

March 20, 2018

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, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Tracy Prost, City Clerk; and Thomas Ludwig, City Attorney. Absent: Alderman Larry Riney.

Mayor Baer opens the meeting. Alderman Martin 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 citizen's participation portion of the meeting.

Chief of Police Hunt introduces new part-time Dispatcher Kaysea Plunkett.

Mayor Baer now opens a public hearing for a proposed rezoning request from SMS Investments Group, LLC to rezoning proposed annexed property from R-1 (single family residential) to R-5 (general residential district).

There being no one coming forth, Mayor Baer closes the public hearing for a proposed rezoning request from SMS Investments Group, LLC to rezoning proposed annexed property from R-1 (single family residential) to R-5 (general residential district).

Mayor Baer now opens a public hearing for a proposed rezoning request from the City of Perryville to rezone a portion of Trishia Street and all of Richele Street from its current zoning of R-3 (family residential) to the more appropriate zoning of R-2 (single family residential).

City Administrator Buerck explains that currently the properties have been developed into single family homes; however, the current zoning would allow duplexes and condominiums to be built in the area. The R-2 designation would only allow for single family homes to be built in the future. The Planning & Zoning Commission approved this request at their February 28th meeting.

There being no one else coming forth, Mayor Baer closes the public hearing for a proposed rezoning request from the City of Perryville to rezone a portion of Trishia Street and all of Richele Street from its current zoning of R-3 (family residential) to the more appropriate zoning of R-2 (single family residential).

CONSENT AGENDA ITEMS

6. Approve minutes from meeting of March 6, 2018.
7. Approve Financial Report for February 2018.

CITY OF PERRYVILLE									
STATEMENT OF CASH POSITION									
FEBRUARY, 2018									
		April 1, 2017	REVENUE	EXPENSE		CURRENT	ACCOUNTS	CURRENT	CURRENT
	FUND NAME	Fund Balance	Y-T-D	Y-T-D	NET INCOME	FUND BALANCE	RECEIVABLE	LIABILITIES	CASH BALANCE
101	Gen Rev	\$ 304,969.20	\$ 7,085,113.20	\$ (4,818,678.93)	\$ 2,266,434.27	\$ 2,571,403.47	\$ 33,128.02	\$ 52,019.28	\$ 2,590,294.73
105	FSA Administration	\$ 4,915.62	\$ 53.60	\$ -	\$ 53.60	\$ 4,969.22	\$ -	\$ -	\$ 4,969.22
106	Asset Forfeiture	\$ 953.99	\$ -	\$ -	\$ -	\$ 953.99	\$ -	\$ -	\$ 953.99
206	Trans Trust	\$ 474,044.89	\$ 1,760,095.39	\$ (1,212,713.15)	\$ 547,382.24	\$ 1,021,427.13	\$ 1,025.00	\$ 4,792.21	\$ 1,025,194.34
207	Perry Park Ctr.	\$ 27,468.38	\$ 2,066,540.00	\$ (1,968,429.33)	\$ 98,110.67	\$ 125,579.05	\$ 13,707.13	\$ 28,437.68	\$ 140,309.60
211	Veterans Field	\$ 16,641.63	\$ 10,753.22	\$ (15,181.02)	\$ (4,427.80)	\$ 12,213.83	\$ -	\$ -	\$ 12,213.83
213	Field Improvement	\$ 4,515.90	\$ 12,491.00	\$ (12,940.80)	\$ (449.80)	\$ 4,066.10	\$ -	\$ -	\$ 4,066.10
307	Debt Service	\$ 539,478.22	\$ 11,799.03	\$ (166,011.50)	\$ (154,212.47)	\$ 385,265.75	\$ 5,558.08	\$ 32,224.75	\$ 411,932.42
308	Cap Imp Sls Tax Rev	\$ 849,054.19	\$ 665,799.15	\$ (613,956.17)	\$ 51,842.98	\$ 900,897.17	\$ -	\$ -	\$ 900,897.17
409	Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
414	TIF 1-Hwy 51/61	\$ 150,994.15	\$ 1,495,273.51	\$ (1,585,378.88)	\$ (90,105.37)	\$ 60,888.78	\$ -	\$ -	\$ 60,888.78
415	Economic Develop	\$ 13.44	\$ 50,211.48	\$ (30,000.00)	\$ 20,211.48	\$ 20,224.92	\$ -	\$ -	\$ 20,224.92
416	TIF 2-Downtown	\$ 108,356.47	\$ 275,074.34	\$ (382,446.32)	\$ (107,371.98)	\$ 984.49	\$ -	\$ -	\$ 984.49
417	TIF 3-I55/HWY 51	\$ 394,673.09	\$ 3,922.81	\$ (98,735.32)	\$ (94,812.51)	\$ 299,860.58	\$ -	\$ -	\$ 299,860.58
513	Street Imp	\$ 794,970.39	\$ 1,011,921.23	\$ (777,443.03)	\$ 234,478.20	\$ 1,029,448.59	\$ -	\$ -	\$ 1,029,448.59
612	Refuse	\$ 382,907.01	\$ 741,688.71	\$ (668,239.38)	\$ 73,449.33	\$ 456,356.34	\$ 95,221.59	\$ 5,182.57	\$ 366,317.32
614	CWSS Op	\$ 2,709,242.39	\$ 4,506,600.08	\$ (4,996,695.48)	\$ (490,095.40)	\$ 2,219,146.99	\$ 367,903.69	\$ 128,730.40	\$ 1,979,973.70
619	Gas Op	\$ 4,126,719.32	\$ 5,045,003.59	\$ (6,617,980.29)	\$ (1,572,976.70)	\$ 2,553,742.62	\$ 713,523.02	\$ 211,731.06	\$ 2,051,950.66
	TOTAL	\$ 10,889,918.28	\$ 24,742,340.34	\$ (23,964,829.60)	\$ 777,510.74	\$ 11,667,429.02	\$ 1,230,066.53	\$ 463,117.95	\$ 10,900,480.44

8. Approve Pay Application 18 to Phoenix Fabricators & Erectors, Inc., relative to Tanks 4 and 6 - \$26,692.15.

9. Accept bids received for the Street Department Building Project and award to Brown's Construction, LLC per recommendation from Public Works Director Brown - \$312,800.

	Wood Frame 44x78	Wood Frame-Entire Bldg	Steel 44x78
Franklin Co Const.	\$400,700	No bid	\$448,700
RV Wagner, Inc.	\$274,560	\$351,360	No Bid
Total Bldg Solutions	\$384,640	\$470,381	\$428,436
Zoellner Construction	No Bid	No Bid	\$370,000
Boulder Construction	No Bid	No Bid	\$341,789
Brockmiller Construction	\$285,000	No Bid	\$350,500
Brown Construction	No Bid	\$312,800	No Bid
Donze Construction	\$256,220	\$347,800	No Bid

10. Accept bids received for the Water Main Replacement Materials Project and authorize purchase from Core and Main per recommendation from Public Works Director Brown - \$49,453.55.

Name of Bidder	Core and Main	IMCO Utility Supply Co.	L&J Municipal Supply
Address	5454 New Baumgartner St. Louis, MO 63129	5414 Lemay Ferry St. Louis, MO 63129	1008 Main Scott City, MO 63780
Total Base Bid	\$49,453.55	\$53,648.25	\$54,302.95

Name of Bidder	Midwest Meter, Inc.	Ferguson Waterworks
Address	1078 Wolverine Ln. Cape Girardeau, MO 63701	971 Shaver Street Springdale, AR 72762

Total Base Bid	\$54,555.00	\$60,247.75
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11. Accept bids received for a Utility Type Vehicle (UTV) for shared-use by the Police and Fire Departments and authorize purchase from Davis Farm Supplies, Inc. per recommendation of Assistant Chief Jones - \$13,982.

Name of Bidder	Davis Farm Supplies, Inc.	Ochs Auto Sales, Inc.
Address	1200 N. Main Perryville, MO	712 N. Kingshighway Perryville, MO 63775
Bid Price	\$13,982.00	\$17,500.00
	Delivery in 10 days	Unit in stock some specs differ

Name of Bidder	Redexim Turf Products	Sappington Pro Outdoor
Address	427 W. Outer Road Valley Park, MO 63088	4536 E. Jackson Blvd. Jackson, MO 63755
Bid Price	\$19,444.00	\$20,968.70
	4 weeks or less delivery	2-4 week delivery

12. Approve request from Chief Hunt to purchase four Dodge Chargers and three Ford Explorers through the state bid and local dealer and to finance with city reserves.
13. Approve purchase of 0.59 acre tract from MoDot in the amount of \$500 (located along Route 51 in Miget Park).
14. Accept time and material quote from Klaus Construction for airport roof repairs.
15. Approve bid specifications for Water Line Materials for Ganahl and Mecker Project and authorize City Clerk to advertise for bids.
16. Approve recommendations from Assistant Chief Jones relative to Grand Avenue Lighting Study.
17. Authorize Assistant Chief Jones to prepare a study relative to the request for "No Trucks" signs on Sycamore Road.
18. Verify receipt of Petition for Voluntary Annexation from the City of Perryville, Missouri, for part of a 50 foot wide roadway known as Kiefner Street as recorded in Book 183, Page 747 of the Perry County Deed Records, containing .31 acres, and set a public hearing for April 3, 2018, at 6:30 p.m. at the Police Station meeting room.
19. Verify receipt of Petition for Voluntary Annexation from the City of Perryville, Missouri, and Aaron and Mark Roy for property described as part of a 3.10 acre tract as recorded in Document #2007R00380 of the Perry County Deed Records, containing 5,523 square feet, and set a public hearing for April 3, 2018, at 6:30 p.m. at the Police Station meeting room.
20. Verify receipt of Petition for Voluntary Annexation from the Perryville Development Corporation for property described as part of a 100.0 acre tract as recorded in Document #2010R02153 of the

Perry County Deed Records, containing 17.46 acres, and set a public hearing for April 3, 2018, at 6:30 p.m. at the Police Station meeting room.

- 20a. Approve request from Mike Lundy for the delivery and use of picnic tables, benches, and trash cans on March 25, 2018, for the Missouri's National Veterans Memorial "Mark of Remembrance" Event.

END OF CONSENT AGENDA

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

Alderman Buerck asks questions about Item 14, the repairs to the airport roof. City Administrator Buerck assures him that repairs will be a permanent fix.

City Administrator Buerck informs the Board that the cost on Item #9 will be modified due to additions made by staff.

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

At this time the Board reviews a memorandum from Parks & Recreation Director Cadwell regarding a request to provide summer rates for seniors to walk indoors. He reviews the usual rates, noting that quarterly rates are \$20.00 per month, as compared to the requested rate of \$17.50.

After discussion and review, it is the consensus of the Board that the rates remain as is.

RESOLUTIONS:

After discussion and review, Alderman Schumer makes a motion to accept a Voluntary Annexation Petition from the City of Perryville for part of a 50 foot wide roadway known as Kiefner Street as recorded in Book 183, Page 747 of the Perry County Deed Records, containing .31 acres. Motion is seconded by Alderman Hudson, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2018-05

A RESOLUTION RELATIVE TO VOLUNTARY ANNEXATION UNDER THE PROVISIONS OF SECTION 71.012 RSMO. 1986, AS AMENDED.

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, have received an annexation petition filed under the provisions of Section 71.012 RSMo; and

WHEREAS, said voluntary annexation petition is within an area sought to be annexed by the City of Perryville; and

WHEREAS, the Mayor and Board of Aldermen believe it is in the best interests of the citizens of the City of Perryville, Missouri, to proceed with the annexation of said parcel of real estate.

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

Section 1. That there has been presented, on the 20th day of March, 2018, to the Board of Aldermen of the City of Perryville, Missouri, a verified petition signed by **Mayor Ken Baer, on behalf of the City of Perryville, Missouri**, the owner of all fee interests of record in the tract of real property located within the area described in said petition, which area is proposed to be annexed to the City of Perryville, Missouri, and which petition requests the annexation of such area into the city limits of the City of Perryville, Missouri; a copy of said petition is attached hereto and made a part hereof by reference.

Section 2. No part of said real property sought to be annexed by the petition attached hereto is included in any incorporated municipality.

Section 3. That real property described in the annexation petition attached hereto is contiguous to the existing corporate limits of the City of Perryville, Missouri.

Section 4. That, in accordance with the provisions of Section 71.012, RSMo., a public hearing shall be held concerning this matter on the 3rd day of April, 2018, at 6:30 p.m. at the Police Station, 120 North Jackson Street, in the City of Perryville, Missouri.

Section 5. That the City Clerk is hereby authorized and directed to cause a notice of such hearing to be published at least seven days prior to the date of the hearing in a newspaper of general circulation in Perry County, Missouri, which is qualified to publish legal matters.

PASSED by the Board of Aldermen of the City of Perryville, Missouri, this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

After discussion and review, Alderman Schumer makes a motion to accept a Voluntary Annexation Petition from the City of Perryville and Aaron and Mark Roy for property described as part of a 3.10 acre tract as recorded in Document #2007R00380 of the Perry County Deed Records, containing 5,523 square feet. Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2018-06

A RESOLUTION RELATIVE TO VOLUNTARY ANNEXATION UNDER THE PROVISIONS OF SECTION 71.012 RSMO. 1986, AS AMENDED.

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, have received an annexation petition filed under the provisions of Section 71.012 RSMo; and

WHEREAS, said voluntary annexation petition is within an area sought to be annexed by the City of Perryville; and

WHEREAS, the Mayor and Board of Aldermen believe it is in the best interests of the citizens of the City of Perryville, Missouri, to proceed with the annexation of said parcel of real estate.

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

Section 1. That there has been presented, on the 20th day of March, 2018, to the Board of Aldermen of the City of Perryville, Missouri, a verified petition signed by **Mayor Ken Baer, on behalf of the City of Perryville, Missouri, Aaron V. Roy and Mark D. Roy**, the owners of all fee interests of record in the tract of real property located within the area described in said petition, which area is proposed to be annexed to the City of Perryville, Missouri, and which petition requests the annexation of such area into the city limits of the City of Perryville, Missouri; a copy of said petition is attached hereto and made a part hereof by reference.

Section 2. No part of said real property sought to be annexed by the petition attached hereto is included in any incorporated municipality.

Section 3. That real property described in the annexation petition attached hereto is contiguous to the existing corporate limits of the City of Perryville, Missouri.

Section 4. That, in accordance with the provisions of Section 71.012, RSMo., a public hearing shall be held concerning this matter on the 3rd day of April, 2018, at 6:30 p.m. at the Police Station, 120 North Jackson Street, in the City of Perryville, Missouri.

Section 5. That the City Clerk is hereby authorized and directed to cause a notice of such hearing to be published at least seven days prior to the date of the hearing in a newspaper of general circulation in Perry County, Missouri, which is qualified to publish legal matters.

PASSED by the Board of Aldermen of the City of Perryville, Missouri, this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

ATTEST:
Tracy Prost, City Clerk

After discussion and review, Alderman Buerck makes a motion to accept a Voluntary Annexation Petition from the Perryville Development Corporation for property described as part of a 100.0 acre tract as recorded in Document #2010R02153 of the Perry County Deed Records, containing 17.46 acres. Motion is seconded by Alderman Martin, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2018-07

A RESOLUTION RELATIVE TO VOLUNTARY ANNEXATION UNDER THE PROVISIONS OF SECTION 71.012 RSMO. 1986, AS AMENDED.

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, have received an annexation petition filed under the provisions of Section 71.012 RSMo; and

WHEREAS, said voluntary annexation petition is within an area sought to be annexed by the City of Perryville; and

WHEREAS, the Mayor and Board of Aldermen believe it is in the best interests of the citizens of the City of Perryville, Missouri, to proceed with the annexation of said parcel of real estate.

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

Section 1. That there has been presented, on the 20th day of March, 2018, to the Board of Aldermen of the City of Perryville, Missouri, a verified petition signed by **Christopher L. Mudd, President of the Perryville Development Corporation**, the owners of all fee interests of record in the tract of real property located within the area described in said petition, which area is proposed to be annexed to the City of Perryville, Missouri, and which petition requests the annexation of such area into the city limits of the City of Perryville, Missouri; a copy of said petition is attached hereto and made a part hereof by reference.

Section 2. No part of said real property sought to be annexed by the petition attached hereto is included in any incorporated municipality.

Section 3. That real property described in the annexation petition attached hereto is contiguous to the existing corporate limits of the City of Perryville, Missouri.

Section 4. That, in accordance with the provisions of Section 71.012, RSMo., a public hearing shall be held concerning this matter on the 3rd day of April, 2018, at 6:30 p.m. at the Police Station, 120 North Jackson Street, in the City of Perryville, Missouri.

Section 5. That the City Clerk is hereby authorized and directed to cause a notice of such hearing to be published at least seven days prior to the date of the hearing in a newspaper of general circulation in Perry County, Missouri, which is qualified to publish legal matters.

PASSED by the Board of Aldermen of the City of Perryville, Missouri, this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI
By: Ken Baer, Mayor

ATTEST:
Tracy Prost, City Clerk

After discussion and review, Alderman Buerck makes a motion to adopt the Perry County, Missouri, All-Hazard Mitigation Plan (Updated 2018). Motion is seconded by Alderman Guth, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2018-08

**A RESOLUTION OF THE CITY OF PERRYVILLE, MISSOURI, ADOPTING
THE PERRY COUNTY ALL-HAZARD MITIGATION PLAN (UPDATED 2018)**

WHEREAS, the City of Perryville, Missouri, recognizes the threat that natural hazards pose to people and property within the City of Perryville; and

WHEREAS, the City of Perryville has participated in the preparation of a multi-hazard mitigation plan, hereby known as the *Perry County All-Hazard Mitigation Plan (Updated 2018)*, hereafter referred to as the *Plan*, in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the *Plan* identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Perryville from the impacts of future hazards and disasters; and

WHEREAS, the City of Perryville recognizes that land use policies have a major impact on whether people and property are exposed to natural hazards, the City of Perryville will endeavor to integrate the *Plan* into the comprehensive planning process and

WHEREAS, adoption by the City of Perryville demonstrates their commitment to hazard mitigation and achieving the goals outlined in the *Plan*

NOW THEREFORE, BE IT RESOLVED BY THE BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, THAT:

Section 1. In accordance with Code of Ordinances of the City of Perryville, the Mayor and Board of Aldermen of the City of Perryville do hereby adopt the final FEMA-approved *plan*.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 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. 5791, 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. Bill No. 5791 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. Thereupon on motion by Alderman Buerck, seconded by Alderman Guth, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, absent; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6012 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5791

ORDINANCE NO. 6012

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.

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 Deed from **MIDWEST LODGING, LLC**, 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 Easement Deed.

Section 3. The City Clerk is hereby directed to file a copy of the Easement 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 6, 2018.

SECOND READING: March 20, 2018.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 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. 5792, AN ORDINANCE AMENDING THE 2017-18 BUDGET, AS APPROVED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000. Bill No. 5792 is read a second time on motion by Alderman Martin, seconded by Alderman Schumer. Thereupon on motion by Alderman Martin, seconded by Alderman Schumer, and on vote carried, it is ordered that the bill be placed on final passage. Roll call showed the aye and nay vote as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, absent; David J. Schumer, aye. Totals: aye, five; nay,

none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6013 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5792

ORDINANCE NO. 6013

AN ORDINANCE AMENDING THE 2017-18 BUDGET, AS APPROVED, 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 amendment to the budget for the 2017-18 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 amendment 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 amendment to the 2017-18 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 2017-18 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 2017-18 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 amendment to the budget for fiscal year 2017-18 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 6, 2018.

SECOND READING: March 20, 2018.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 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. 5793, AN ORDINANCE APPROVING THE 2018-19 BUDGET, AS AMENDED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000. Bill No. 5793 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. 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, absent; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6014 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5793

ORDINANCE NO. 6014

AN ORDINANCE APPROVING THE 2018-19 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 2018-19 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 2018-19 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 2018-19 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 2018-19 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 2018-19 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 6, 2018.

SECOND READING: March 20, 2018.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

At this time, Mayor Baer exits the Council Chambers and Alderman Guth, in the absence of the President of the Board of Aldermen, takes over the meeting.

Now, at this time, the Board proceeds to approve Bill No. 5794, 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. Bill No. 5794 is read a second time on motion by Alderman Martin, seconded by Alderman Hudson. Thereupon on motion by Alderman Hudson, 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, absent; David J. Schumer, abstain. Totals: aye, four; nay, none; absent, one; abstention, one. Alderman Guth thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6015 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5794

ORDINANCE NO. 6015

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.

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

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

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

1. That the Board of Aldermen of the City of Perryville approves 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 Baer Engineering, LLC. It is the belief of the 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 President of the Board of Aldermen 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 President of the Board of Aldermen 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 6, 2018.

SECOND READING: March 20, 2018.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 4 ayes, 0 nays, 1 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Larry Riney

President of the Board of Aldermen

ATTEST:

Tracy Prost, City Clerk

Mayor Baer returns to the Council Chambers.

FIRST READINGS:

Alderman Guth presents motion, seconded by Alderman Martin, and on vote carried Bill No. 5795, accepting Voluntary Annexation from SMS Investment Group, LLC for property described as 3.32 acres on Highway 61 North as described in Document No. 2017R01957 of the Perry County Deed Records, is read for the first time by title only. The heading is as follows:

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

Alderman Guth presents motion, seconded by Alderman Hudson, and on vote carried Bill No. 5796, approving rezoning request from SMS Investments Group, LLC to rezoning proposed annexed property from R-1 (single family residential) to R-5 (general residential district), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF PERRYVILLE, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, ON THE 20TH DAY OF FEBRUARY, 1978; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF PERRYVILLE, MISSOURI, FROM R-1 TO C-2, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI.

Members of the Board expressed concerns that Mr. Stark was beginning some construction in the area before the annexation was complete. They were concerned that the construction wasn't being inspected by the Building Inspector. Staff explains that the Building Inspector cannot inspect construction outside of the city limits. It was also noted that most annexations allow buildings and residences into the city limits that were not inspected. Alderman Guth presents motion, seconded by Alderman Martin, and on vote carried Bill No. 5797, approving rezoning request from SMS Investments Group, LLC to rezoning proposed annexed property from R-1 (single family residential) to R-5 (general residential district), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF PERRYVILLE, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE

CITY OF PERRYVILLE, MISSOURI, ON THE 20TH DAY OF FEBRUARY, 1978; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF PERRYVILLE, MISSOURI, FROM R-3 TO R-2, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI.

Alderman Schumer states that he would have liked to have received sealed plans before this contract is approved. Public Works Director Brown explains that sealed plans will not be ordered until the contract is approved. Alderman Martin presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 5798, entering into an agreement with Daren Brown Construction Company, LLC, regarding the Street Department Building 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 **DAREN BROWN CONSTRUCTION COMPANY, LLC** RELATIVE TO **STREET DEPARTMENT MAINTENANCE BUILDING 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 Hudson, and on vote carried Bill No. 5800, accepting Quit Claim Deed from Missouri Department of Transportation relative to 0.59 acre tract in Miget Park, 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 A QUIT CLAIM DEED OF CERTAIN PROPERTY FROM THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR A PORTION OF RIGHT-OF-WAY ALONG ROUTE 51, WHICH SAID PROPERTY IS PARTICULARLY SET FORTH IN THE ATTACHED QUIT CLAIM DEED.

FIRST AND SECOND READING AND FINAL PASSAGE:

Now, at this time, Bill No. 5799, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **STARMAN BROS. AUCTIONS, INC.** RELATIVE TO **AUCTION AGREEMENT FOR PERRYVILLE MUNICIPAL AIRPORT**; 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 Buerck, seconded by Alderman Martin. On motion by Alderman Buerck, seconded by Alderman Martin, and on vote carried, Bill No. 5799 is read for the second time. 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 showing the aye and nay vote showed as follows: Curt Buerck, aye; Tom Guth, aye; Prince Hudson, aye; Douglas K. Martin, aye; Larry Riney, absent; David J. Schumer, aye. Totals: aye, 5; nay, 0; absent, one. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6016 of the City of Perryville, and is in words and figures as follows:

BILL NO. 5799

ORDINANCE NO. 6016

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **STARMAN BROS. AUCTIONS, INC.** RELATIVE TO **AUCTION AGREEMENT FOR PERRYVILLE MUNICIPAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have heretofore reviewed a 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 **Starman Bros. Auctions, 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. 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 20, 2018.

SECOND READING: March 20, 2018.

PASSED AND APPROVED this 20th day of March, 2018, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Ken Baer, Mayor

ATTEST:

Tracy Prost, City Clerk

Alderman Tom Guth, as Chairman of the Economic Development Committee, asks EDA Director Sattler to update the Board on economic development activity. Director Sattler informs the Board that he has hired a new administrative assistant, Lisa Buerck. He also noted that 80 students attended Rankin's Manufacturing Day. The Job Fair is scheduled for April 6th. A ribbon cutting ceremony will be held at Holiday Inn on Thursday, March 22nd.

City Administrator Buerck reports:

- **Jackie Smith visits St. Vincent School** - This event will be held tomorrow and will feature Jackie Smith answering questions from the students. It will be broadcast live to several other schools across the country.

- **TG Trail Events** - Staff did a great job preparing the map and directions for 5K events on the TG Trail. We are going to try to encourage folks to use this location rather than city streets. We will have 'Start' and 'Finish' etched into the concrete along with distance markers to further enhance the experience.

- **Tourism Report** - Trish continues to excel in her job and continues to raise awareness of Perryville. This position is really working well for us.

- **Elected Officials Training Conference – June 7-8** - This training is geared towards our elected leaders. If you are interested in going, please let me know and we will make the necessary arrangements.

- **Downtown Business Recruitment Matrix** - Kelli Behrle from SEMO worked with the Downtown Revitalization committee to put this report together. It has been shared with that group and we are still working on how best to use it.

- **Jet A Fuel Facility at the Airport** - We will have to provide a secondary containment facility around the jet fuel tanks at the airport. Our engineers at CMT are working with Tim Baer to determine how best to accomplish this (most economical for the city). It will come back in the near future for bid and is expected to cost \$50,000+.

- **Worker's Compensation Rates** - The recent focus on safety has resulted in a \$40,000 reduction in our workers compensation insurance. This savings amounts to almost a FT employee. We are proud of the efforts led by the City's Safety Committee and specifically Mark Brown. It goes to show that little things can make a big difference. We were even recognized as a Missouri Rural Services Hall of Fame Winner Cat. 4 for a 3-year loss ratio of 35% or less.

- **SRF Application Process** - Staff has been working with our long-standing financial consultants at Piper Jaffray in preparing for the financial portion of the SRF application. We continue to meet with DNR on a regular basis and hope to have a decision my late April or early May. This will set us up for either an August or November election for sewer plant funding.

- **Visu-Sewer Lining Project** – A sewer line on Dorothy Street was discovered in such poor condition that it cannot be lined. Staff is making plans to repair the line.

- **Edgemont Property** – With the completion of the Edgemont Extension Project, staff will prepare quit claim deeds to approximately 13 property owners whose property abuts the excess easements acquired by the City for construction. This property is of no value to the City and plans are to give the property to the adjoining owners.

City Engineer Baer reports:

- **Northdale Sewer** – This project is now complete.

- **Visu-Sewer** – Two-thirds of the lines for this project have been cleaned and video taken. 50% of the lines are complete. It will take several months to get the entire project completed.

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

Alderman Buerck asks staff to review the Street Policy to determine if the City can partner with the County to chip and seal Moore Drive.

Alderman Hudson asks when the Northdale Drive site will be cleaned up. City Engineer Baer informs the Board that he has been contacting Joe Geile to set a time schedule for cleanup.

Alderman Hudson informs the Board that he has become aware of a petition being circulated with a request for a dog park. He suggests that plans get underway for this project. City Administrator Buerck notes that staff has been looking into the cost of such a project. The cost for fencing would be approximately \$25,000. It is suggested that this be reviewed by the Park Board and that a recommendation can be made to the Board of Aldermen at a future date.

The Board now discussed the ramp installed at the Re-Max location. They questioned whether sealed plans were required for the construction of the ramp, noting that it does not look like it was built to ADA standards.

Now, at this time, upon motion by Alderman Guth, seconded by Alderman Hudson, it is ordered that the Board now convene into closed session to discuss contractual matters in accordance with Section 610.021(9) RSMo; and personnel matters 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, absent; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one.

Following discussion and review, it is upon motion by Alderman Buerck, 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, absent; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one.

There being no further business, it is upon motion by Alderman Guth, seconded by Alderman Schumer, and on vote carried, ordered that the Board now adjourn until Tuesday, April 3, 2018, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK