

July 2, 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 with the Pledge of Allegiance and the 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

4. Approve minutes from meeting of June 18, 2019.

5. Approve bills for June 2019.

At this time Alderman Riney, Chairman of the Finance Committee, presents the following bills and invoices for the month of June, 2019, vendor checks numbered 112176 - 112479; and 8 ACH transfers; payroll checks numbered: 658283 - 658300.

The following bills are presented to be paid for the month of June, 2019. Board finds that \$375,101.11 is chargeable to and payable out of the General Revenue Account; \$63,381.89 is out of Airport; \$60,539.98 is out of Transportation Trust; \$157,168.79 is out of Perry Park Center; \$1,239.46 is out of Veterans Memorial Field; \$33,333.34 is out of Economic Development; \$478.00 is out of TIF #3; \$64,031.13 is out of Street Improvement; \$43,661.12 is out of Refuse; \$221,209.32 is out of CWSS; and \$161,044.81 is out of Gas Operation. The Board, upon investigation, found the sum to be \$1,181,188.95.

6. Approve Change Order 1 for Jet A Fuel Containment Project - \$5,172 addition.

7. Approve Pay Estimate 2 (Final) to Lappe Cement Finishing, Inc., relative to Jet A Fuel Containment Project - \$8,539.35.

8. Approve Pay Estimate 3 (Final) to Marzucio Electric, Inc., relative to Ball Fields 2 and 3 Electrical Upgrade Project - \$5,626.40.

9. Approve specifications for Public Works Facility Entry Gate and Fencing Project and authorize staff to advertise for bids.

10. Approve updated General Rates for City Equipment.

11. Approve recommendation from Assistant Chief Jones regarding 'no parking zones' on TG Way.

12. Set public hearing regarding a request from Denise Ulrich for a special use permit to allow a commercial use (Farmers Insurance office) in an R-2 (Single-Family Residential) District at 1122 West St. Joseph Street – July 16, 2019, at 6:30 p.m.

END OF CONSENT AGENDA

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

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

SECOND READINGS AND FINAL PASSAGE:

Now, at this time, the Board proceeds to approve Bill No. 5946, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **BLUE VALLEY PUBLIC SAFETY, INC.**, RELATIVE TO **PURCHASE AND INSTALLATION OF THREE TORNADO SIRENS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5946 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, 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. 6165 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5946

ORDINANCE NO. 6165

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **BLUE VALLEY PUBLIC SAFETY, INC.**, RELATIVE TO **PURCHASE AND INSTALLATION OF THREE TORNADO SIRENS**; 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 **Blue Valley Public Safety, Inc.** 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: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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. 5947, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **KOCH ELECTRIC, INC.** RELATIVE TO **WATER TREATMENT PLANT GENERATORS PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5947 is read a second time on motion by Alderman Martin, seconded by Alderman Buerck. Thereupon on motion by Alderman Martin, 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, 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. 6166 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5947

ORDINANCE NO. 6166

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **KOCH ELECTRIC, INC.** RELATIVE TO **WATER TREATMENT PLANT GENERATORS 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 **Koch Electric, Inc.** 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: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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. 5948, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTIES DEDICATED TO THE CITY, WHICH SAID PROPERTIES ARE PARTICULARLY SET FORTH IN THE ATTACHED QUIT-CLAIM DEED. Bill No. 5948 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. 6167 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5948

ORDINANCE NO. 6167

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTIES DEDICATED TO THE CITY, WHICH SAID PROPERTIES ARE PARTICULARLY SET FORTH IN THE ATTACHED QUIT-CLAIM DEED.

WHEREAS, **TG MISSOURI CORPORATION** has generously dedicated to the City of Perryville, Missouri, the property described in the Quit-Claim Deed attached hereto.

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 a Quit-Claim Deed which is attached hereto, subject to all of the terms and conditions therein expressed.

Section 2. That the Mayor and the 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 above Quit-Claim Deed.

Section 3. That the City Clerk is hereby directed to file a copy of the Quit-Claim Deed with the Recorder of Deeds of Perry County, Missouri.

Section 4. This ordinance shall take effect from and after its passage and approval.

FIRST READING: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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. 5949, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **W&W ESTATES, LLC. AND MATTHEW WIBBENMEYER** RELATIVE TO **SYCAMORE ROAD CONSTRUCTION PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5949 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, 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. 6168 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5949

ORDINANCE NO. 6168

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **W&W ESTATES, LLC. AND MATTHEW WIBBENMEYER** RELATIVE TO **SYCAMORE ROAD CONSTRUCTION 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 **W&W Estates, LLC and Matthew Wibbenmeyer**. 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: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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

At this time Alderman Riney makes a motion to table Bill No. 5950. Alderman Buerck seconds the motion, and on vote the motion carries to table Bill No. 5950 relative to AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ZENO DEVELOPMENT, LLC, DANIEL GEBHARDT, AND HEIDI GEBHARDT** RELATIVE TO **SETTLEMENT, RELEASE AND PURCHASE AGREEMENT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Now, at this time, the Board proceeds to approve Bill No. 5951, AN ORDINANCE AMENDING TITLE 9, CHAPTER 9.04, SECTION 9.04.190, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO **VAGRANCY**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH. Bill No. 5951 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. 6169 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5951

ORDINANCE NO. 6169

AN ORDINANCE AMENDING TITLE 9, CHAPTER 9.04, SECTION 9.04.190, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO **VAGRANCY**; 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 9, Chapter 9.04, Section 9.04.190, of the Code of Ordinances of the City of Perryville, Missouri, is hereby DELETED IN ITS ENTIRETY.

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: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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. 5952, AN ORDINANCE PROVIDING FOR THE IMPROVEMENT OF SYCAMORE ROAD IN THE CITY OF PERRYVILLE FROM ITS INTERSECTION WITH STATE HIGHWAY T, NORTHERLY 3,100 FEET TO THE END OF THE CITY LIMITS, BY IMPROVING SAID STREET IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PREPARED BY THE CITY ENGINEER, THE STREET TO BE IMPROVED BY BRINGING THE STREET TO THE ESTABLISHED GRADE, CONSTRUCTION OF CURBS AND GUTTERS, AND STORM WATER CONTROL. Bill No. 5952 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. 6170 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5952

ORDINANCE NO. 6170

AN ORDINANCE PROVIDING FOR THE IMPROVEMENT OF SYCAMORE ROAD IN THE CITY OF PERRYVILLE FROM ITS INTERSECTION WITH STATE HIGHWAY T, NORTHERLY 3,100 FEET TO THE END OF THE CITY LIMITS, BY IMPROVING SAID STREET IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PREPARED BY THE CITY ENGINEER, THE STREET TO BE IMPROVED BY BRINGING THE STREET TO THE ESTABLISHED GRADE, CONSTRUCTION OF CURBS AND GUTTERS, AND STORM WATER CONTROL.

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

Section 1. That the Board of Aldermen of the City of Perryville, Missouri, finds and declares that the resolution passed on the 21st day of May, 2019, deeming it necessary to improve Sycamore Road from its intersection with State Highway T, northerly 3,100 feet to the end of the city limits by improving said street in accordance with plans and specifications prepared by the City Engineer, the street to be improved by bringing the street to the established grade, construction of curbs and gutters, and storm water control, as provided in the City's Street Standards, was printed and published in The Republic/Monitor, a weekly newspaper printed and published in the City of Perryville, Missouri, on May 23, 2019, and May 30, 2019, and that a majority of the resident property owners of the land that would be liable for the cost of the improvement at the date of the passage of the resolution, who own a majority of front feet owned by residents of the City abutting on the part of the street proposed to be improved, have not, within ten days after the last publication of the resolution, filed with the City Clerk their protest against such improvements.

Section 2. That the above-described street shall be improved in accordance with the plans and specifications prepared by the City Engineer, the street to be improved by bringing the street to the established grade, construction of curbs and gutters, and storm water control, as provided in the City's Street Standards, are hereby ordered to be improved in accordance with the resolution heretofore adopted. The plans, specifications, and estimate, as well as the form of contract, prepared by the City Engineer are hereby adopted for said improvements. The work shall be paid for with special assessments issued against abutting property as provided by law and in accordance with the resolution heretofore adopted consistent with the City's Street Policy for street reconstruction projects.

Section 3. That the City Clerk shall advertise for bids to improve the aforesaid street within the City of Perryville, Missouri, for not less than two weeks in a weekly newspaper published in the City of Perryville, Missouri, all bids to be filed on or before 10:00 a.m. on the 18th day of July, 2019, any and all of which said bids may be rejected by the Board of Aldermen.

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

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

FIRST READING: June 18, 2019.

SECOND READING: July 2, 2019.

PASSED AND APPROVED this 2nd day of July, 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 Riney presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 5953, entering into an agreement with Parrot Film Company relative to pre-show advertising, 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 **PARROT FILM COMPANY** RELATIVE TO **LOCAL CINEMA PRE-SHOW ADVERTISEMENTS AT THE PERRY PARK CENTER THEATER**; 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. 5954, accepting General Warranty Deed, Permanent Easement, and Temporary Construction Easement from Mount Hope Cemetery Association, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PERRYVILLE, MISSOURI, TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTY, WHICH SAID PROPERTY IS PARTICULARLY SET FORTH IN THE ATTACHED GENERAL WARRANTY DEED.

Alderman Buerck presents motion, seconded by Alderman Martin, and on vote carried Bill No. 5955, accepting Easement Deed from Robert and Gladys Roy Trust, is read for the first time by title only. The heading is as follows:

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

Alderman Guth, as Chairman of the Public Works Committee, asks staff if property owners are contacted before our crews begin sinkhole easement repairs. Public Works Director Brown informs the Board that property owners are contacted before sinkhole repairs begin.

Alderman Guth also asks staff if the Recycling Committee has considered placing a recycling center closer to the city limits than the Sereno Recycling Center. City Administrator Buerck informs the Board that the Recycling Committee plans to focus on strengthening the Sereno Recycling Center before they talk about other possibilities.

Alderman Buerck, as Chairman of the Public Safety Committee, informs staff that he has noticed gravel on East Ste. Marie Street after a hard rain and asks that the gravel be removed from the street. After discussion regarding the possibility of the source of the gravel and the procedure used to remove the gravel from the street, the Board directs staff to check into how to eliminate any future problems with gravel in the street.

Alderman Guth, as Chairman of the Economic Development Committee, informs the Board that Economic Development Director Scott Sattler was in a motorcycle accident over the weekend. He also informs the Board that the EDA secretary, Lisa Buerck, has resigned her position.

City Administrator Buerck reports:

- **Recycling Survey Results** - For now, the Committee has decided to focus on creating a better drop-off experience at the Recycling Center in Sereno. We will be working with Regional Planning's solid waste management district to build a drive-through drop-off center, along with better material storage. Curbside could be reconsidered in the future if the market returns.

- **Intersection of St. Joseph and North Street Intersection** - Similar to last summer, this intersection has again heaved. The hope was it would be a one-time event but that is not the case. Our Street Superintendent has scheduled repairs to this intersection for next week, weather permitting.

- **Splash Pad Maintenance** - Also next week, staff will be closing the splash pad for 3 days (Monday – Wednesday) for repairs. The report of water loss has been traced to poor seals between the surface and the drains. After much discussion, staff decided it would be best to fix it now as all the water is going below the surface which presents a risk for more and larger problems later.

- **Transients** - For some reason, we have noticed what appears to be several transients around town. In and of itself, that is not against the law. However, staying in parks during closed hours or trespassing on private property is (provided there is a complaining party) is against the law. The park staff and PD are monitoring this situation and doing what can be done.

City Attorney Ludwig informs the Board that any trash left on city property can be confiscated and disposed of as typically handled by the department. After discussion, Mayor Baer asks staff to be aggressive and proactive regarding people using the park restrooms as their home.

- **DNR Workshop** – DNR will be holding a workshop in Perryville. We will help them facilitate the workshop.

- **Downtown Tree Removal Request** – The new owners of the 15 West restaurant location will soon be re-opening as “The Foundry.” They have requested that the tree in front of their restaurant be removed and replaced with shrubs because it blocks the sign on their building. The Downtown Revitalization Committee has reviewed this request and recommends it be approved.

After review, the Board agrees that the tree can be removed. City Administrator Buerck suggests that placement of the shrubs be delayed until the County informs us of their plans to landscape the courthouse.

City Engineer Baer reports:

- **Sewer Trunk Line Project** – Due to weather, this project has not yet gotten underway; however, the contractor has been reviewing submittals, etc., up to this point. It is expected construction of the project will get underway next week.

- **Sewer Pipeline Project** – These plans are being finalized.

- **Housing Projects** – Construction has begun on two houses in Redbud Court. The Winkler project on Sycamore Road is also under construction.

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

Alderman Riney asks that the Subway sign at the t-ball field be relocated because it is blocking the view of the game.

Alderman Guth asks if the scoreboard on Field 8 is working. Parks & Recreation Director Cadwell informs the Board that the scoreboard on Field 8 is working. Alderman Guth notes that the curb and landscape rocks at the Perry Park Center are looking unkempt and are in need of attention.

Alderman Schumer informs the Board that he noticed several big holes behind the curb on East Harvest Circle and asks that Public Works review this area.

Alderman Guth asks what was discovered at the culvert on Big Springs Boulevard. Public Works Director Brown informs the Board that the void crews found was not as big as expected. Crews sealed the entrance and cracks in the pipe.

Mayor Baer asks Parks & Recreation Director Cadwell for an update. Director Cadwell notes that the fireworks display is scheduled for Wednesday, July 3rd in the city park. He also tells the Board that CTS will be finalizing repairs to the HVAC in the gymnasium this week.

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 real estate matters in accordance with Section 610.021(2) RSMo; personnel matters in accordance with Section 610.021(3) RSMo; and 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.

Following discussion and review, it is upon motion by Alderman Riney, 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.

Alderman Buerck expresses his concerns about weeds growing next to Home Cemetery. City Administrator Buerck informs the Board that there are several properties in town that cannot be mowed due to the terrain.

There being no further business, it is upon motion by Alderman Riney, seconded by Alderman Buerck, and on vote carried, ordered that the Board now adjourn until Tuesday, July 16, 2019, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK