

September 1, 2020

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; Thomas Ludwig, City Attorney; and Amy Webb, HR Manager. Absent: City Clerk Tracy Prost.

Mayor Baer opens the meeting with the 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 August 18, 2020.

4. Approve bills for July 2020.

At this time Alderman Riney, Chairman of the Finance Committee, presents the following bills and invoices for the month of August, 2020, vendor checks numbered 116164 - 116569; and 11 ACH transfers; payroll checks numbered: 658566 - 658576.

The following bills are presented to be paid for the month of August, 2020. Board finds that \$397,707.31 is chargeable to and payable out of the General Revenue Account; \$32,985.93 is out of Airport; \$29,105.07 is out of Transportation Trust; \$151,433.17 is out of Perry Park Center; \$199.14 is out of Veterans Memorial Field; \$39.96 is out of TIF #2; \$20,476.42 is out of Street Improvement; \$41,845.54 is out of Refuse; \$278,683.17 is out of CWSS; \$92,698.94 is out of Gas Operation; and \$10,362.00 is out of WWTP Project. The Board, upon investigation, found the sum to be \$1,055,536.65.

5. Approve Pay Estimate 9 (Final) to Lappe Cement Finishing, Inc., relative to Sycamore Road Project - \$37,296.99.

6. Approve Final Engineer's Report relative to Sycamore Road Project.

7. Approve estimate from Utility, Safety & Design, Inc., regarding the Airport gas regular station and McBride gas regular station projects - \$71,126.00.

8. Approve purchase of new UV System Control Cabinet from Midwest Pool and Court – \$14,529.30.

9. Approve bids received for Ball Fields 4 and 8 Backstop and Fencing Replacement Project and award to Best Fencing per the recommendation of P&R Director Cadwell – \$23,400.00.

10. Approve specifications for Radio Console Equipment and Base Radio Transmitter for the Perryville Police and Fire Communications Division.

11. Approve recommendation from Asst. Chief Jones regarding streetlights on Winwood Court.

12. Approve Spoils Application from Vickie Moran of 150 Mohawk Lane.

13. Approve COVID procedures regarding mask use when social distancing is not possible for city employees.
14. Approve COVID-19 Reopening Plan for Parks & Recreation.

END OF CONSENT AGENDA

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

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

The Board of Aldermen consider whether or not to apply liquidated damages to Lappe Cement Finishing, Inc., totaling one day for contracted work associated with Sycamore Road. After discussion and review, Alderman Hudson makes a motion not to apply liquidated damages for the one day of overage on the Sycamore Road Project. Alderman Buerck seconds the motion, and on vote the motion carries.

At this time, the Board reviews the questions for the citizen survey. Alderman Schumer asks that an item be added regarding the value citizens place on recreational facilities that are not operated by the City of Perryville; e.g., the bowling alley, golf course, campground. He would like to know if the citizens would like the City to take over a recreational business that is no longer able to support itself. The Board agrees to add the question to the survey.

It is noted that a question regarding a skate park has been added to the survey.

Alderman Hudson comments that he thinks the City should be committed to fixing existing sidewalks in need of repairs before building new sidewalks. It is the consensus of the Board that repairing existing sidewalks become a priority over building new sidewalks

After discussion and review, it is the consensus of the Board to move forward with the citizen survey.

At this time, the City Administrator yearly evaluation forms are distributed for the Board. Alderman Guth suggests that the evaluation be less than annually. City Administrator Buerck notes that this yearly evaluation for his position mimics what is being done for all of the employees. Mayor Baer suggests that the Board members turn them in if they choose, but are not required to turn them in.

SECOND READINGS AND FINAL PASSAGE:

Now, at this time, the Board proceeds to approve Bill No. 6076, AN ORDINANCE ANNEXING CERTAIN ADJACENT TERRITORY INTO THE CITY LIMITS OF THE CITY OF PERRYVILLE, MISSOURI UNDER THE PROVISIONS OF SECTION 71.012 RSMO . Bill No. 6076 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. 6294 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6076

ORDINANCE NO. 6294

AN ORDINANCE ANNEXING CERTAIN ADJACENT TERRITORY INTO THE CITY LIMITS
OF THE CITY OF PERRYVILLE, MISSOURI UNDER THE PROVISIONS OF SECTION
71.012 RSMO.

WHEREAS, on the 21st day of July, 2020, a verified petition signed by R. David Crader, President of the Missouri's National Veterans Memorial, owner of the real estate hereinafter described requesting

annexation of said territory into the City of Perryville, Missouri, was filed with the City Clerk and the Board of Aldermen; and

WHEREAS, said real estate as hereinafter described is adjacent and contiguous to the present corporate limits of the City of Perryville, Missouri; and

WHEREAS, a public hearing concerning said matter was held at the Catalyst Center in the City of Perryville, Missouri, at the hour of 6:30 p.m. on the 4th day of August, 2020; and

WHEREAS, notice of said public hearing was given by publication of notice thereof, on the 23rd day of July, 2020, in The Perry County Republic-Monitor, a weekly newspaper of general circulation in the County of Perry, State of Missouri; and

WHEREAS, at said public hearing, all interested persons, corporations or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation; and

WHEREAS, no written objection to the proposed annexation was filed with the Board of Aldermen of the City of Perryville, Missouri, within 14 days after the date of the public hearing; and

WHEREAS, the Board of Aldermen of the City of Perryville, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the City; and

WHEREAS, the City is able to furnish normal municipal services to said area within a reasonable time after annexation;

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

Section 1. Pursuant to the provisions of Section 71.010 RSMO., as amended, the following described real estate is hereby annexed into the City of Perryville, Missouri:

PART OF A 62.35 ACRE TRACT AS RECORDED IN BOOK 379, PAGE 437 OF THE PERRY COUNTY DEED RECORDS AND BEING PART OF FRACTIONAL SECTION 12, TOWNSHIP 35 NORTH, RANGE 10 EAST OF THE FIFTH PRINCIPAL MERIDIAN, PERRY COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON POST ON THE EASTERLY LINE OF A 24.67 ACRE TRACT AS RECORDED IN BOOK 420, PAGE 839 OF SAID DEED RECORDS AND BEING THE MOST SOUTHERN CORNER OF A 0.92 ACRE TRACT AS RECORDED IN SAID BOOK 420, PAGE 839; THENCE ALONG THE SOUTHEASTERLY LINE OF SAID 0.92 ACRE TRACT NORTH 56 DEGREES 50 MINUTES 29 SECONDS EAST 55.11 FEET TO AN IRON PIN ON THE WESTERLY RIGHT-OF-WAY LINE OF STATE ROUTE "V" SAID PIN BEING ON A CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 1,607.28 FEET TO WHICH A RADIAL LINE BEARS NORTH 56 DEGREES 42 MINUTES 03 SECONDS EAST; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE, SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 680.82 FEET TO AN IRON PIN; THENCE SOUTH 09 DEGREES 01 MINUTES 46 SECONDS EAST 70.37 FEET TO AN IRON PIN AT THE INTERSECTION OF SAID WESTERLY RIGHT-OF-WAY LINE WITH THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROUTE "AC"; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE NORTH 82 DEGREES 37 MINUTES 56 SECONDS WEST 66.61 FEET TO AN IRON PIN; THENCE NORTH 86 DEGREES 03 MINUTES 57 SECONDS WEST 168.10 FEET TO AN IRON PIN ON THE SAID EASTERLY LINE OF A 24.67 ACRE TRACT; THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE NORTH 05 DEGREES 55 MINUTES 30 SECONDS WEST 652.93 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.67 ACRES.

SUBJECT OT ALL EASEMENTS AND RESTRICTIONS OF RECORD OR IN EFFECT.

AND

PART OF A 62.35 ACRE TRACT AS RECORDED IN BOOK 379, PAGE 437 OF THE PERRY COUNTY DEED RECORDS AND PART OF A 2.91 ACRE TRACT AS RECORDED IN BOOK 379, PAGE 439 OF SAID DEED RECORDS AND BEING PART OF FRACTIONAL SECTION 12, TOWNSHIP 35 NORTH, RANGE 10 EAST OF THE FIFTH PRINCIPAL MERIDIAN, PERRY COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A CONCRETE CORNER POST THE NORTHWEST CORNER OF UNITED STATES SURVEY 844 IN SAID TOWNSHIP AND RANGE AND BEING THE NORTHEAST CORNER OF SAID 62.35 ACRE TRACT; THENCE ALONG THE WESTERLY LINE OF SAID UNITED STATES SURVEY 844 SOUTH 08 DEGREES 05 MINUTES 51 SECONDS WEST 669.22 FEET TO AN IRON PIN ON THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROUTE "AC"; THENCE LEAVING SAID WESTERLY LINE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE NORTH 82 DEGREES 37 MINUTES 56 SECONDS WEST 606.17 FEET TO AN IRON PIN, THE BEGINNING OF A CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 2,080.00 FEET TO WHICH A RADIAL LINE BEARS NORTH 07 DEGREES 22 MINUTES 04 SECONDS EAST; THENCE WESTERLY ALONG SAID CURVE AN ARC DISTANCE OF 581.04 FEET TO AN IRON PIN; THENCE SOUTH 81 DEGREES 21 MINUTES 45 SECONDS WEST 163.00 FEET TO AN IRON PIN, THE BEGINNING OF A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 1,920.00 FEET TO WHICH A RADIAL LINE BEARS SOUTH 08 DEGREES 38 MINUTES 15 SECONDS EAST; THENCE WESTERLY ALONG SAID CURVE AN ARC DISTANCE OF 526.81 FEET TO AN IRON PIN; THENCE NORTH 78 DEGREES 49 MINUTES 09 SECONDS WEST 150.02 FEET TO AN IRON PIN; THENCE NORTH 82 DEGREES 37 MINUTES 56 SECONDS WEST 7.50 FEET TO AN IRON PIN ON THE EASTERLY LINE OF TRACT I AS RECORDED IN DOCUMENT #2011R03398 OF SAID DEED RECORDS; THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE NORTH 02 DEGREES 33 MINUTES 00 SECONDS WEST 119.11 FEET TO AN ALUMINUM POST THE NORTHEAST CORNER OF SAID TRACT I, THENCE ALONG THE NORTH LINE OF SAID TRACT I SOUTH 80 DEGREES 18 MINUTES 22 SECONDS WEST 87.52 FEET TO AN IRON PIN; THENCE LEAVING SAID NORTH LINE NORTH 04 DEGREES 48 MINUTES 19 SECONDS WEST 289.62 FEET TO AN IRON PIN; THENCE SOUTH 82 DEGREES 56 MINUTES 55 SECONDS WEST 219.10 FEET TO AN IRON PIN ON THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROUTE "V", BEING ON A CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 1,667.28 FEET TO WHICH A RADIAL LINE BEARS NORTH 72 DEGREES 17 MINUTES 58 SECONDS EAST; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE NORTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 453.76 FEET TO AN IRON PIN ON THE SOUTHEASTERLY LINE OF A 0.92 ACRE TRACT AS RECORDED IN BOOK 420, PAGE 839 OF SAID DEED RECORDS; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE NORTH 56 DEGREES 50 MINUTES 29 SECONDS EAST 255.68 FEET TO AN IRON PIN THE MOST EASTERN CORNER OF SAID 0.92 ACRE TRACT AND BEING ON THE SOUTHERLY LINE OF UNITED STATES SURVEY 2170 IN SAID TOWNSHIP AND RANGE; THENCE SOUTH 82 DEGREES 27 MINUTES 55 SECONDS EAST 2,450.53 FEET TO THE POINT OF BEGINNING AND CONTAINING 41.43 ACRES.

SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD OR IN EFFECT.

Section 2. The boundaries of the City of Perryville, Missouri, are hereby altered so as to encompass the above described tract of land lying adjacent and contiguous to the present corporate limits of the City.

Section 3. The City Clerk of the City is hereby ordered to cause three certified copies of this Ordinance to be filed with the County Clerk of Perry County, Missouri.

Section 4. That this Ordinance shall be in full force and effect from and after its passage and approval.

FIRST READING: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6077, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ETC INSTITUTE** RELATIVE TO **ADMINISTRATION OF CITY-WIDE COMMUNITY SURVEY**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6077 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. 6295 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6077

ORDINANCE NO. 6295

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ETC INSTITUTE** RELATIVE TO **ADMINISTRATION OF CITY-WIDE COMMUNITY SURVEY**; 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 in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **ETC Institute**. 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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6078, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ACRS, LLC** RELATIVE TO **BROADBAND FEASIBILITY STUDY**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6078 is read a second time on motion by Alderman Guth, seconded by Alderman Riney. Thereupon on motion by Alderman Guth, seconded by Alderman Buerck, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, 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. 6296 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6078

ORDINANCE NO. 6296

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ACRS, LLC** RELATIVE TO **BROADBAND FEASIBILITY STUDY**; 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 in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **ACRS, 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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6079, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A STATE BLOCK GRANT AGREEMENT BY AND BETWEEN THE CITY AND **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION** RELATIVE TO **AMENDMENT #4 TO AGREEMENT PROVIDING NON-PRIMARY ENTITLEMENT FUNDS PROJECT 16-063A-1 FOR RECONSTRUCTION OF T-HANGAR APRON PAVEMENT AND UPDATE/ DEVELOP EXHIBIT A PROPERTY LINE MAP AT THE PERRYVILLE MUNICIPAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6079 is read a second time on motion by Alderman Buerck, seconded by Alderman Riney. Thereupon on motion by Alderman Buerck, 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. 6297 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6079

ORDINANCE NO. 6297

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A STATE BLOCK GRANT AGREEMENT BY AND BETWEEN THE CITY AND **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION** RELATIVE TO **AMENDMENT #4 TO AGREEMENT PROVIDING NON-PRIMARY ENTITLEMENT FUNDS PROJECT 16-063A-1 FOR RECONSTRUCTION OF T-HANGAR APRON PAVEMENT AND UPDATE/ DEVELOP EXHIBIT A PROPERTY LINE MAP AT THE PERRYVILLE MUNICIPAL 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 State Block Grant Agreement, 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 State Block Grant Agreement;

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 State Block Grant Agreement marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Missouri Highways and Transportation Commission**. 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 State Block Grant Agreement.

2. That the Mayor be and she is hereby authorized and directed to execute said State Block Grant Agreement 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 State Block Grant Agreement.

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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6080, 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 **AVIATION PROJECT CONSULTANT SUPPLEMENTAL AGREEMENT NO. 2 RE PROJECT 16-063-A REGARDING UPDATE OF EXHIBIT "A" AT THE PERRYVILLE REGIONAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6080 is read a second time on motion by Alderman Martin, seconded by Alderman Schumer. Thereupon on motion by Alderman Martin, seconded by Alderman Hudson, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, 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. 6298 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6080

ORDINANCE NO. 6298

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 **AVIATION PROJECT CONSULTANT SUPPLEMENTAL AGREEMENT NO. 2 RE PROJECT 16-063-A REGARDING UPDATE OF EXHIBIT "A" AT THE 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 **Crawford, Murphy & Tilly, 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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, 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. 6081, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A STATE BLOCK GRANT AGREEMENT BY AND BETWEEN THE CITY AND **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION** RELATIVE TO **STATE BLOCK AGREEMENT FOR DESIGN OF SOUTHEAST TAXIWAY AND EAST APRON TAXILANE AT THE PERRYVILLE MUNICIPAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6081 is read a second time on motion by Alderman Buerck, seconded by Alderman Guth. Thereupon on motion by Alderman Buerck, 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. 6299 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6081

ORDINANCE NO. 6299

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A STATE BLOCK GRANT AGREEMENT BY AND BETWEEN THE CITY AND **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION** RELATIVE TO **STATE BLOCK AGREEMENT FOR DESIGN OF SOUTHEAST TAXIWAY AND EAST APRON TAXILANE AT THE PERRYVILLE MUNICIPAL 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 State Block Grant Agreement, 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 State Block Grant Agreement;

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 State Block Grant Agreement marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Missouri Highways and Transportation Commission**. 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 State Block Grant Agreement.

2. That the Mayor be and she is hereby authorized and directed to execute said State Block Grant Agreement 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 State Block Grant Agreement.

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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6082, 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 **AVIATION PROJECT CONSULTANT AGREEMENT RE PROJECT 20-063A-2 REGARDING RECONSTRUCTION OF THE SOUTHEAST TAXIWAY AND EAST APRON TAXILANE AT THE PERRYVILLE REGIONAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6082 is read a second time on motion by Alderman Buerck, seconded by Alderman Riney. Thereupon on motion by Alderman Buerck, 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. 6300 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6082

ORDINANCE NO. 6300

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 **AVIATION PROJECT CONSULTANT AGREEMENT RE PROJECT 20-063A-2 REGARDING RECONSTRUCTION OF THE SOUTHEAST TAXIWAY AND EAST APRON TAXILANE**

AT THE 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 **Crawford, Murphy & Tilly, 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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6083, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **COUNTY OF PERRY, MISSOURI**, RELATIVE TO **MUNICIPAL COURT TRANSITION COOPERATIVE AGREEMENT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6083 is read a second time on motion by Alderman Riney, seconded by Alderman Buerck. Thereupon on motion by Alderman Riney, seconded by Alderman Buerck, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, 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. 6301 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6083

ORDINANCE NO. 6301

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **COUNTY OF PERRY, MISSOURI**, RELATIVE TO **MUNICIPAL COURT TRANSITION COOPERATIVE AGREEMENT**; 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 in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **County of Perry, Missouri**. 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: August 18, 2020.

SECOND READING: September 1, 2020.

PASSED AND APPROVED this 1st day of September, 2020, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

FIRST READINGS:

Alderman Martin presents motion, seconded by Alderman Guth, and on vote carried Bill No. 6084, amending Title 10, Chapter 10.20 of the Code of Ordinances relative to Prohibited Parking Schedule (Brenda Avenue), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.20, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, AND SPECIFICALLY THE "PROHIBITED PARKING SCHEDULE" ADOPTED THEREIN AND ESTABLISHED BY ORDINANCE NO. 3618 RELATING TO ADDITIONAL PARKING RESTRICTIONS IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Alderman Buerck presents motion, seconded by Alderman Guth, and on vote carried Bill No. 6085, amending Title 10, Chapter 10.16 relative to protective motorcycle headgear, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.16, SECTION 10.16.100, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PROTECTIVE HEADGEAR; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Riney presents motion, seconded by Alderman Guth, and on vote carried Bill No. 6086, entering into an agreement with Best Fencing relative to Fence Replacement Project for Ball Fields 4 and 8, 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 **BEST FENCING** RELATIVE TO **FENCING REPLACEMENT PROJECT AT BALL FIELDS 4 AND 8**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Martin presents motion, seconded by Alderman Riney, and on vote carried Bill No. 6087, levying a special assessment for the improvement of Sycamore Road, and issuing tax bills therefor, is read for the first time by title only. The heading is as follows:

AN ORDINANCE LEVYING A SPECIAL ASSESSMENT 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 IN THE CITY OF PERRYVILLE, MISSOURI, AND AUTHORIZING THE ISSUING OF TAX BILLS THEREFOR.

Mayor Baer asks for Committee Reports. There were no reports at this time.

City Administrator Report:

- **Hope Volleyball Game Cancelled** - We were recently notified the HOPE volleyball game between PHS and SV has been cancelled. In addition, just today we learned the Border War Basketball tournament on December 19 was also cancelled.
- **Fall Cleanup – October 12-16** - Although the spring cleanup was cancelled, it is staff's intention to proceed with the scheduled Fall cleanup.
- **Leaf Season – begins October 19** - Right after fall cleanup will begin this year's leaf season. It will normally run through the end of the year and be followed with an additional week in late winter/early spring.
- **Electric Charging Station Location Sought (copy)** - MoDNR has expressed its desire for a commuter charging station here in Perryville. Ideally, it would be located near the interstate. This is an 80/20 cost-share program made possible by the VW settlement. A suitable partner is still being sought.
- **BOTS event – Saturday, September 19 @ 1pm** - Although significantly scaled back, this year's event remains scheduled for Saturday the 19th. This is designed to accommodate the pilgrimage bikes from across the state that are already planning for MIA/POW day. This year's speakers include two Medal of Honor recipients including a retired US Army Major General and a retired Kansas National Guard Colonel. The ceremony will occur at 1pm at the Downtown Plaza.

- **Square Trees** - We continue to work with the Missouri Department of Conservation (MDC) and Downtown Revitalization Committee (DTR) on our plan for downtown trees. At this afternoon's meeting, DTR seemed to prefer far fewer trees, similar to this Board's desire, than I had originally thought. We continue to work through this plan and will present the final version to the Board for approval. At any rate, everyone agrees the existing trees need to be removed. We would like to begin that process in the near future to make sure we are fully ready when the time comes to plant. In addition, it would draw attention to the project along with additional feedback. We will meet with MDC regarding the type of trees to make sure we get the right combination of trees. Everyone agrees that the existing trees are bad, so we want to pull those out. The designated tree areas have a concrete box planted in the ground. To help the trees get water and grow, the bottoms of the concrete boxes are removed. Staff would like to hire Rob Roy Nursery to take out the final stump since they are the most familiar with the site and the process required to do the job safely.

After discussion and review, it is the consensus of the Board that the trees around the Square be removed.

- **DHSS Community Testing** - We continue to see really high numbers for COVID. Just today, District #32 announced it would be transitioning to online classes for the next couple weeks. In light of this activity, DHSS has remobilized a free community-wide testing day in Perryville, tentatively planned for September 19 in City Park. Pre-registration will be required.

- **MOSA Downtown Protest** – The Police Department has been informed that a protest for Black Lives Matters will be held around the Square this weekend. The final Cruise-In will also be held at this time. The streets will be blocked off because of the Cruise-In. We expect a peaceful protest.

Alderman Hudson asks if open Public Works positions have been filled. City Administrator Buerck informs the Board that interviews are scheduled.

Mayor Baer asks the Board for any concerns, comments, or other non-action items they would like to present. No items were presented.

Now, at this time, upon motion by Alderman Buerck, seconded by Alderman Hudson, it is ordered that the Board now convene into closed session to discuss contractual matters in accordance with Section 610.021(9) RSMo; and real estate matters in accordance with Section 610.021(2) 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.

There being no further business, it is upon motion by Alderman Schumer, seconded by Alderman Hudson, and on vote carried, ordered that the Board now adjourn until Tuesday, September 15, 2020, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK