

June 5, 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, Douglas Martin, Larry Riney, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Tracy Prost, City Clerk; and Thomas Ludwig, City Attorney. Absent: Alderman Prince Hudson.

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

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

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

**CONSENT AGENDA ITEMS**

3. Approve minutes from meeting of May 15, 2018.

4. Approve bills for May 2018.

At this time Alderman Riney, Chairman of the Finance Committee, presents the following bills and invoices for the month of May 2018, vendor checks numbered 108136 - 108480; and 6 ACH transfers; payroll checks numbered: 658041 and 658042.

The following bills are presented to be paid for the month of May, 2018. Board finds that \$366,858.86 is chargeable to and payable out of the General Revenue Account; \$103,811.53 is out of Airport; \$32,875.85 is out of Transportation Trust; \$160,922.79 is out of Perry Park Center; \$1,446.31 is out of Veterans Memorial Field; \$215.00 is out of TIF #1; \$33,333.33 is out of Economic Development; \$249.52 is out of TIF #2; \$6,209.69 is out of Street Improvement; \$29,483.92 is out of Capital Improvement Sales Tax; \$55,632.25 is out of Refuse; \$239,102.70 is out of CWSS; and \$337,276.21 is out of Gas Operation. The Board, upon investigation, found the sum to be \$1,367,417.96.

5. Approve principal and interest payment to Security Bank of Kansas City re Certificate of Participation Series 2012A - \$398,458.15.

6. Approve principal and interest payment to UMB Bank, NA re 2012B Natural Gas System Revenue Bonds - \$327,168.75.

7. Approve bids received for 2019 2-Ton Dump Truck and award to Broadway Ford Truck Sales, Inc. per the recommendation of Public Works Director Brown - \$93,313.00.

|                |   |
|----------------|---|
| Name of Bidder | Broadway Ford Truck Sales, Inc.<br>1501 South 7 <sup>th</sup> Street<br>St. Louis, MO 63104 |
| Bid Price      | \$93,313.00   |

8. Approve revised Personnel Rules and Regulations for Part-Time Employees relative to updates to drug and alcohol testing.

9. Approve specifications for safety playground surface at City Park Shelter 10 and authorize City Clerk to advertise for bids.

10. Approve Request for Proposals for technical services regarding Filter Evaluation, Optimization, and Sludge Removal/Disposal at the Perryville Water Treatment Plant and authorize City Clerk to advertise.
11. Approve Festival Application for Downtown Revitalization Committee relative to the Bikers on the Square event scheduled for June 15 and 16, 2018.
12. Approve request from the Downtown Revitalization Committee relative to scheduled events for the Bikers on the Square event scheduled for June 15 and 16, 2018.
13. Approve request from "Pedal the Cause" for a road block on Saturday, June 23, 2018, from 8 am to noon to raise money to help fund cancer research.
14. Approve recommendation from Police Department to remove stop sign at the intersection of Rock Lane and Star Street and replace it with a yield sign.
15. Approve recommendation from Police Department regarding traffic on North Waters Street.
16. Set Public Hearing date regarding a request from Ryan Boxdorfer of Floyd's Automotive for a special use permit to locate a shipping container on his property located at 506 East St. Francis Street – June 19, 2018, at 6:30 p.m.
17. Set Public Hearing date regarding a request from Roger Hoff for a special use permit to locate a mini storage facility on his property located at 117 South Kingshighway – June 19, 2018, at 6:30 p.m.
18. Approve updates to Police Department Operations Manual GO-94-0402; GO-97-0403; GO-99-0801; GO-00-0801; GO-01-0601; GO-06-0206; GO-06-0401; GO-06-0702; GO-07-0101; GO-11-0901; and GO-15-0101.
19. Approve purchase of 2014 one-half ton pickup from Lou Fusz Ford - \$18,900.00.

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

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

Item #15 - Assistant Chief Jones reviews the traffic recommendation for North Waters Street, noting that without a definite time, it is difficult to pinpoint when cars are violating the speed limit. Ms. Debra Barlow is present. She says the cars usually speed down the street around sunset. Asst. Chief Jones says they will continue to monitor the area.

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

At this time, Public Works Director Brown reviews his 2018 Water Line Upgrade Plan and distributes information regarding the priority of water lines needing to be replaced. In his memo to the Board, Director Brown recommends:

*"I recommend that we proceed with the creation of new positions and acquire additional equipment to execute the Master Water Report plan to upgrade and replace aging and undersized water mains.*

*The list of mains to be replaced is a part of the recommendations from the CMT Water Study of 2014. We are currently prioritizing the order of replacement with Hurst-Rosche in conjunction with Baer Engineering.*

*In order to execute this plan, and therefore install water lines virtually all year long, we require the following:*

*• Personnel. I recommend that we add two new positions to the water department. I propose that we fill one of these positions by transferring an existing employee from the refuse department into the water department. This is made possible with the added efficiency of the new one-arm trash trucks. The other position is brand new and does not currently exist. Given the water/sewer department will now be 12 employees (plus a superintendent), we recommend this new position be a second Crew Leader position. This person will be a working foreman of sorts and oversee the installation of water lines going forward.*

*• Equipment. I recommend that we acquire the following:*

- o Pressure Tester - \$2500 (already ordered as part of the current budget)*
- o Skid Steer/Loader – Both the street and water departments have full time need. A new one will need to be purchased, one with tracks: \$70,000 (not currently budgeted)*
- o Mini-Excavator – A real multi-task machine. The current one is used by the water, street and gas department. We need another one: Cost \$50,000 (not currently budgeted)*

*Goal: to complete the CMT water line upgrade goals contained in the 2014 water system report.*

*Method: By creating a specific water line construction crew, we estimate that we can save 50% of the cost of installation and most likely, be able to do it quicker.*

*Basis: Comparisons of the contractor performed 2016 Grand Ave water line replacement and the City performed 2017 water line replacement project.*

*Production Timeline: With experience, we should be able to complete a minimum of 8000 feet and as much as 12,000 feet per year. Obviously, each line will have different variables but 100' per day plus 3 days per intersection should be the baseline. Our current budget of \$250,000 should provide materials for approximately 8000 feet of water main."*

Alderman Guth asks to be included in the specifications for the skid steer/loader.

After discussion and review, Alderman Schumer makes a motion to approve Public Works Director Brown's water line installation plan as presented. Alderman Riney seconds the motion, and on vote the motion carries.

At this time, City Administrator Buerck presents information to the Board of Aldermen that Congress passed a bill that included \$1,000,000,000 in supplemental funding for the FAA to distribute as discretionary grants in Federal fiscal years 2018, 2019, and 2020 to non-primary airports. The Perryville airport has been designated as an airport that is eligible for consideration of these funds. He informs the Board that the City's engineers (Crawford, Murphy & Tilly) indicate that the reconstruction of the apron on the east side of the airfield adjacent to the new West Star facility would, most likely, be a viable project. The estimated cost of this project is \$3,000,000

City Administrator Buerck asks the Board to consider whether staff should pursue a grant for the 2018 fiscal year, which means the engineers would need to get to work before we knew if we were going to receive a grant; or, should staff wait until the second or third year so we knew whether or not we were selected for the grant before we expended money on engineering. The third option would be not to apply for a grant.

After discussion and review, it is the consensus of the Board that staff refrain from pursuing the grant the first year, but rather seek funding for the 2019 or 2020 fiscal years.

**SECOND READING AND FINAL PASSAGE:**

Now, at this time, the Board proceeds to approve Bill No. 5819, AN ORDINANCE APPROVING THE PROPOSED REZONING FOR A SPECIAL USE PERMIT FOR CERTAIN PROPERTY IN THE CITY OF PERRYVILLE, MISSOURI, DESCRIBED IN EXHIBIT A; SETTING FORTH THE AREA FOR SPECIAL USE AND THE CONDITIONS OF SPECIAL USE; ALL IN ACCORDANCE WITH THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI. Bill No. 5819 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, absent; Douglas K. Martin, aye; 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. 6040 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5819

ORDINANCE NO. 6040

AN ORDINANCE APPROVING THE PROPOSED REZONING FOR A SPECIAL USE PERMIT FOR CERTAIN PROPERTY IN THE CITY OF PERRYVILLE, MISSOURI, DESCRIBED IN EXHIBIT A; SETTING FORTH THE AREA FOR SPECIAL USE AND THE CONDITIONS OF SPECIAL USE; ALL IN ACCORDANCE WITH THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI.

WHEREAS, the City Board and the Planning and Zoning Commission have considered a proposed rezoning and/or special use permit for property described as 512 Thomas Street, as set out in Exhibit A which is attached hereto and incorporated herein by reference; and,

WHEREAS, a public hearing was held on said rezoning and/or special use permit in accordance with the Code of Ordinances of the City of Perryville, Missouri; and,

WHEREAS, a special use permit to expand a private club in an R-2 Single-Family Residential District may be granted by virtue of the Code of Ordinances of the City of Perryville, Missouri; and,

WHEREAS, after duly considering the recommendations of the City Planning and Zoning Commission and other input received at the required public hearing, the Board of Aldermen of the City of Perryville, Missouri, has decided it is in the best interests of the citizens of the City of Perryville, Missouri, to grant a special use for said property.

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

Section 1. That an application for a special use permit, which said application is marked Exhibit A and attached hereto, is hereby approved, and a special use permit is hereby issued to Fischer-Walter Memorial Post No. 4282, Veterans of Foreign Wars of the United States, Incorporated, Applicant.

Section 2. That the property set forth in Exhibit A is hereby granted a special use permit to expand a private club in an R-2 Single-Family Residential District.

The aforesaid special use permit is subject to the following specific conditions: compliance with all ordinances of the City of Perryville, Missouri.

Section 3. That attached hereto as Exhibit B are the formal findings and conclusions of the Board of Aldermen.

Section 4. That the City Clerk of the City of Perryville, Missouri, shall and is hereby directed to indicate on the "Official Zoning District Map" of the City of Perryville, Missouri, the above special use permit and the date of issuance thereof and to certify same and to keep said map on file in the office of the City Clerk and a copy displayed in City Hall, City of Perryville, Missouri; and that said City Clerk is further directed

to indicate on said "Official Zoning District Map" the existence of special conditions on the use of the aforesaid property.

Section 5. Violation of the special conditions listed above shall result in revocation of the special use permit and/or prosecution and/or fine under the zoning ordinances.

Section 6. This special use permit is issued to the applicant and shall not be assigned or otherwise transferred by said applicant. This special use permit runs with the applicant and not the land.

Section 7. If construction is required for the special use granted hereunder, this special use permit shall expire in the event construction does not commence within six (6) months of the date of issuance of this special use permit and is not completed within two (2) years of the issuance of this permit.

Section 8. 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 9. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 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. 5820, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ST. LOUIS SCIENCE CENTER FOUNDATION** RELATIVE TO **STORAGE OF F-15 AIRCRAFT AT PERRYVILLE REGIONAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5820 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, absent; Douglas K. Martin, aye; 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. 6041 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5820

ORDINANCE NO. 6041

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ST. LOUIS SCIENCE CENTER FOUNDATION** RELATIVE TO **STORAGE OF F-15 AIRCRAFT AT PERRYVILLE REGIONAL AIRPORT**; 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 **St. Louis Science Center Foundation**. 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: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 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

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

Now, at this time, the Board proceeds to approve Bill No. 5821, 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 **LAPPE CEMENT FINISHING, INC.**, RELATIVE TO **2018 GRAND AVENUE IMPROVEMENTS PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE PRESIDENT OF THE BOARD OF ALDERMEN. Bill No. 5821 is read a second time on motion by Alderman Guth, seconded by Alderman Buerck. 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, absent; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The bill is hereby declared passed and approved and the bill thereupon became Ordinance No. 6042 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5821

ORDINANCE NO. 6042

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 **LAPPE CEMENT FINISHING, INC.**, RELATIVE TO **2018 GRAND AVENUE IMPROVEMENTS PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE PRESIDENT OF THE BOARD OF ALDERMEN.

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

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

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

1. That the Board of Aldermen of the City of Perryville approves 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 **Lappe Cement Finishing, Inc.** It is the belief of the 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 President of the Board of Aldermen 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 President of the Board of Aldermen 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. The Board of Aldermen of the City of Perryville, Missouri, hereby declare this ordinance to be an emergency ordinance for the immediate preservation of public peace, property, health, safety, morals, or other good cause for the citizens of the City of Perryville. and for that reason, this ordinance may be acted on in one meeting.

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

FIRST READING: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, President of the Board

ATTEST:  
Tracy Prost, City Clerk

Mayor Baer returns to the Council Chambers.

Now, at this time, the Board proceeds to approve Bill No. 5822, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **UNIVERSAL FILM EXCHANGES, LLC**, RELATIVE TO **MASTER LICENSE AGREEMENT FOR EXHIBITION OF MOTION PICTURES**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5822 is read a second time on motion by Alderman Martin, seconded by Alderman Schumer. Thereupon

on motion by Alderman Martin, 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, absent; Douglas K. Martin, aye; 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. 6043 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5822

ORDINANCE NO. 6043

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **UNIVERSAL FILM EXCHANGES, LLC**, RELATIVE TO **MASTER LICENSE AGREEMENT FOR EXHIBITION OF MOTION PICTURES**; 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 **Universal Film Exchange, 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: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 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. 5823, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HOSKINS ENVIRONMENTAL CONSULTING** RELATIVE TO **2018-19 ENGINEERING SERVICES RELATIVE TO PRETREATMENT PROGRAM ASSISTANCE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5823 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, absent; Douglas K. Martin, aye; 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. 6044 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5823

ORDINANCE NO. 6044

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HOSKINS ENVIRONMENTAL CONSULTING** RELATIVE TO **2018-19 ENGINEERING SERVICES RELATIVE TO PRETREATMENT PROGRAM ASSISTANCE**; 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 **Hoskins Environmental Consulting**. 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: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 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. 5824, 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 DELETING A STOP SIGN DESIGNATION IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH. Bill No. 5824 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, absent; Douglas K. Martin, aye; 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. 6045 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5824

ORDINANCE NO. 6045

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 DELETING A STOP SIGN DESIGNATION 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 DELETING THEREFROM the following stop sign designation:

CHLOE STREET:

On Chloe Street at Chloe Street and Kelly Street.

Section 2. 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 3. That the City Administrator of the City of Perryville, Missouri, is hereby directed to cause stop signs to be removed at the above streets in accordance herewith.

Section 4. 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 5. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: May 15, 2018.

SECOND READING: June 5, 2018.

PASSED AND APPROVED this 5<sup>th</sup> day of June, 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 Martin, and on vote carried Bill No. 5825, amending Title 2, Chapter 2.88 of the Code of Ordinances relative to personnel regulations regarding drug and alcohol issues, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING DRUG AND ALCOHOL ISSUES; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Martin presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 5826, amending Title 8, Chapter 8.16 of the Code of Ordinances relative to garbage collection and disposal, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 8, CHAPTER 8.16, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO GARBAGE COLLECTION AND DISPOSAL; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Riney presents motion, seconded by Alderman Guth, and on vote carried Bill No. 5827, entering into an agreement with Crawford, Murphy & Tilly, Inc., regarding design of containment system for the existing jet A tanks at the airport, 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 **CRAWFORD, MURPHY & TILLY, INC.** RELATIVE TO **ENGINEERING DESIGN OF SECONDARY CONTAINMENT SYSTEM FOR EXISTING JET A TANKS AT THE PERRYVILLE REGIONAL AIRPORT**; 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. 5828, amending Stop Sign Schedule by removing stop sign at the intersection of Rock Lane and Star Street, is read for the first time by title only. The heading is 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 DELETING A STOP SIGN DESIGNATION IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Alderman Buerck presents motion, seconded by Alderman Riney, and on vote carried Bill No. 5829, amending Title 2, Chapter 2.78, Section 2.78.010 of the Code of Ordinances relative to composition of Airport Board, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.78, SECTION 2.78.010, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO COMPOSITION OF AIRPORT BOARD; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Guth, as Chairman of the Public Works Committee, asks for an update on the delivery of the new trash trucks. Public Works Director Brown informs the Board that the trucks should arrive around June 12; training begins on June 25<sup>th</sup>; and we should be using the new trucks the first week or two of July. He also noted that crews are placing stickers on all of the roll out carts with instructions on where to place the carts.

Alderman Guth, as Chairman of the Economic Development Committee, asks EDA Director Sattler to update the Board on any economic activities. EDA Director Sattler informs the Board that he is attending a conference next week and that the EDA is sponsoring a hole at a Home Builder's Association Golf Tournament in St. Louis.

City Administrator Buerck reports:

- **Prevailing Wage** - Reforms to the Prevailing Wage laws passed this year. Of note is that smaller projects (under \$75,000) are now exempt. Also, job class titles that had less than 1,000 hours worked will simply use the public works wage for the county instead of defaulting to the nearest reporting county (typically urban). Regardless of one's position on prevailing wage, this will make it much easier to administer since the vast majority of projects are smaller in nature.

- **Telemarketers Using Local Telephone Numbers** - I was called recently and warned that the city hall phone number had been "spoofed" by telemarketers. This has been reported to the PD but is without solution. Awareness is the best tool so I mention it here.

- **Natural Gas Rates** - We were able to lock our rates in through winter 23/24. The price of \$2.835 is the lowest price for us on record and helps ensure price stability for many years.

- **Citizen Board Members** - Current ordinances do not specifically prohibit an employee from also serving on a city board but in practice it has been avoided. Recently the Airport Board suggested using Larry Dauer both as a part-time airport employee and an Airport Board member. This gave me a moment of pause so I sought an opinion from Tom Ludwig. At this time, we would like to update the ordinances to reflect that you cannot both work for the City of Perryville and serve on a citizen board.

- **Mecker Road Water Line Replacement** - Work on Mecker Road's water mains will be starting in the very near future. We have posted the houses in that neighborhood and wanted to give notice to the Board of Aldermen as well. Public Works Director Brown notes that sidewalks will be part of a future street improvement after the lines are installed.

- **Atlas Grand Re-Opening – June 13, 2018, at 9:30 a.m.** – We are very pleased Atlas decided to stay in Perryville and rebuild their facility after the fire. The Mayor and Board are invited to attend the grand re-opening next week which will include facility tours.

- **Strategic Planning for the Vietnam Wall** – Panels are being installed at the Veterans Memorial.

- **Parks & Recreation Month in July** – Staff would like the Board's approval for their July Parks & Recreation Month programs and promotions.

Alderman Riney makes a motion to approve the proposed Parks & Recreation Month programs and promotions. Alderman Buerck seconds the motion, and on vote the motion carries.

- **Summer Employment Program** – Staff proposes entering into a Worksite Agreement with Preferred Employment Services for a summer work program for high school students. The program is six weeks long and is offered to students going into their senior year of high school. The program pays the full wages of the student and provides a supervisor on site. They also provide work comp for the students.

Alderman Riney makes a motion to approve the Worksite Agreement. Alderman Buerck seconds the motion, and on vote the motion carries.

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

Alderman Buerck states that he would like to open a discussion regarding paving Moore Drive and Sycamore Road. He hopes the City and County will work together regarding these two streets. He informs the Board that he has been unable to get signatures on a petition.

The Board discuss the need for a petition and the benefits of curb and gutter versus asphalt.

City Attorney Ludwig suggests that this item should be placed on an upcoming agenda or study session for discussion.

Now, at this time, upon motion by Alderman Riney, seconded by Alderman Guth, it is ordered that the Board now convene into closed session to discuss contractual matters in accordance with Section 610.021(9) RSMo; real estate matters in accordance with Section 610.021(2) RSMo; personnel matters in accordance with Section 610.021(3) 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, absent; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one.

Following discussion and review, it is upon motion by Alderman Martin, seconded by Alderman Buerck, 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, absent; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one.

There being no further business, it is upon motion by Alderman Buerck, seconded by Alderman Schumer, and on vote carried, ordered that the Board now adjourn until Tuesday, June 19, 2018, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK