

March 21, 2023

**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: Larry Riney, Mayor; Curt Buerck, Dennis House, Douglas K. Martin, Clint Rice, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Tracy Prost, City Clerk; and Art Pistorio, City Attorney. Absent: Tom Guth, Alderman.

Mayor Riney opens the meeting with the Pledge of Allegiance and invocation.

Mayor Riney now asks for citizens' participation from the floor.

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

Introduction of new city employees:  
 Morgan Hines, Police Officer  
 Lance Boland, Water Maintenance Technician

**CONSENT AGENDA ITEMS**

4. Approve minutes from meeting of March 7, 2023.
5. Approve Financial Reports for February 2023.

CITY OF PERRYVILLE									
STATEMENT OF CASH POSITION									
FEBRUARY, 2023									
		April 1, 2022	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	\$ 2,545,792.43	\$ 8,893,479.24	\$ (7,985,591.10)	\$ 907,888.14	\$ 3,453,680.57	\$ (1,339,711.64)	\$ (1,333,902.40)	\$ 3,459,489.81
105	FSA Administration	\$ 9,563.70	\$ 318.22	\$ -	\$ 318.22	\$ 9,881.92		\$ -	\$ 9,881.92
106	Asset Forfeiture	\$ 53.99	\$ -	\$ -	\$ -	\$ 53.99		\$ -	\$ 53.99
204	Airport	\$ 55,945.55	\$ 1,138,488.79	\$ (1,070,914.82)	\$ 67,573.97	\$ 123,519.52	\$ (1,279.50)	\$ 6,605.81	\$ 131,404.83
206	Trans Trust	\$ 394,390.90	\$ 1,148,653.95	\$ (1,088,835.52)	\$ 59,818.43	\$ 454,209.33	\$ -	\$ 5,717.36	\$ 459,926.69
207	Perry Park Ctr.	\$ 287,537.17	\$ 2,526,537.58	\$ (2,192,054.51)	\$ 334,483.07	\$ 622,020.24	\$ (550,919.96)	\$ (540,726.63)	\$ 632,213.57
211	Veterans Field	\$ 22,677.55	\$ 10,560.89	\$ (22,630.46)	\$ (12,069.57)	\$ 10,607.98		\$ 294.87	\$ 10,902.85
213	Field Improvement	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -
307	Debt Service	\$ 201,650.91	\$ 413,718.99	\$ (302,456.05)	\$ 111,262.94	\$ 312,913.85	\$ (545,587.72)	\$ (546,080.29)	\$ 312,421.28
308	Cap Imp Sls Tax Rev	\$ 904,314.60	\$ 868,801.34	\$ (476,522.42)	\$ 392,278.92	\$ 1,296,593.52		\$ -	\$ 1,296,593.52
409	Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
414	TIF 1-Hwy 51/61	\$ 233,422.20	\$ 5,752.93	\$ -	\$ 5,752.93	\$ 239,175.13	\$ -	\$ -	\$ 239,175.13
415	Economic Develop	\$ (193,916.42)	\$ 6,116,429.53	\$ (6,660,465.47)	\$ (544,035.94)	\$ (737,952.36)	\$ -	\$ (230.00)	\$ (738,182.36)
416	TIF 2-Downtown	\$ 85,475.46	\$ 189,754.16	\$ (174,997.27)	\$ 14,756.89	\$ 100,232.35	\$ -	\$ -	\$ 100,232.35
417	TIF 3-I55/HWY 51	\$ 1,127,129.99	\$ 927,079.51	\$ (1,278,897.18)	\$ (351,817.67)	\$ 775,312.32	\$ -	\$ -	\$ 775,312.32
513	Street Imp	\$ 322,450.22	\$ 412,956.21	\$ (339,827.11)	\$ 73,129.10	\$ 395,579.32	\$ -	\$ -	\$ 395,579.32
612	Refuse	\$ 524,049.70	\$ 864,383.39	\$ (1,046,458.61)	\$ (182,075.22)	\$ 341,974.48	\$ 113,969.90	\$ 3,454.86	\$ 231,459.44
614	CWSS Op	\$ 4,141,181.29	\$ 5,278,992.76	\$ (5,614,452.13)	\$ (335,459.37)	\$ 3,805,721.92	\$ 442,086.61	\$ 129,267.91	\$ 3,492,903.22
641	WWTP Improvements	\$ 370,895.85	\$ 18,631,555.32	\$ (17,920,087.04)	\$ 711,468.28	\$ 1,082,364.13	\$ -	\$ -	\$ 1,082,364.13
619	Gas Op	\$ 4,069,575.23	\$ 6,955,030.51	\$ (7,038,992.00)	\$ (83,961.49)	\$ 3,985,613.74	\$ 717,118.90	\$ 257,847.78	\$ 3,526,342.62
	<b>TOTAL</b>	<b>\$ 15,102,190.32</b>	<b>\$ 54,382,493.32</b>	<b>\$ (53,213,181.69)</b>	<b>\$ 1,169,311.63</b>	<b>\$ 16,271,501.95</b>	<b>\$ (1,164,323.41)</b>	<b>\$ (2,017,750.73)</b>	<b>\$ 15,418,074.63</b>

6. Approve quarterly principal and interest payment to UMB Bank re 2021A CWSS Revenue Bonds relative to WWTP Improvement Project - \$149,899.11.
7. Approve semi-annual principal and interest payment to UMB Bank re 2021B General Obligation Bonds relative to WWTP Improvement Project - \$133,939.97.

8. Approve quarterly principal and interest payment to UMB Bank re 2021C Capital Improvement Sales Tax Revenue Bonds relative to WWTP Improvement Project - \$124,161.20.
9. Approve Pay Application 30 from Robinson Industrial and Heavy Contracting and HDR for the WWTP Facility Improvement Project - \$906,956.86.
10. Approve Pay Application 7 from Zoellner Construction Co., Inc., relative to Fire Station Project - \$592,628.60.
11. Acknowledge City Administrator Buerck approval of Change Order 3 relative to Fire Station Project - \$3,622.69.
12. Approve February unbudgeted transfer from 101 General Fund to 415 Economic Development - \$423,589.58; and March unbudgeted transfer from 415 Economic Development to 101 General Fund - \$423,589.58.
13. Approve nomination and appointment of Crystal Jones to serve as a Director for the Perry Plaza Community Improvement District for a four year term, expiring April 2027.
14. Approve recommendation from Public Works Director Layton regarding utilization of Joe Geile Excavating, LLC to perform sinkhole development per quotes received.
15. Set a public hearing for a special use permit request from Dave Newell to allow a storage container on his property at 903 North Kingshighway – April 4, 2023 @ 6:30 p.m.
16. Set a public hearing for a rezoning request from Dave Richardet to rezone property located between Alma Avenue and Edgemont Boulevard from R-2 (Single Family Residential) to R-5 (General Residential District) – April 4, 2023 @ 6:30 p.m.
17. Approve Festival Application for Temporary Outdoor Consumption Permit from the Perryville Chamber of Commerce for Mayfest 2023 (includes times set for evening music and street closings) – May 10-13, 2023.
18. Approve request from Hiway Rodders Car Club to close streets for the Mayfest Car Show on May 13, 2023.
19. Approve Downtown Festival Application from Robynne Duvall for the Laid-Back on I-55 Truck Show – August 18 -19, 2023.
20. Approve request from Immanuel Lutheran School 7<sup>th</sup> Grade Class to hold a boot drive at stop lights around the Square on Friday and Saturday, April 21 and 22, 2023.
21. Approve recommendation from Parks & Recreation Director Cadwell to allow SEMO Grotto to place a shed on City Park property at the PYF Field.
22. Approve specifications for pickleball courts and authorize staff to advertise for bids.
23. Downtown TIF Grant Applications accepted until June 2, 2023

**END OF CONSENT AGENDA**

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

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

**SECOND AND FINAL READINGS:**

Now, at this time, the Board proceeds to approve Bill No. 6390, AN ORDINANCE **APPROVING THE 2023-24 BUDGET**, AS AMENDED, FOR THE CITY OF PERRYVILLE, MISSOURI, AS MADE AND PROVIDED IN SECTION 67.010, ET SEQ., RSMO, 2000. Bill No. 6390 is read a second time on motion by Alderman Buerck, seconded by Alderman Schumer. Thereupon on motion by Alderman Buerck, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6607 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6390

ORDINANCE NO. 6607

AN ORDINANCE **APPROVING THE 2023-24 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 2023-24 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 2023-24 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 2023-24 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 2023-24 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 2023-24 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 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6391, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MICHAEL REITZEL d/b/a M&S LAWN ENFORCEMENT, LLC** RELATIVE TO **2023 AIRPORT MOWING PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6391 is read a second time on motion by Alderman Buerck, seconded by Alderman Rice. 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6608 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6391

ORDINANCE NO. 6608

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MICHAEL REITZEL d/b/a M&S LAWN ENFORCEMENT, LLC** RELATIVE TO **2023 AIRPORT MOWING PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Michael Reitzel d/b/a M&S Lawn Enforcement, LLC**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said contract.

2. That the Mayor be and he is hereby authorized and directed to execute said contract for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached contract.

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

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

FIRST READING: March 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6392, 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. 6392 is read a second time on motion by Alderman Schumer, seconded by Alderman Buerck. Thereupon on motion by Alderman Schumer, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6609 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6392

ORDINANCE NO. 6609

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 **Gilster-Mary Lee Corporation**, 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 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6393, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **THE ESTATES OF PERRYVILLE, LLC** RELATIVE TO **EMERGENCY USE OF THE PERRY PARK CENTER**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6393 is read a second time on motion by Alderman Rice, seconded by Alderman Buerck. Thereupon on motion by Alderman Rice, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6610 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6393

ORDINANCE NO. 6610

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **THE ESTATES OF PERRYVILLE, LLC** RELATIVE TO **EMERGENCY USE OF THE PERRY PARK CENTER**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **The Estates of Perryville, LLC**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said contract.

2. That the Mayor be and he is hereby authorized and directed to execute said contract for and on behalf of the City of Perryville, Missouri.

3. That the City Clerk of the City of Perryville is hereby authorized and directed to attest the signature of the Mayor on the attached contract.

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

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

FIRST READING: March 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6394, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MISSOURI DEPARTMENT OF PUBLIC SAFETY, OFFICE OF HOMELAND SECURITY** RELATIVE TO **SUBAWARD OF CYBERSECURITY GRANT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6394 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6611 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6394

ORDINANCE NO. 6611

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MISSOURI DEPARTMENT OF PUBLIC SAFETY, OFFICE OF HOMELAND SECURITY** RELATIVE TO **SUBAWARD OF CYBERSECURITY GRANT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Missouri Department of Public Safety, Office of Homeland Security**. 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 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6395, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **JACKSON STREET BREW CO., LLC d/b/a J STREET EATS!** RELATIVE TO **OUTDOOR DINING PARKLET AT 106 NORTH JACKSON STREET**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6395 is read a second time on motion by Alderman House, seconded by Alderman Schumer. Thereupon on motion by Alderman Schumer, seconded by Alderman Rice, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6612 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6395

ORDINANCE NO. 6612

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **JACKSON STREET BREW CO., LLC d/b/a J STREET EATS!** RELATIVE TO **OUTDOOR DINING PARKLET AT 106 NORTH JACKSON STREET**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Jackson Street Brew Co., LLC d/b/a J Street Eats**. 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 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF PERRYVILLE, MISSOURI

By: Larry Riney, Mayor

ATTEST:

Tracy Prost, City Clerk

Now, at this time, the Board proceeds to approve Bill No. 6396, AN ORDINANCE AMENDING TITLE 17, CHAPTER 17.04, SECTION 17.04.020 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO GENERAL PROVISIONS; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH. Bill No. 6396 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6613 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6396

ORDINANCE NO. 6613

AN ORDINANCE AMENDING TITLE 17, CHAPTER 17.04, SECTION 17.04.020 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO GENERAL PROVISIONS; 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 17, Chapter 17.04, Section 17.04.020, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

**“17.04.020 Definitions**

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"Medical marijuana cultivation facility" means a facility licensed by the State of Missouri to acquire, cultivate, process, store, transport, or sell marijuana to a marijuana dispensary facility, marijuana testing facility, or to a marijuana-infused products manufacturing facility. This term shall include marijuana used for both medical and recreational purposes.

"Medical marijuana dispensary facility" means a facility licensed by the State of Missouri to acquire, store, sell, transport, or deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this

chapter to any individual over the age of 21 years old, another marijuana dispensary facility, a marijuana testing facility, or a marijuana-infused products manufacturing facility. This term shall include marijuana used for both medical and recreational purposes.

"Medical marijuana-infused products manufacturing facility" means a facility licensed by the State of Missouri to acquire, store, manufacture, transport, or sell marijuana-infused products to a marijuana dispensary facility, a marijuana testing facility, or to another marijuana-infused products manufacturing facility. This term shall include marijuana used for both medical and recreational purposes.

"Medical marijuana testing facility" means a facility certified by the State of Missouri to acquire, test, certify, and transport marijuana. This term shall include marijuana used for both medical and recreational purposes."

\*\*\*

Section 2. It is the intent of the Mayor and Board of Aldermen, 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 3. 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 4. That this ordinance shall take effect and be in force from and after its passage and approval.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: March 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6397, 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 **GOVERNOR'S TRANSPORTATION COST SHARE AGREEMENT FOR CONSTRUCTION OF PROGRESS DRIVE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6397 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. Thereupon on motion by Alderman Buerck, seconded by Alderman Rice, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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. 6614 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6397

ORDINANCE NO. 6614

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 **GOVERNOR'S TRANSPORTATION COST SHARE AGREEMENT FOR CONSTRUCTION OF PROGRESS DRIVE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

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

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

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

1. That the Mayor and Board of Aldermen of the City of Perryville approve the contract in its substantial form, marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Missouri Highways and Transportation Commission**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Perryville, that the City enters into said 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 7, 2023.

SECOND READING: March 21, 2023.

PASSED AND APPROVED this 21<sup>st</sup> day of March, 2023, by a vote of 5 ayes, 0 nays, 0 abstentions, and 1 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

**FIRST READINGS:**

Alderman House presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 6398, amending Title 2, Chapter 2.40, Section 2.40.020 of the Code of Ordinances relative to Chief of Police-Authority-Responsibilities and Duties, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.40, SECTION 2.40.020, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO CHIEF OF POLICE—AUTHORITY— RESPONSIBILITIES AND DUTIES; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Martin presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6399, entering into an agreement with KimHec Environmental Consulting relative to Pretreatment and NPDES Program Assistance, 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 **KIMHEC ENVIRONMENTAL CONSULTING** RELATIVE TO **2023-24 ENGINEERING SERVICES RELATIVE TO PRETREATMENT PROGRAM AND NPDES PERMIT ASSISTANCE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Buerck presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6400, entering into a License for Encroachment with Robert and Michelle Patrick relative to encroachment upon city property, 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 **ROBERT A. PATRICK AND MICHELLE L. PATRICK** RELATIVE TO **LICENSE FOR ENCROACHMENT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman House presents motion, seconded by Alderman Rice, and on vote carried Bill No. 6401, entering into an agreement with GIS Workshop, LLC d/b/a gWorks relative to service agreement and terms of service, 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 **GIS WORKSHOP, LLC, d/b/a gWORKS** RELATIVE TO **SERVICE AGREEMENT REGARDING PUBLIC WORKS OPERATIONS SOFTWARE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Buerck presents motion, seconded by Alderman Martin, and on vote carried Bill No. 6402, entering into a Memorandum of Agreement with Commemorative Air Force Missouri Wing relative to Perryville Regional Airport Fly-In, 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 **COMMEMORATIVE AIR FORCE-MISSOURI WING** RELATIVE TO **DISPLAY AND DEMONSTRATION OF HISTORIC AIRCRAFT AT THE PERRYVILLE REGIONAL AIRPORT FLY-IN EVENT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Mayor Riney asks for Committee Reports.

Alderman Martin, as Chairman of the Economic Development Committee, asks EDA Director Jones to update the Board on economic development matters.

EDA Director Report:

- **Ag Workshop** – We had a very good turnout for the Ag Workshop. 5-6 counties were represented.
- **Veryable Presentation to Perryville Manufacturers** - This on-demand labor platform will be presented to Perryville-area manufacturers as a workforce solution. We are targeting May 5<sup>th</sup> as the date but will keep you all posted once confirmed.

- **Small Business Development Center & SBA Training** - The SBDC and SBA will be in Perryville at the Catalyst Center on May 19<sup>th</sup> to present some information to business owners. They are looking at a 3-hour time period and will provide lunch. Topics such as exporting, digital payments, workforce solutions, etc. will be discussed. We are working on the event details and will keep you all posted as they finalize those.

- **Retail Developers** - We have been getting more interest from retail developers over the last several weeks. I've had contact with three of them in the last month looking for land for various developments.

City Administrator Report:

- **National Guard Deployment – May 26, 2023 at 10:00 a.m.** - Our local guard unit has requested the use of the park center gym to have their upcoming deployment assembly. We jumped at the chance and are honored they reached out.

- **Ranken Open House** - This past Saturday was Ranken's first open house in the partially constructed new facility. More are certain to come and we work towards a May 23 open house.

- **Ranken Grand Opening – May 23, 2023** - We have received word that Governor Parson plans to be present at our Ranken Ribbon Cutting, scheduled for May 23 at a time not yet set.

- **Tourism Promotional Material** - Trish continues to work hard to promote all-things Perryville. These are just a couple examples of some of the work she has done. We have several very exciting opportunities that she is working on and, if successful, will be great bringing new groups to town.

- **Attorney General Bailey Visit** - We were very pleased to host AG Bailey this past Friday. He joined us for lunch before touring MNVM and the Tractor Museum, before ultimately having a fund raiser event that evening.

- **WWTP Design/Build Presentations** - I will be gone next week for several meetings, including a presentation on our Design/Build process for the WWTP. We were also asked to co-present at MML on our process and experience and look forward to doing so.

- **Chester Bridge Article** - The Ames team was selected for the DB contract on the Chester Bridge. We have reached out to them about the possibility of renting some space at the airport and Crystal and I have a meeting later this week to show them around.

- **Utility Bills** – Utility bills were recently delayed and, as such, staff softened the due dates and late fees. This is something we have done in the background in an effort to be fair to all involved.

- **Heroes for Kids Comic Con Event** - This will be the 4<sup>th</sup> installment of this great, family-friendly event with all proceeds continuing to support not-for-profit entities, including, among others, St. Jude's.

- **American Legion Political Forum – March 23** - We understand the local Legion is hosting a political forum for those interested in learning more about candidates in the upcoming election. As best we can tell, it is non-affiliated and neutral and all candidates were going to be invited.

- **Assisted Recovery Centers of America (ARCA)** - I had the opportunity to tour ARCA's downtown St. Louis office, meeting the director and learning more about how they operate and treat substance abuse. I left very impressed and believe there is need for such services here in Perryville. I intend to continue to learn more and work with them to see what exactly might be possible. The use of the prescription drug Naltrexone seems to really go a long way to helping addicts reduce cravings and even the effects of illicit substances.

- **VoTech Director Dan Hecht Article** - We have heard very good things about the newly hired director for Perryville's VoTech. I have not yet met him but very much look forward to doing so.

- **Article: *Where Have the Laborers Gone*** - Interesting article Crystal found that helps try to explain where employees have gone and why this is a national challenge.

City Engineer Report:

- **2022 Street Improvement Project - Moulton St.** – Sidewalks are completed. The last section of pavement will be poured next week.

- **U.V. Treatment System at Airport Wastewater Treatment Plant** – Everything has been installed and started; one piece needs to be replaced.

- **Generators at Show-Me and Welty** – The lift stations have arrived and will be installed after the gas line is installed.

- **Ranken** – The street is complete and the sidewalks are being installed.

- **Fire Station** – The outside work is completed and the punch list for the inside is being completed.

Chief of Police Report:

- **Automatic Vehicle Location Software** – We are installing this software in some of the police cars and by next year all of our police cars will have the software installed. This software will allow the dispatchers to track the police cars

Parks & Rec Report:

- **24-Hour Access** – This project is progressing.

- **Leagues** – Basketball is ending this month. Baseball signup time has been extended.

Alderman House reports that someone hit the curb at Plaza Drive and Highway 61 and asks Public Works to review. Public Works Director Layton notes that this is MoDot curbing, but they will look to see if painting the curb yellow would be beneficial.

Alderman House also notes that Bredall is in need of some minor repairs. Public Works Director Layton notes that Public Works has filled some areas but is waiting for asphalt.

Alderman Martin reports that he was contacted by Charles Blandford about the need for repairs to West Ste. Marie Street. Mr. Blandford also informed him about a street plate (or manhole cover) that is rattling when cars drive over it. Public Works will check on this and make any necessary repairs.

Alderman Schumer asks if the Board has considered when to hold the July 4<sup>th</sup> Board of Aldermen meeting. After discussion, it was decided that the July 4<sup>th</sup> meeting will be moved to Wednesday, July 5, 2023.

Alderman Rice tells the Board that he received a letter from Vern Schweigert of 503 Steven Street regarding his concerns with the speed limit and the need for a caution light on westbound Perryville Boulevard. Alderman Rice tells the Board that he contacted Mr. Schweigert to let him know that MoDot was in charge of that area.

Alderman Rice also tells the Board that Mr. Schweigert would like a centerline painted down Edgemont Boulevard because of the cars and trucks parked along the street. City Administrator Buerck notes that city streets are not typically striped; however, the Police Department will review the request.

Now, at this time, upon motion by Alderman Schumer, seconded by Alderman Buerck, it is ordered that the Board now convene into closed session to discuss personnel matters in accordance with Section 610.021(3) RSMo; and 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; 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 Schumer, 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, absent; Dennis House, aye; Douglas K. Martin, aye; Clinton Rice, aye; David J. Schumer, aye. Totals: aye, five; nay, none; absent, one.

There being no further business, it is upon motion by Alderman Buerck, second by Alderman Rice, and on vote carried, ordered that the Board now adjourn until Tuesday, April 4, 2023, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK