

October 6, 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; Tracy Prost, City Clerk; and Thomas Ludwig, City Attorney.

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 September 15, 2020.

4. Approve bills for September 2020.

At this time Alderman Riney, Chairman of the Finance Committee, presents the following bills and invoices for the month of September, 2020, vendor checks numbered 116570 – 116676; 11 ACH transfers; payroll checks numbered: 658577 - 658582.

The following bills are presented to be paid for the month of September, 2020. Board finds that \$482,462.90 is chargeable to and payable out of the General Revenue Account; \$49,896.69 is out of Airport; \$35,673.43 is out of Transportation Trust; \$152,618.71 is out of Perry Park Center; \$1,086.64 is out of Veterans Memorial Field; \$246.86 is out of TIF #2; \$28,348.25 is out of Street Improvement; \$46,096.20 is out of Refuse; \$220,763.70 is out of CWSS; \$116,540.80 is out of Gas Operation; and \$12,012.53 is out of WWTP Project. The Board, upon investigation, found the sum to be \$1,145,746.71.

5. Approve Invoice 15123 to Blue Valley Public Safety, Inc., relative to the purchase and installation of three warning sirens - \$42,935.00.

6. Accept Waiver of all Rights and approve invoice from Christine DeShazo d/b/a Spectrum Graphics Design relative to East Ste. Marie Street Mural - \$11,250.00.

7. Approve request from PC Heritage Tourism Director Trish Erzfled relative to improvements to city parking lot on East Ste. Marie Street.

8. Approve bids for Perry Park Center Locker Room Renovation Project and award to Zoellner Construction Co., Inc., per the recommendation of Dille Pollard Architectural Firm - \$293,000.00.

9. Approve bid for Radio Console Equipment and Base Radio Transmitter for the Perryville Police and Fire Communications Division and award to JCS Wireless of Cape Girardeau per the recommendation of Major Bill Jones - \$52,643.00.

10. Approve quotes received for winter salt and award to Morton Salt - \$77.29 per ton.

11. Approve marketing proposal from Parks & Recreation staff regarding movie ticket sales and theater rental at the Perry Park Center.

12. Approve request from Perryville Development Corporation to Redbud Court streetlights to City's streetlight electric list.
13. Approve list of Parks & Recreation items for Purple Wave Auction.
14. Approve recommendation from MoDot to install a "No Parking to Corner" sign on the south side of West Grand Avenue and to paint a double yellow stripe at its intersection with Highway 51 for approximately 125 feet.
15. Approve request from St. Vincent DePaul Parish to retain "No Parking 2:00 pm to 3:00 pm Mon-Fri" signs.
16. Approve request from St. Vincent Alumni President, Clint Brown, to shoot fireworks at their homecoming celebration on October 16, to provide police assistance with the annual homecoming parade, and allow them to use the city park to line up for the parade.
17. Approve Airport Runway Length Justification proposal from Crawford, Murphy & Tilly.
18. Approve repairs to Miles Road.

#### **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. Alderman Buerck seconds the motion, and on vote the motion carries.

The Board of Aldermen considers the proposed plan presented by City Administrator Buerck for the replacement of the trees around the Downtown Square. City Administrator Buerck informs the Board that the property owners around the Square, Downtown Revitalization Committee, County Commissioners, and Board of Aldermen were invited to attend a meeting on October 6, 2020, to determine which trees they prefer in front of their property. He informs the Board that those in attendance wrote their selection down on a chart and that Aaron Roy of Rob Roy Nursery worked with the City Clerk to fill in the remaining areas with selections he felt would work best in the area.

Alderman Hudson expresses his opinion that he is not in favor of placing trees back around the Square; noting that several people have told him they like it without the trees. He also states that he has concerns about the size of the trees and maintenance regarding the trees.

Alderman Riney states that he thinks trees would look better around the Square and is in favor of listening to the decisions of the property owners around the Square; however, he does not like the Purple Beech tree because it appears it will cause a sticky surface on the sidewalks during certain times of the year. Aldermen Schumer and Martin agree with the process used to determine the type of trees. Alderman Buerck also agrees with the process but prefers the Purple Beech tree be removed from the choices.

Discussion is also held regarding ongoing maintenance of the trees. City Administrator Buerck informs the Board that the Downtown TIF funds could be used to pay for maintaining the trees.

After discussion and review, Alderman Riney makes a motion to accept the proposed plan for the trees around the Downtown Square. Alderman Schumer seconds the motion. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, nay; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, five; nay, one. Motion carries.

City Administrator Buerck informs the Board of Aldermen that staff proposes to remove the nandinas and liriopes that were planted in some of the planter boxes around the Downtown Square several years ago.

These would be replaced with the trees approved above and are part of the tree project with the Missouri Department of Conservation. Staff suggests these bushes be replanted in the city parks.

After discussion and review, Alderman Guth makes a motion to remove the nandinas and liriopes from the Downtown Square boxes and move them to the city parks. Motion is seconded by Alderman Riney, and on vote the motion carries.

City Administrator Buerck informs the Board that staff would like to add diversity to the park system by working with MDC to add natural areas of lower maintenance vegetation to what are otherwise wet areas in Northdale Park, Feltz Street Park, and near Crevice Cave. He explains that these plantings are different than what was done previously in City Park in that these areas will be planted less densely which will allow for the plants to “grow together” over time. He tells the Board that this process would help control weeds in the area and would keep our mowers out of the wet areas. Alderman Buerck says he is in favor of the idea as long as it does not cause water backup into anyone’s homes. Mayor Baer notes that this process would assist with the Grotto Sculpin Plan.

After discussion and review, Alderman Riney makes a motion to approve the plan to add natural areas at Northdale Park, Feltz Street Park, and near Crevice Cave. Alderman Martin seconds the motion, and on vote the motion carries.

City Administrator Buerck presents a proposed sidewalk installation agreement for the Board’s review. He informs the Board that the budget included a new program where the City would work with property owners to install sidewalks upon the property owner’s request, which is different from past programs where city staff selected sidewalk locations and then self-installed the sidewalk. He explains that in this scenario, property owners would select a contractor of their choosing and the City would reimburse all costs up to an established square foot price that would be reestablished annually by the City Engineer and based on local costs. He notes that this process is similar to what the City successfully did in the past with Project Dry Basement.

After discussion and review, Alderman Hudson makes a motion to approve the proposed sidewalk installation agreement process. Alderman Riney seconds the motion, and on vote the motion carries.

City Administrator Buerck informs the Board that staff recently found a city ordinance that requires property owners to remove abandoned signs and poles. He tells the Board that, upon review, there are far more of these situations than we realized and it appears our community has simply learned to look past these poles, in some cases for many, many years. He notes that staff typically works to enforce the rules we have been given but, since this has not been done in the past, staff wants to make sure we understood how the Board wants us to proceed.

After discussion and review, it is the consensus of the Board that staff revise the existing ordinance to include items such as the time allowed for a sign to remain if a property is no longer used by the original owner but is in transition of being sold and to include an inspection requirement.

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

Now, at this time, the Board proceeds to approve Bill No. 6089, 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. Bill No. 6089 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, abstain. Totals: aye, five; nay, none; abstention, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6307 of the City of Perryville, and is in words and figures 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.

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

Section 1. The Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby accept the General Warranty Deed from **KENNITH D. LAYTON AND MIRIAM T. LAYTON**, which is attached hereto, subject to all of the terms and conditions therein expressed.

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

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

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

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

FIRST READING: September 15, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 2020, by a vote of 6 ayes, 0 nays, 1 abstention, 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. 6090, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **OPTUMHEALTH CARE SOLUTIONS, LLC** RELATIVE TO **OPTUM FITNESS PASSPORT PROGRAM**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6090 is read a second time on motion by Alderman Martin, seconded by Alderman Guth. Thereupon on motion by Alderman Martin, 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. 6308 of the City of Perryville, and is in words and figures as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **OPTUMHEALTH CARE SOLUTIONS, LLC** RELATIVE TO **OPTUM FITNESS PASSPORT PROGRAM**; 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 **OPTUMHEALTH CARE SOLUTIONS, 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: September 15, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 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. 6091, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **WESTERN DIESEL SERVICES, INC. d/b/a CK POWER** RELATIVE TO **GENERATOR MAINTENANCE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6091 is read a second time on motion by Alderman Riney, seconded by Alderman Martin. Thereupon on motion by Alderman Riney, 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. 6309 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6091

ORDINANCE NO. 6309

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **WESTERN DIESEL SERVICES, INC. d/b/a CK POWER** RELATIVE TO **GENERATOR**

**MAINTENANCE**; 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 **Western Diesel Services, Inc., d/b/a CK Power**. 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: September 15, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 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 AND SECOND READINGS AND FINAL PASSAGE:**

Now, at this time, Bill No. 6092, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CGI COMMUNICATIONS** RELATIVE TO **2020 COMMUNITY VIDEO PROGRAM**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR, is read with an emergency clause for the first time upon motion by Alderman Riney, seconded by Alderman Buerck. On motion by Alderman Riney, seconded by Alderman Buerck, and on vote carried, Bill No. 6092 is read for the second time. 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 showing the aye and nay vote showed as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, 6; nay, 0. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6310 of the City of Perryville, and is in words and figures as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CGI COMMUNICATIONS** RELATIVE TO **2020 COMMUNITY VIDEO PROGRAM**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, 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, Missouri, approve the contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, Missouri, a municipal corporation, and **CGI Communications**. 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, Missouri, that the City enter into said contract.

2. That the Mayor of the City of Perryville, Missouri, 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, Missouri, 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. The Mayor and 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: October 6, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 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, Bill No. 6093, AN ORDINANCE ACCEPTING THE PLAT OF CRUMP SUBDIVISION; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT

THEREWITH, is read for the first time with an expedite clause for matters related to zoning as found in Title 17 of the Code of Ordinances upon motion by Alderman Guth, seconded by Alderman Riney. On motion by Alderman Guth, seconded by Alderman Riney, and on vote carried, Bill No. 6093 is read for the second time. 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 showing the aye and nay vote showed as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, 6; nay, 0. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6311 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6093

ORDINANCE NO. 6311

AN ORDINANCE ACCEPTING THE PLAT OF CRUMP SUBDIVISION; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, David J. Crump has platted Crump Subdivision as located within the corporate limits of the City of Perryville, Missouri; and,

WHEREAS, the developer has installed required improvements; and,

WHEREAS, the developer has complied with all of the city ordinances and, in particular, Title 17 of the Code of Ordinances of the City of Perryville, Missouri.

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

Section 1. The Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby accept the final plat of Crump Subdivision, which is attached hereto as Exhibit A, including all easements, right-of-way streets and improvements indicated thereon and subject to the terms and conditions expressed therein.

Section 2. The Mayor and City Clerk of the City of Perryville, Missouri, are hereby authorized to do all acts and execute all instruments appropriate and necessary to accept said plat.

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

Section 4. That the Mayor and Board of Aldermen of the City of Perryville, Missouri, hereby declare this ordinance to be a matter related to zoning as found in Title 17 of this Code which has previously been reviewed and approved by the City Planning and Zoning Commission and for that reason this ordinance may be acted on in one meeting.

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

FIRST READING: October 6, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 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, Bill No. 6094, AN ORDINANCE ACCEPTING THE PLAT OF WINWOOD ESTATES SEVENTH ADDITION; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH, is read for the first time with an expedite clause for matters related to zoning as found in Title 17 of the Code of Ordinances upon motion by Alderman Riney, seconded by Alderman Hudson. On motion by Alderman Riney, seconded by Alderman Hudson, and on vote carried, Bill No. 6094 is read for the second time. Thereupon on motion by Alderman Riney, seconded by Alderman Hudson, and on vote carried, it is ordered that the Bill be placed on final passage. Roll call showing the aye and nay vote showed as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, 6; nay, 0. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6312 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6094

ORDINANCE NO. 6312

AN ORDINANCE ACCEPTING THE PLAT OF WINWOOD ESTATES SEVENTH ADDITION; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, Winwood Enterprises LLC has platted Winwood Estates Seventh Addition as located within the corporate limits of the City of Perryville, Missouri; and,

WHEREAS, the developer has installed required improvements; and,

WHEREAS, the developer has complied with all of the city ordinances and, in particular, Title 17 of the Code of Ordinances of the City of Perryville, Missouri.

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

Section 1. The Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby accept the final plat of Winwood Estates Seventh Addition, which is attached hereto as Exhibit A, including all easements, right-of-way streets and improvements indicated thereon and subject to the terms and conditions expressed therein.

Section 2. The Mayor and City Clerk of the City of Perryville, Missouri, are hereby authorized to do all acts and execute all instruments appropriate and necessary to accept said plat.

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

Section 4. That the Mayor and Board of Aldermen of the City of Perryville, Missouri, hereby declare this ordinance to be a matter related to zoning as found in Title 17 of this Code which has previously been reviewed and approved by the City Planning and Zoning Commission and for that reason this ordinance may be acted on in one meeting.

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

FIRST READING: October 6, 2020.

SECOND READING: October 6, 2020.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 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 Schumer, and on vote carried Bill No. 6095, entering into an agreement with Missouri Department of Conservation relative to Tree Resource Improvement and Maintenance (TRIM) Grant, 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 **MISSOURI DEPARTMENT OF CONSERVATION** RELATIVE TO **AWARD OF TREE RESOURCE IMPROVEMENT AND MAINTENANCE (TRIM) GRANT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Riney presents motion, seconded by Alderman Guth, and on vote carried Bill No. 6096, accepting easement deeds from property owners on Robb Street, 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 DEEDS.

Alderman Martin presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6097, entering into an agreement with Zoellner Construction Co., Inc., relative to Perry Park Center Locker Room Improvements Project, 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 **ZOELLNER CONSTRUCTION CO., INC.**, RELATIVE TO **PERRY PARK CENTER LOCKER ROOM IMPROVEMENTS PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Guth presents motion, seconded by Alderman Riney, and on vote carried Bill No. 6098, entering into an agreement with Johnson Communications Service Inc., d/b/a JCS Wireless relative to Police Department Communication Equipment, 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 **JOHNSON COMMUNICATIONS SERVICE, INC., d/b/a JCS WIRELESS** RELATIVE TO **POLICE DEPARTMENT COMMUNICATION EQUIPMENT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Mayor Baer asks for Committee Reports.

Alderman Guth, as Chairman of the Economic Development Committee, asks EDA Director Sattler to update the Board on any economic development activity. Director Sattler informs the Board that his office has been working on transportation issues within the community over the past two years and that our community was selected from the National Center for Mobility Management to be one of four communities in the country to work with them on a planning grant. He notes that SMTS buses do not run after 2:00 p.m. or on weekends; therefore, the service is not available to anyone needing a ride to evening or weekend jobs or to get to healthcare facilities after 2pm or on the weekend. He also informs the Board that he has entered into an agreement with the University of Missouri to be a small business development center affiliate site, which gives the community resources for counseling, mentoring, and workshops for small businesses and entrepreneurship, which fits the goal of the Catalyst Center.

City Administrator Report:

- **Fall Clean-Up scheduled for week of October 12-16** - This service will run next week. The spring pickup was cancelled due to COVID.
- **Leaf Removal begins October 19 through Dec 23** - Just a reminder this curbside leaf pick-up will begin in 2 weeks.
- **PC Health Department Flu Clinic – Oct 13 and 27 at PPC 9am to 6pm** - The Health Department is hosting its community-wide flu clinic at the Perry Park Center. Our employees are encouraged to attend and provisions will be made for those interested. Associated fees will be billed to our insurance.
- **City Website and New City of Perryville App - Oct 29** - We are very excited to announce the new website is in its final stages of development. Gina has done a phenomenal job of leading us through this process. Most exciting is this new version of the website will also include a City of Perryville application for smart phones. This application will put many of our most popular pages at your fingertips and also allow for the after-hour scheduling of building inspections, signing up for leagues, and will give our employees the ability to enter the employee portal through the app.
- **Pool Connection to City Sewer** - We budgeted nearly \$120k for this project. Our City Engineer confirmed that there was, in fact, an existing connection between the pool and the sewer so this project will be unnecessary and instead the funds will be used to help support the locker room remodel which came in a bit higher than expected.
- **Halloween Activities** - At this point, Halloween activities such as Trick-or-Treating will continue to occur organically and there is no intention of putting notice out to cancel it. The Chamber's moonlight madness event is also coming together for downtown retailers.
- **City Survey** - City surveys were mailed last week and started hitting mailboxes today. The survey does not have a "hard closing" date but will instead continue until enough responses are received. We estimated this will take 4-6 weeks.
- **P&R Sponsorship Brochure** - Aarica Stevenson did a fabulous job of putting this brochure together and has already netted several big sponsorships. She is a talented lady and represents us very well.
- **National Shrine of the Miraculous Medal** - For the sake of clarity, they have settled on the above listed name which will be shortened when necessary to National Shrine. All of us using this common name will serve to help their promotional efforts.
- **Route AC Annexation** - Staff is working with MoDOT to clean up the annexation at the intersection of TG Way and Route AC to ensure it is entirely within the City limits. It was suggested at the same time we annex the road portion all the way to Highway 51. This is entirely logical and will greatly aid the PD in knowing who is responsible for both patrol and traffic accidents along that road.

- **Anthem BC/BS Wellness Program** - Part of our Anthem insurance includes \$5,000 for wellness incentives. This is a nice gesture for new customers and will give us a way to encourage and reward certain healthy behaviors. Any program will ultimately need Anthem's approval but staff will begin working to put something together.

- **WWTP Progress Presentation** - We are nearing a decision on the treatment technology. At the same time, we are working through projected engineering costs to make sure things are not being estimated twice. For example, inspection services provided by the owner's representative and the engineering team. It is our hope to have a recommendation for Board approval at our next meeting.

- **NASA Advisory Council Appointment of Trish Erzfeld** - Trish Erzfeld was contacted by a NASA committee that is planning and coordinating for the next eclipse in 2024. This is an exciting opportunity for our community and we are very proud of the job Trish continues to do in this role.

- **Chamber Dinner – October 22** - I will be unavailable but would like to make sure I know how many tickets the Board might need for this event.

City Engineer Report:

- **Perryville Shared Use Path Project (concrete trail from Miget Park to Soccer Complex)**

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The contractor should be completing loose-end projects this week and final inspection will be held. It is expected the final pay estimate will be on the next agenda and then we can close-out the grant.

- **2020 Street Improvement Project** – The concrete has been poured on Trade Winds; water line is installed on Robb Street; and the contractor should start to pour the concrete streets.

Alderman Guth asks that the property owners along Robb Street be informed that they may see an issue with their water heaters due to the increased water pressure. City Engineer Baer states that staff will inform the property owners.

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

Alderman Guth asks Parks & Recreation Director Cadwell to view all of the workout stations situated around the trail in City Park. He notes that each one has a 4-6" drop off that needs to be brought to grade with the sidewalk.

Now, at this time, upon motion by Alderman Schumer, seconded by Alderman Riney, 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, 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 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, aye; Douglas K. Martin, aye; Larry Riney, aye; David J. Schumer, aye. Totals: aye, six; nay, none.

City Administrator Buerck informs the Board of Aldermen that City Hall staff has asked if the Board would consider lessening the mask requirement, noting that they would wear their masks when they

couldn't social distance and when visitors came to their office. City Administrator Buerck also suggests that other City departments be allowed to lessen the requirement if they so choose.

After discussion and review, it is the consensus of the Board of Aldermen to allow City employees to lessen the mask requirement.

Alderman Buerck tells the Board of Aldermen that he was made aware of another incident between the two local wrecker companies. He states that this incident happened on Interstate 55 and was being handled by the Highway Patrol. He was informed that the Highway Patrol was going to take the matter to someone higher in their department. Alderman Buerck says he is concerned about this matter and asks that we continue to monitor the situation and see if there is some way that we can help alleviate further incidents.

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, October 20, 2020, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK