

March 15, 2016

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

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

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

Mr. Steve Keller, of 817 West Ste. Marie Street, addresses the Board of Aldermen regarding the proposed change to the park hours. He states that his family utilizes the park during later night hours and does not feel it is fair to only allow sponsored events to be held after hours. He requests the Board reconsider the 11:00 p.m. curfew.

Mr. Eric Lappe, of 7 Lakeside Drive, states that he gets off work later in the evening and would like to continue utilizing the park after work.

Mr. Matthew Keller, of 817 West Ste. Marie Street, states that he also gets off work later in the evening and likes to play sand volleyball, soccer, and tennis at night in the park.

Ms. Cheryl Layton, of 20 North Waters Street, informs the Board that she is a teacher in the community and sees no reason for a change in the hours of the park. She states that her family members live close to the park near one of the parking lots and she would like to see the current ordinances enforced.

Parks & Recreation Director Cadwell explains the reason that the curfew modification was recommended. He notes that it is common for most parks to close at dark or, at the latest, 11 pm.

Assistant Chief of Police Jones agrees that the proposed curfew hour of 11:00 p.m. is not too restrictive. He also informs the people in attendance that the Police Department does not have the manpower to have an officer patrol only the park.

City Administrator Buerck states that the Board of Aldermen will have time to consider the matter and it will be placed on the April 5th agenda.

Alderman Schumer states that he wants to consider the recommendation of the Park Board as well.

Ms. Yvonne Romann, of 319 Hidden Valley Lane, commends the Board of Aldermen on the wonderful job they do for the community. She also commends Officer Bill Buerck for the job he performs at the dog pound.

CONSENT AGENDA ITEMS

4. Approve minutes from meeting of March 1, 2016.
5. Approve Financial Report for February, 2016.
6. Approve Contract Modification 1 to Hurst-Rosche for Water System Improvement Phase I – Task 5 – Tank 4 - \$2,500 addition.
7. Approve Pay Estimate 3 from Mike Light Cement Finishing, Inc. for 2015 Sidewalk Improvement Project - \$13,232.48.

8. Approve Invoice No.24740 from Artisan Contracting, LLC relative to Water Treatment Plant Ultra Violet Disinfection Improvement Project - \$79,935.26.
9. Approve Pay Estimate 1 to Kiefner Brothers Construction for Perryville Municipal Airport Fuel Farm Project - \$48,100.95.
10. Approve Festival Application for Temporary Outdoor Consumption Permit request from Perryville Downtown Revitalization Committee to host Cruise In, Home Brewfest, Pinup Girl Contests, and Rocktober Fest events in 2016. This request includes street closings and providing trash cans, picnic tables, and port-a-potties for the events.
11. Approve request for Retail Liquor by Drink—Caterers (RBDC) license for Knights of Columbus to serve alcohol in their parking lot at 31 Church Street on Saturday, May 7, 2016 (Mayfest).
12. Approve plans and specifications for 2016 Grand Avenue Improvements and authorize the City Clerk to advertize for bids.
13. Approve Perryville Police Department Operations Manual Revision GO-01-0601.

END OF CONSENT AGENDA

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

Alderman Riney presents motion to approve the Consent Agenda. Alderman Hudson seconds the motion, and on vote the motion passes.

Mrs. Charlotte Craig, President of the Southeast Chapter of the Humane Society, presents information to the Board of Aldermen about the organization. She informs the Board that, at some point, their organization will be unable to accept animals from Perryville because of the cost involved in caring for them. She asks the Board to consider entering into an agreement with the Southeast Chapter of the Humane Society. She notes that last year, their organization aided 67 animals from Perryville at an estimated cost of \$3,500.00.

After discussion and review, the Board of Aldermen took the request under advisement.

At this time, EDA Director Scott Sattler presents information to the Board of Aldermen regarding a request by the Perryville Downtown Revitalization Committee to offer a Downtown Market on the Square on Tuesday evenings from 5:00 p.m. to 7:00 p.m. They propose the Downtown Market would provide more than just produce, and will be a non-alcohol event.

He also presents a request for the Board's consideration regarding a Farm-to-Table Dinner to be held late in the summer.

After discussion and review, Alderman Riney makes a motion to approve the requests from the Downtown Revitalization Committee for a Downtown Market and Farm-to-Table Dinner. Alderman Guth seconds the motion, and on vote the motion carries.

RESOLUTION:

After discussion and review, Alderman Riney makes a motion to accept the Park Master Plan. Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2016-01

**A RESOLUTION ACCEPTING THE
PARK MASTER PLAN**

WHEREAS, the City of Perryville previously authorized the Southeast Missouri Regional Planning Commission to prepare a Park Master Plan; and

WHEREAS, this plan has been reviewed by the Mayor and Board of Aldermen.

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

That the Mayor and Board of Aldermen of the City of Perryville, Missouri, after consideration hereby accept the Park Master Plan.

PASSED AND APPROVED this 15th day of March, 2016, 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

SECOND READING AND FINAL PASSAGE:

Now, at this time, the Board proceeds to approve Bill No. 5505, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HEARTLAND FARM & LAND LP** RELATIVE TO **COMPENSATION FOR UTILITY EASEMENTS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5505 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; Gary J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5735 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5505

ORDINANCE NO. 5735

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HEARTLAND FARM & LAND LP** RELATIVE TO **COMPENSATION FOR UTILITY EASEMENTS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a

municipal corporation, and **Heartland Farm & Land LP**. 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: March 1, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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. 5506, AN ORDINANCE AMENDING THE 2015-16 BUDGET, AS APPROVED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000. Upon motion by Alderman Buerck, seconded by Alderman Hudson, and on vote carried, Bill No. 5506 is removed from the agenda. (No amendments were made in the budget this year)

Now, at this time, the Board proceeds to approve Bill No. 5507, AN ORDINANCE APPROVING THE 2016-17 BUDGET, AS AMENDED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000. Bill No. 5507 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; Gary J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5736 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5507

ORDINANCE NO. 5736

AN ORDINANCE APPROVING THE 2016-17 BUDGET, AS AMENDED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000.

WHEREAS, the budget officer of the City of Perryville, Missouri, has heretofore presented to the Mayor and Board of Aldermen a proposed budget for the City of Perryville, Missouri; and

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, after due consideration of said proposed budget, deem certain amendments necessary thereto; and

WHEREAS, the budget officer of the City of Perryville, Missouri, has heretofore presented the Mayor and the Board of Aldermen an amended budget for the 2016-17 fiscal year of the City of Perryville, Missouri; and

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, being mindful of the requirements of Section 67.010, et seq., RSMo, 2000, deem it desirable to approve said budget by ordinance.

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

Section 1. That the Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby approve the 2016-17 proposed budget as submitted by the City budget officer and as heretofore reviewed and amended by the Mayor and Board of Aldermen of the City of Perryville, Missouri.

Section 2. That in accordance with Section 67.030, the Mayor and Board of Aldermen are mindful of limitations on amendment of the budget for the fiscal year 2016-17 as made and provided in said section.

Section 3. That the Mayor and Board of Aldermen of the City of Perryville, Missouri, approved the amended budget for the year 2016-17 for the City of Perryville, Missouri, being mindful of the provisions of Section 67.040, RSMo, 2000, and that said section requires that any changes in expenditures set forth in this approved budget can only be effectuated upon showing that said increase in expenditures has been approved by formal ordinance of the Mayor and Board of Aldermen of the City of Perryville, Missouri.

Section 4. That attached hereto, marked Exhibit A, and incorporated herein as if fully set forth is the amended budget for fiscal year 2016-17 for the City of Perryville, Missouri, as amended heretofore by the Mayor and Board of Aldermen.

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

FIRST READING: March 1, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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. 5508, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **GREEN VIEW LAWN CARE LLC** RELATIVE TO **MOWING NEIGHBORHOOD MINI-PARKS AND THREE LOTS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Upon motion by Alderman Hudson, seconded by Alderman Guth, and on vote carried, Bill No. 5508 is removed from the agenda. (Mr. Johnson has withdrawn his bid due to time constraints.)

Now, at this time, the Board proceeds to approve Bill No. 5509, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **R.E. PEDROTTI CO., INC.**, RELATIVE TO **SCADA MODIFICATIONS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE

SIGNATURE OF THE MAYOR. Bill No. 5509 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. Thereupon on motion by Alderman Buerck, seconded by Alderman Martin, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; Gary J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5737 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5509

ORDINANCE NO. 5737

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **R.E. PEDROTTI CO., INC.**, RELATIVE TO **SCADA MODIFICATIONS**; 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 **R.E. Pedrotti Co., 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: March 1, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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. 5510, 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 **THREE-EIGHTH CENT SALES TAX**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Upon motion by Alderman Buerck, seconded by Alderman Martin, and on vote carried, Bill No. 5510 is removed from the agenda. (The County has requested this item be placed back on the agenda after the April 5th election if the ballot question is approved by the voters.)

Now, at this time, the Board proceeds to approve Bill No. 5511, 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, AND COUNTY COLLECTOR OF THE COUNTY OF PERRY, MISSOURI**, RELATIVE TO **COLLECTION OF REAL AND PERSONAL PROPERTY TAXES FOR THE CITY OF PERRYVILLE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 5511 is read a second time on motion by Alderman Martin, seconded by Alderman Riney. 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; Gary J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5738 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5511

ORDINANCE NO. 5738

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, AND COUNTY COLLECTOR OF THE COUNTY OF PERRY, MISSOURI**, RELATIVE TO **COLLECTION OF REAL AND PERSONAL PROPERTY TAXES FOR THE CITY OF PERRYVILLE**; 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 **County of Perry, Missouri, and County Collector of the 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: March 1, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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. 5512, AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.24, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO MOTOR VEHICLE LICENSE TAX; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH. Bill No. 5512 is read a second time on motion by Alderman Guth, seconded by Alderman Buerck. Thereupon on motion by Alderman Guth, seconded by Alderman Buerck, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; Gary J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5739 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5512

ORDINANCE NO. 5739

AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.24, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO MOTOR VEHICLE LICENSE TAX; 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 10, Chapter 10.24, Section 10.24.010, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended by adding the definition of "Motor vehicle" to read as follows:

"10.24.010 Definitions.

'Motor vehicle' means any self-propelled vehicle not operated exclusively upon tracks except motorized bicycles as defined in Section 307.180 of the Revised Statutes of Missouri and motorcycles and motortricycles as defined in this section."

NOTE TO CODIFIER: All other definitions in this section shall remain the same.

Section 2. That Title 10, Chapter 10.24, Section 10.24.030, of the Code of Ordinances of the City of Perryville, Missouri, is hereby DELETED IN ITS ENTIRETY.

Section 3. That Title 10, Chapter 10.24, Section 10.24.040, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

"10.24.040 Registration fees--Required.

Every owner of a motor vehicle living, residing, or operating a primary business location within the city who drives or operates the same upon the streets or highways of the city or who permits the same to be driven or operated upon the streets or highways of

the city shall provide to the county assessor the make, model, and year of the motor vehicle and such other information as may be required by the county assessor in January of each year.”

Section 4. That Title 10, Chapter 10.24, Section 10.24.050, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

“10.24.050 Registration fees—Collection annually.

From the information provided the county assessor as herein set forth, the collector shall cause the annual motor vehicle registration fees (heretofore ‘automobile city stickers’) to be levied and indicated on each motor vehicle owner’s personal property tax bill. The annual motor vehicle registration fee shall be due and payable on December 31st of each year and shall be determined and calculated upon the number and types of motor vehicles the owner owned on the preceding January 1st. The annual motor vehicle registration fee shall be delinquent on January 1st following billing.”

Section 5. That Title 10, Chapter 10.24, Section 10.24.060, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

“10.24.060 Registration fees prescribed.

Each owner of a motor vehicle shall pay three dollars (\$3.00) to the collector as an annual registration fee upon the filing of the application for registration required by this chapter.”

Section 6. 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 7. 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 8. That this ordinance shall take effect and be in force from and after its passage and approval.

Section 9. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: March 1, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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 AND SECOND READINGS AND FINAL PASSAGE:

Now, at this time, Bill No. 5513, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND MISSOURI

HIGHWAYS AND TRANSPORTATION COMMISSION RELATIVE TO **SUPPLEMENTAL COST SHARE AGREEMENT NO. 1**; 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 Guth. On motion by Alderman Riney, seconded by Alderman Guth, and on vote carried, Bill No. 5513 is read for the second time. 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 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; Gary J. Schumer, aye. Totals: aye, 6; nay, 0. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 5740 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5513

ORDINANCE NO. 5740

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION** RELATIVE TO **SUPPLEMENTAL COST SHARE AGREEMENT NO. 1**; 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 **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, 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: March 15, 2016.

SECOND READING: March 15, 2016.

PASSED AND APPROVED this 15th day of March, 2016, 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 Buerck, and on vote carried Bill No. 5514, accepting a General Warranty Deed from Rozier Mercantile Company for the East Ste. Marie Street Parking Lot, 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 Martin presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 5515, accepting easement deeds from Heartland Farm & Land, LP and Robert Dean Realty Co., Inc., relative to construction of a natural gas line, 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 Guth, as Chairman of the Public Works Committee, informs the Board that sections of the street are deteriorating on Charles and Sunset. He asks Public Works to review the situation.

At this time, Public Works Director Mark Brown, informs the Board that the force main under Highway 51 at Wal-Mart and Subway is in immediate need of repairs and the project will be undertaken in the next weeks.

Alderman Schumer, 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 about a ribbon cutting ceremony scheduled for Incredible Edibles and about an art show being developed for the area. He notes that police security will be requested for the event, which is to be held at Robinson's Event Center.

City Administrator Buerck updates the Board on the following:

- **Parking Reservations re Purple Heart** – Staff has been unable to determine how many purple heart recipients live in the City of Perryville. Staff is proposing that a "Purple Heart Parking Reservation" sign be installed next to the handicapped parking spaces at the Perry Park Center.

After discussion and review, it is the consensus of the Board of Aldermen to install the sign.

- **Natural Gas Safety Inspection** – Staff recently worked with the Missouri Public Service Commission during their inspection. We have responded to the minimum areas of concerns listed in their report. At this time, we would like to commend Gas Superintendent Tim Britt and his crew on a job well done.

- **Volkspport Sponsored "Marv Blevins Memorial Walk"** – The Dogwood Trailblazers Walking Club of Joplin, Missouri, would like to hold a "Marv Blevins Memorial Walk" in Perryville on Saturday, September 24, 2016. The Parks & Recreation Department recommends approval of this event.

After discussion and review, it is the consensus of the Board of Aldermen to approve the walk.

- **Downtown Light Poles** – Public Works completed their review of the 48 decorative street lights in the Downtown Square area. Plans are underway to repair any pole that shows signs of deterioration.
- **Demolition of Feltz Street Park Storage Shed** – Staff has received quotes for the removal of the defunct restroom and old handball court at the Feltz Street Park.

The Board discussed ideas for the future plans of the park and asked staff if they thought a storage shed would need to be at the park. Staff advised that they felt no need for a storage shed, but perhaps a small pavilion would be added similar to Viola Blechle's Park. After discussion and review, it is the recommendation of the Board of Aldermen to hire Schuessler Excavating to remove the restroom and handball court.

- **Possibility of LED Street Lights** – Citizens Electric has advised that there is a rebate available if the City decides to change out the street lights to LED. If the Board decides to move forward with the project all at one time, less the decorative lights on the Square, staff expects to see a payback of the initial cost within a three-year time period.

After discussion and review, it is the consensus of the Board to authorize staff to move forward with changing the street lights to LED.

- **Installation of School Accomplishment Signs** – Staff is happy to report that the school accomplishment signs have been added to the city limits signs.

- **April 5th Election Ballot** – Staff has been visiting the local organizations in an attempt to inform the voters of the importance of the question on the ballot regarding the continuation of the park tax.

- **Retirement Party Policy** – The Retirement Party Policy for city employees states that the employee must work for the City for 15 years. City Collector Carroll is retiring from her position as City Collector with just under 15 years of service – which includes her time as City Collector and as a receptionist for the City before that time. Staff would like the Board to advise on whether or not they want to continue to follow the policy or make an exception.

After review, it is the consensus of the Board to continue to follow the policy as it is written.

City Engineer Baer updates the Board on the following:

- **Water Projects** – We have separated the Grand Avenue water project from the Route AC project because the AC project needs to follow EDA guidelines.

- **Highway 51 Widening Project** – MoDot will be widening Highway 51 at the Wal-Mart turn lane and creating a right-hand turn lane at McDonald's. MoDot is studying the request for a light at Alma Avenue. Public Works is creating an alternate left-hand turn sign to be placed at McDonald's to direct motorists onto McDonald's Drive, around the back of Kentucky Fried Chicken, and onto Alma Avenue to avoid the congestion in front of McDonald's

- **Sidewalk Project** – The contractor has been slowed down by weather, but is expected to be on the job until it's completed.

Regarding the water line project on St. Joseph Street, Mayor Baer asks staff to consider whether we should be placing sod on the easement areas. Public Works Director Brown says that staff is committed to handling this project correctly, and if the contractor doesn't satisfy our residents, then the City will make sure the job is done correctly.

Aldermen Buerck informs the Board that he was contacted by a woman who lives by Waters Street with concerns that her water bill is too high. He informed her to call City Hall. Public Works Director Brown states that he will check to see if she called.

Alderman Martin informs the Board that he was contacted by someone in the Waters Street area (close to Hume) saying that a sinkhole has opened up and that a lost dog had fallen into the sinkhole, but was rescued. The Public Works Department will investigate the matter.

Alderman Hudson states that, in his opinion, one of the City's biggest priorities is to complete the Edgemont Extension project.

Now, at this time, upon motion by Alderman Hudson, seconded by Alderman Buerck, it is ordered that the Board now convene into closed session to discuss real estate matters in accordance with Section 610.021(2) RSMo; contractual matter in accordance with Section 610.021(9) RSMo; and personnel matter in accordance with Section 610.021(3) 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; Gary J. Schumer, aye. Totals: aye, six; nay, none.

Following discussion and review, it is upon motion by Alderman Hudson, seconded by Alderman Martin, that the Board now reconvenes into regular session for any business that might come forth. Roll call showed the aye and nay votes as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; Gary J. Schumer, aye. Totals: aye, six; nay, none.

There being no further business, it is upon motion by Alderman Buerck, seconded by Alderman Guth, and on vote carried, ordered that the Board now adjourn until Tuesday, April 5, 2016, at 6:30 p.m., the regular meeting in course.

ATTEST:

MAYOR

CITY CLERK