

April 5, 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.

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

At this time, Assistant Chief of Police Jones introduces newly-hired Police Officer Bryan White.

CONSENT AGENDA ITEMS

4. Approve minutes from meeting of March 15, 2016.
5. Approve bills for March, 2016.

At this time Alderman Guth, Member of the Finance Committee, presents the following bills and invoices for the month of March, 2016, vendor checks numbered: 100329 - 100513, and 5 ACH transfers; payroll checks numbered: 6657545 - 6657548.

The following bills are presented to be paid for the month of March, 2016. Board finds that \$419,165.88 is chargeable to and payable out of the General Revenue Account; \$98,393.58 is out of Transportation Trust; \$135,606.42 is out of Perry Park Center; \$1,488.88 is out of Veterans Memorial Field; \$967.49 is out of Ball Field Improvements; \$3,481.13 is out of TIF #1; \$9,962.90 is out of TIF #2; \$205.85 is out of Street Improvement; \$27,266.16 is out of Debt Service; \$29,104.36 is out of Capital Improvement Sales Tax; \$36,447.44 is out of Refuse; \$258,873.60 is out of CWSS; and \$539,859.22 is out of Gas Operation. The Board, upon investigation, found the sum to be \$1,560,822.91.

6. Approve Collector's Report for March, 2016; Supplement No. 5 for 2015; and Supplement No. 16 for 2014; and Supplement No. 25 for 2013.

The Collector's Report for the period of March 1, 2016, through March 31, 2016, shows \$113,783.91 due the City to be credited to several funds of the City as follows: General Revenue Account \$109,955.70; Special Revenue (Park) Account \$1,804.56; and Debt Service Account (CWSS) \$2,023.65. Treasurer's receipt of the amount is filed.

2015 SUPPLEMENT #5

Charges

Personal Property	\$ 884.00
TOTAL	\$ 884.00

Credits

Personal Property	\$ 36.71
TOTAL	\$ 36.71

2014 SUPPLEMENT #16

Charges

Personal Property	\$ 127.09
TOTAL	\$ 127.09

Credits

Personal Property	\$ 23.87
TOTAL	\$ 23.87

2013 SUPPLEMENT #25

Charges

Personal Property	\$ 3.95
TOTAL	\$ 3.95

7. Approve Annual Report of City Collector – April 1, 2015, to March 31, 2016.
8. Approve declaration of 2014 and 2015 Residential Surplus Funds in the amount of \$14,355.64 relative to I55/Hwy 51 TIF and acknowledge that said funds were never collected by the TIF but were disbursed to the taxing entities by the County of Perry.
9. Approve Pay Estimate 5 to CE Contracting, Inc. relative to St. Joseph and French Lane Water Main Project - \$8,518.44.
10. Approve Pay Estimate 6 to CE Contracting, Inc. relative to St. Joseph and French Lane Water Main Project - \$88,975.29.
11. Approve Pay Estimate 4 from Mike Light Cement Finishing, Inc., for the 2015 Sidewalk Improvement Project - \$8,718.75.
12. Approve quote from Eastern Missouri Industries for boring 3" gas main for Moore Drive Extension - \$72,000.00.
13. Approve bids received for Animal Control Truck and award to Don Brown Chevrolet per recommendation of Chief Hunt - \$26,862.00.

Alderman Riney states that he thinks the policy regarding purchasing from local businesses within a certain percentage could be reviewed again. He noted that Bening Ford contributes to the city and perhaps these types of situations could be reviewed on an individual basis.
14. Approve amendment to contract with Donohue & Associates for a mixing study to determine viability of discharging from the SE Waste Water Treatment Plant to the Mississippi River – not to exceed \$34,500.00.
15. Approve Petition to include the City-owned property of French Lane Park in the possible creation of the Perryville Veterans Plaza Community Improvement District (CID) and authorize Mayor Baer to execute the petition.
16. Review and approve Farmers Market Application and Agreement from Orschlen Farm and Home.
17. Approve request from Jerry Davis relative to Old Timers Day at the Seminary Picnic grounds on May 28-29, 2016.
18. Approve request from Lee Ann Lowes, on behalf of American Legion Post 133, for a Retail Liquor by Drink-Caterers (RBDC) license for Old Timers Day at the Seminary Picnic grounds on May 28-29, 2016.
19. Approve request from PHS Student Council for a Relay for Life fundraiser to be held on April 8-9, 2016, at the four corners of the Downtown Square.
20. Approve request from St. Vincent Alumni to sell hamburgers at St. Vincent's sporting events in the City Park.
21. Approve proposed 2016 EDA Budget.
22. Approve Perryville Police Department Operations Manual Update G0-16-0401.

23. Set public hearing for a special use permit request from John Milfelt to continue to operate a knife grinding business under new ownership at 801 Feltz Street, R-5 (General Residential) – April 19, 2016, at 6:30 p.m.

END OF CONSENT AGENDA

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

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

Alderman Schumer presents a motion to approve bids received for 2016 Water System Improvements – Grand Avenue and Progress Center/Dogwood Court and award to Earth First Contractors, LLC per recommendation of City Engineer's office - \$51,446.20. Alderman Buerck seconds the motion. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, abstain; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; Gary J. Schumer, aye. Totals: aye, five; nay, none; abstain, one. Motion passes.

The Board of Aldermen now reviews a traffic study submitted by the Police Department regarding a stop sign on THE corner of North Jackson Street and Grand Avenue. City Administrator Buerck reports that he received comments from a resident who is a frequent walker who reported having several "near misses" in front of Baer Engineering. She suggested we consider adding a stop sign. After completing a thorough review, the Police Department does not recommend adding a stop sign to that intersection (noting there is already one at Grand Avenue). Assistant Chief Jones states that no accidents or incidents have been reported there within the last five years.

After discussion and review, Alderman Martin makes a motion to approve the Police Department's recommendation not to place a stop sign at the corner of North Jackson Street and Grand Avenue. Alderman Buerck seconds the motion, and on vote the motion carries.

The Board of Aldermen now discusses the proposed amendment to park curfew hours. City Administrator Buerck reviews the history of this topic, noting that the Board of Aldermen previously directed staff to adjust the park hours to an 11pm closing. This matter was discussed at length with the Park Board and they recommended an 11 pm closing time. At the last meeting, residents asked the Board to reconsider this decision. He outlines potential options for the Board to consider for City Park including: 1) continue with the direction to close at 11pm; 2) compromise with a closing time of 12 midnight; or 3) return to the original closing time of 1am.

Discussion regarding this matter included comments about the possibility of security cameras installed in certain areas to help catch vandals. Alderman Riney also notes that if the curfew time is changed, it should be consistently applied.

Assistant Chief Jones notes that officers patrol the park on an hourly basis. He also notes that security cameras can help apprehend vandals if they are caught on camera.

After further discussion and review, Alderman Buerck makes a motion to adjust the curfew for the park from 1:00 a.m. to 12:00 midnight. Alderman Guth 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; Gary J. Schumer, aye. Totals: aye, five; nay, one. Motion passes.

The Board now discusses the soccer camp proposal from Matt Tarrillion. City Administrator Buerck reviews Mr. Tarrillion's request to host a soccer camp and 3-on-3 league this coming year. At a previous meeting, the Board of Aldermen asked this matter be referred to the Optimist Club for their input. Mr. Tarrillion addresses the Board of Aldermen with concerns that the Optimist Club does not want to allow him to hold his camp. City Administrator Buerck reads aloud the letter received from the Optimist Soccer League Board, a letter from Mr. Rich DeWilde, Perryville Optimist Club Treasurer, and the

recommendation from Parks & Recreation Director Cadwell. He notes that Mr. Tarrillion was offered a position on the Optimist Board which would have allowed the proposed activities to proceed under the Optimist umbrella but he subsequently declined. Mr. Tarrillion informs the Board that he does not want to be "under the Optimist."

Mayor Baer and Alderman Hudson both encourage Mr. Tarrillion to join the Optimist Soccer League Board to prove to them that his program is valid. Alderman Riney asks if the City has any right to insist that the Optimists approve Mr. Tarrillion's request since they are the Lessees of the property.

After further discussion, it is the consensus of the Board that staff reviews the contracts between the City and the Optimist Club to determine if the Board of Aldermen has any right to make a decision in this matter.

At this time, City Administrator Buerck presents the Planning & Zoning Commission's recommendation regarding street frontage requirement modifications. He reviews the original request from staff that one of the key takeaways from the housing study was the difficulty some people experience in developing nonconforming lots (e.g. flag lots). There are vacant tracts, in some cases sizeable, which do not have the required 75' of street frontage. Staff suggested lifting that requirement with the understanding these would be private drives and not receive city maintenance. The Planning and Zoning Commission recommends NOT to proceed with the private drive proposal. They believe the long-term risks far outweigh the possible benefits of "softening" the standards that have been a hallmark of Perryville.

After discussion and review, Alderman Schumer makes a motion to approve the Planning & Zoning Commission's recommendation not to proceed with the private drive proposal. Alderman Riney seconds the motion, and on vote the motion carries.

The Board of Aldermen now review the Planning & Zoning Commission's recommendation regarding a proposed R-3 Modified Two-Family Residential District. City Administrator Buerck reviews with the Board that the proposed change would allow non-conforming mobile home parks to be seamlessly converted to new, multi-family developments. To accomplish this, staff proposed establishing a "+ 1" standard, where the developer could add one more unit than the existing number of mobile homes (allowing for duplex and multi-family development). He states that this proposal received the unanimous support of the Planning and Zoning Commission.

Alderman Schumer makes a motion to accept the recommendation from the Planning & Zoning Commission regarding a proposed R-3 Modified Two-Family Residential District and to authorize staff to present an ordinance at the April 19th meeting with the proposed changes. Alderman Hudson seconds the motion, and on vote the motion carries.

RESOLUTION:

After discussion and review, Alderman Schumer makes a motion to accept a resolution maintaining French Lane as a Two-Way Street. Motion is seconded by Alderman Martin, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2016-02

**A RESOLUTION MAINTAINING FRENCH LANE
AS A TWO-WAY STREET.**

WHEREAS, the City of Perryville, Missouri, has an interest in encouraging commercial development along French Lane within the City; and

WHEREAS, the City of Perryville, Missouri, does not desire to take any action in the future which would inhibit commercial development of French Lane; and

WHEREAS, Glueck Enterprises, Inc., and Rhodes Properties, L.C., own real estate or operate businesses in the vicinity of French Lane and therefore have an interest in the development of the area and oppose French Lane being made a one-way street.

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

1. The City of Perryville, Missouri, shall maintain French Lane as a two-way street from this date forward.

PASSED AND APPROVED this 5th day of April, 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. 5514, 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. 5514 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. 5741 of the City of Perryville, and is in words and figures as follows:

BILL NO: 5514

ORDINANCE NO. 5741

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 **Rozier Mercantile Company**, 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: March 15, 2016.

SECOND READING: April 5, 2016.

PASSED AND APPROVED this 5th day of April, 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. 5515, 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. Bill No. 5515 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; 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. 5742 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5515

ORDINANCE NO. 5742

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.

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 Easement Deeds from **Heartland Farm & Land LP** and from **Robert E. Dean Realty Co., Inc.**, which are 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 Easement Deeds.

Section 3. The City Clerk is hereby directed to file a copy of the Easement Deeds 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: March 15, 2016.

SECOND READING: April 5, 2016.

PASSED AND APPROVED this 5th day of April, 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 READING AND FINAL PASSAGE:

Now, at this time, Bill No. 5516, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ELB LAWCARE, 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, is read with an emergency clause for the first time upon motion by Alderman Guth, seconded by Alderman Riney. On motion by Alderman Guth, seconded by Alderman Riney, and on vote carried, Bill No. 5516 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; 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. 5743 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5516

ORDINANCE NO. 5743

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **ELB LAWCARE, 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.

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 **ELB Lawncare, 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, 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: April 5, 2016.

SECOND READING: April 5, 2016.

PASSED AND APPROVED this 5th day of April, 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 Hudson, and on vote carried Bill No. 5517, amending Title 2, Chapter 2.78 of the Code of Ordinances relative to Airport Board, is read for the first time by title only. The heading is as follows:

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

Alderman Martin presents motion, seconded by Alderman Guth, and on vote carried Bill No. 5518, entering into a Development Agreement with Midwest Lodging, LLC, 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 **MIDWEST LODGING, LLC**, RELATIVE TO **DEVELOPMENT AGREEMENT**; 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. 5519, entering into a Real Estate Contract with Sam and Madhu, LLC, 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 **SAM AND MADHU, LLC**, RELATIVE TO **REAL ESTATE CONTRACT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Riney presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 5520, entering into an Agreement for Rental of T-Hangar Space with Leon Basler, 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 **LEON BASLER** RELATIVE TO **RENTAL OF T-HANGAR SPACE**; 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. 5521, amending Titles 1, 2, 3, 5, 6, 8 and 12 of the Code of Ordinances relative to eliminating all references to City Collector as a result of the election held on November 3, 2015, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLES 1, 2, 3, 5, 6, 8, AND 12 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO ELIMINATING ALL REFERENCES TO CITY COLLECTOR AS A RESULT OF THE ELECTION HELD ON NOVEMBER 3, 2015; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Martin presents motion, seconded by Alderman Riney, and on vote carried Bill No. 5522, entering into a contract with Earth First Contractors, LLC relative to 2016 Water System Improvements – Grand Avenue and Progress Center/Dogwood Court, 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 **EARTH FIRST CONTRACTORS, LLC**, RELATIVE TO **2016 WATER SYSTEM IMPROVEMENTS – GRAND AVENUE AND PROGRESS CENTER/DOGWOOD COURT**; 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. 5523, accepting an easement deed from David and Mary K. Sauer, is read for the first time by title only. The heading is as follows:

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

Alderman Riney presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 5524, entering into an Agreement for Engineering Services with Baer Engineering, LLC, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AUTHORIZING THE PRESIDENT OF THE BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **BAER ENGINEERING, LLC** RELATIVE TO **ENGINEERING SERVICES**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE PRESIDENT OF THE BOARD OF ALDERMEN.

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 that: (a) The first Cruise-In of 2016 was held over the weekend. 100 cars were in attendance; (b) St. Louis Post had an article regarding the eclipse; (c) The Art Exhibit will be held at the Robinson Event Center on April 21-24; (d) the Wall of Honor dedication is Sunday, April 10th at 1:00 p.m.

City Administrator Buerck updates the Board on the following:

- **City Hall Electric Pole** - We are working with Citizens Electric Corporation to remove the pole located on the west side of City Hall in the parking area. This pole has been hit several times by employees and customers. There will be cost involved, but we think the project can be done for under \$10,000.

- **Painting the Midwest Art Exhibit April 21-24** – Does the Board of Aldermen want the City to purchase tickets similar to Chamber events? After discussion, it is the consensus of the Board that everyone purchase their own tickets.

- **ISO Rating** – We are optimistic that we will retain our 4 rating; however, there is a possibility that we may move to a 5 rating if the reports we have submitted do not rank high enough. If that happens, we feel that we could be reevaluated once our water towers are completed.

- **Gas Line Extension to Moore Drive** – We still need several easements between the PWSD's property and V Road. We are contacting those property owners to determine who is most willing. We will continue to work through this in hopes of getting the easements quickly.

- **Tourism (Cultural Resource Management)** – We are excited and proud of the efforts of our team in this regard.

- **Natural Gas Vehicle Meeting** – The Public Works Gas Department will be hosting a meeting of the local transportation industry to discuss the possibility of natural gas fueling. It is early, but there seems to be a lot of interest and we expect approximately 100 people to attend.

- **LED Street Light Update** – Citizens Electric is moving forward on this project, and work could begin within the month. It is expected to take up to 9 – 12 months to complete all of the lights. Reminder, technology does not yet include the decorative lights on the Square. Those lights may be ready within the next two years.

- **April Spring Cleanup – 2nd week of April** – This will be our first Spring Cleanup event. Superintendent Dave Clements has been interviewed on the radio, and we are placing an article in the newspaper. We hope everyone takes advantage of this opportunity to rid their house of unwarranted debris.

- **Liquor License Request from the Chamber for the Mayfest** – This application for the Mayfest came after the agenda was distributed. We would request the Board approve the application as in year's past.

After discussion and review, Alderman Hudson makes a motion to approve the liquor license application from the Chamber of Commerce for a picnic license at the Mayfest. Alderman Riney seconds the motion, and on vote the motion carries.

City Engineer Baer updates the Board on the following:

- **Grand Avenue Water Line Project** – The Notice to Proceed on this project will be issued after the April 19th meeting.

- **Grand Avenue Street Project** – Bids will be opened for this project on April 13th.

- **Route AC Water Project** – Bids will be opened for this project on April 20th.

- **I&I** – Crews continue to work on our infiltration and inflow issues. Recently an issue was found near Remax. Staff will be preparing specifications soon for a manhole or pipe lining project.

- **Combined Sewer Lines** – Staff is working to determine where we have more than one customer in a service line.

Mayor Baer asks Parks & Recreation Director Cadwell to comment on the recent incident at the swimming pool wherein a disgruntled patrol posted on Facebook that she and her special need's child were "kicked out of the pool" because her child was not allowed to wear water wings.

Director Cadwell states that the City's response to the situation informed the public that the patrons were not asked to leave the pool and that an approved flotation device was offered for the child's use free of charge. He notes that the incident happened on Saturday, and the City didn't respond until Monday. In retrospect, a quicker response probably would have settled the situation down before it became controversial.

Alderman Schumer informs the Board that he received a phone call about the hill on Big Springs Boulevard. He asks staff to determine if a center stripe on the hill would help motorists stay on their side of the street when topping the hill.

Alderman Schumer notes that he also received a call about the hump off of Highway 51 where it turns onto Alma. Staff will review the area to see if repairs are in order.

Alderman Hudson states that he has noticed water running across the sidewalk near the Park-et Hotel. Public Works Director Brown informs the Board that they have contacted the hotel about the leak. The leak is in the hotel's service line, and they know about it and are paying for the water; however, to date, they have not had the leak repaired.

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 Closed Session to discuss contractual matters in accordance with Section 610.021(9) RSMo. Roll call showed the aye and nay votes as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, aye; Gary J. Schumer, aye. Totals: aye, six; nay, none.

Following discussion and review, it is upon motion by Alderman Martin, 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; Gary J. Schumer, aye. Totals: aye, six; nay, none.

There being no further business, it is upon motion by Alderman Martin, seconded by Alderman Buerck, and on vote carried, ordered that the Board now adjourn until Tuesday, April 19, 2016, at 6:30 p.m., the regular meeting in course.

ATTEST:

MAYOR

CITY CLERK