamber of Commerce; Bikers on the Square is being moved to a one-day event on September 21, 2019, to coincide with events at the Veterans Wall; and a sign will be installed at Redbud Court when the weather permits.

City Administrator Buerck reports:

- **Spring Leaf Removal--March 18-22.**
- **Spring Cleaning—April 8-12.**
- **Public Works Service Truck** - Public Works discovered a 2009 truck up for auction on Purple Wave that looks to suit our needs. Our mechanic has inspected the truck and says it is sound. Staff is asking permission to bid up to \$15,000 on the truck. If purchased, the truck will retire the 1999 camera truck.

It is the consensus of the Board to pursue the truck at auction up to \$15,000.



Alderman Hudson asks if we are converting some of our fleet to natural gas. He states that he doubts that converting vehicles to natural gas is cost effective. City Administrator Buerck will review the matter with Public Works Director Brown.

City Engineer Baer reports:

- **Jackson Sewer** – This project will start next week. The property owners in the area will be contacted before construction begins.
- **National Guard Water Project** – The pipe work on the project should be completed next week.
- **Redbud Court**– The gas line is being installed; the contractor is being contacted about getting the sidewalks installed as soon as possible; the road is open to viewers; and a stop sign will be installed.

Parks & Recreation Director Cadwell reports that the Concession Stand Remodeling Project is going well; he won a playground surface impact contest at the MPRA Conference with a \$750 value.

Alderman Guth asked why some of the concrete blocks that were installed for the rock and sand have been pulled out. Director Cadwell states that the blocks tipped over due to the saturated ground.

Alderman Hudson comments that the new fans installed in the Perry Park Center gymnasium are very loud. Staff will check on this.

Mayor Baer asks the Board for any concerns or comments or other non-action items.

Alderman Hudson notes that Public Works has done a good job with snow removal; however, he questions the need to spread cinders on his street after the snowfall was over. City Administrator Buerck will look into this question.

Alderman Riney reads a portion of the City's code regarding "vagrancy." It is obvious that the code is outdated and should be replaced. Staff will research updated codes.

Now, at this time, upon motion by Alderman Buerck, seconded by Alderman Martin, it is ordered that the Board now convene into closed session to discuss contractual matters in accordance with Section 610.021(9) RSMo; and litigation matters in accordance with Section 610.021(12) 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.

Following discussion and review, it is upon motion by Alderman Buerck, seconded by Alderman Martin, 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.

There being no further business, it is upon motion by Alderman Buerck, seconded by Alderman Martin, and on vote carried, ordered that the Board now adjourn until Tuesday, March 19, 2019, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK