

**November 15, 2022**

**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, Tom Guth, 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.

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.

Mayor Riney now opens a public hearing for a request from Dave Richardet to rezone partial lots on his property off Montenot Boulevard between Alma Avenue and Edgemont Boulevard from R-2 to R-5.

Bonnie Schnurbusch, of 1012 Big Springs Boulevard, asks the Board to respect the decision from Planning & Zoning to deny this request. She tells the Board that she believes the property would be better served as residential so it would fit in well with the adjoining residential property.

Jerry Wahler, of 1400 Greenwell, tells the Board that this will affect his property and he is not in favor of the rezoning. He notes that the last time the property was rezoned the left side was zoned for multi-dwelling and the right side was for residential.

Patricia Favier, of 1320 Alma Avenue, tells the Board that she is not in favor of the rezoning. She notes that this is the 3<sup>rd</sup> or 4<sup>th</sup> time this property has been reviewed for rezoning and her opinion has not changed. She states that no one would like apartments in this location, also questioning whether the Richardets would like apartments next to their homes.

Ed Guth, of 1100 Big Springs Boulevard, agrees that Planning & Zoning's decision should be upheld.

Valerie Besand, of 1400 Alma Avenue, tells the Board that she is against this rezoning request. She expresses her concerns about safety and noise.

Alderman Schumer suggests that the piece of property on the northern end of the property could still be considered for rezoning.

City Administrator Buerck informs the attendants that the Board of Aldermen will make their decision at the December 6, 2022, meeting.

At this time, Mayor Riney closes the public hearing for a request from Dave Richardet to rezone partial lots on his property off Montenot Boulevard between Alma Avenue and Edgemont Boulevard from R-2 to R-5.

**CONSENT AGENDA ITEMS**

4. Approve minutes from meeting of November 1, 2022.
5. Approve Financial Report for October, 2022.

CITY OF PERRYVILLE									
STATEMENT OF CASH POSITION									
OCTOBER, 2022									
		April 1, 2022	REVENUE	EXPENSE	NET INCOME	CURRENT	ACCOUNTS	CURRENT	CURRENT
FUND NAME	Fund Balance	Y-T-D	Y-T-D	Y-T-D	Y-T-D	FUND	RECEIVABLE	LIABILITIES	CASH
						BALANCE			BALANCE
101	Gen Rev	\$ 2,545,792.43	\$ 2,426,109.20	\$ (4,499,625.58)	\$ (2,073,516.38)	\$ 472,276.05	\$ (703,745.16)	\$ (700,542.28)	\$ 475,478.93
105	FSA Administration	\$ 9,563.70	\$ 157.50	\$ -	\$ 157.50	\$ 9,721.20		\$ -	\$ 9,721.20
106	Asset Forfeiture	\$ 53.99	\$ -	\$ -	\$ -	\$ 53.99		\$ -	\$ 53.99
204	Airport	\$ 55,945.55	\$ 773,163.98	\$ (617,644.90)	\$ 155,519.08	\$ 211,464.63	\$ 850.00	\$ 6,164.60	\$ 216,779.23
206	Trans Trust	\$ 394,390.90	\$ 748,049.81	\$ (428,922.93)	\$ 319,126.88	\$ 713,517.78	\$ -	\$ 2,772.33	\$ 716,290.11
207	Perry Park Ctr.	\$ 287,537.17	\$ 1,179,433.31	\$ (1,474,417.89)	\$ (294,984.58)	\$ (7,447.41)	\$ (287,966.42)	\$ (279,142.10)	\$ 1,376.91
211	Veterans Field	\$ 22,677.55	\$ 8,233.10	\$ (16,162.59)	\$ (7,929.49)	\$ 14,748.06		\$ -	\$ 14,748.06
213	Field Improvement	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -
307	Debt Service	\$ 201,650.91	\$ 61,412.93	\$ (258,377.16)	\$ (196,964.23)	\$ 4,686.68	\$ (210,960.25)	\$ (211,452.82)	\$ 4,194.11
308	Cap Imp Sls Tax Rev	\$ 904,314.60	\$ 556,239.43	\$ (327,543.27)	\$ 228,696.16	\$ 1,133,010.76		\$ -	\$ 1,133,010.76
409	Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
414	TIF 1-Hwy 51/61	\$ 233,422.20	\$ 2,659.35	\$ -	\$ 2,659.35	\$ 236,081.55	\$ -	\$ -	\$ 236,081.55
415	Economic Develop	\$ (193,916.42)	\$ 4,207,286.64	\$ (4,429,958.95)	\$ (222,672.31)	\$ (416,588.73)	\$ -	\$ (230.00)	\$ (416,818.73)
416	TIF 2-Downtown	\$ 85,475.46	\$ 188,093.05	\$ (134,527.27)	\$ 53,565.78	\$ 139,041.24	\$ -	\$ -	\$ 139,041.24
417	TIF 3-I55/HWY 51	\$ 1,127,129.99	\$ 6,397.63	\$ (631,707.81)	\$ (625,310.18)	\$ 501,819.81	\$ -	\$ -	\$ 501,819.81
513	Street Imp	\$ 322,450.22	\$ 235,373.65	\$ (138,593.49)	\$ 96,780.16	\$ 419,230.38	\$ -	\$ -	\$ 419,230.38
612	Refuse	\$ 524,049.70	\$ 549,508.42	\$ (378,329.42)	\$ 171,179.00	\$ 695,228.70	\$ 111,686.10	\$ 2,765.69	\$ 586,308.29
614	CWSS Op	\$ 4,141,181.29	\$ 3,368,365.18	\$ (2,801,038.66)	\$ 567,326.52	\$ 4,708,507.81	\$ 454,618.49	\$ 125,372.72	\$ 4,379,262.04
641	WWTP Improvements	\$ 370,895.85	\$ 11,640,053.88	\$ (11,532,288.76)	\$ 107,765.12	\$ 478,660.97	\$ -	\$ -	\$ 478,660.97
619	Gas Op	\$ 4,069,575.23	\$ 3,531,050.23	\$ (2,565,026.46)	\$ 966,023.77	\$ 5,035,599.00	\$ 296,374.63	\$ 212,819.98	\$ 4,952,044.35
	<b>TOTAL</b>	<b>\$ 15,102,190.32</b>	<b>\$ 29,481,587.29</b>	<b>\$ (30,234,165.14)</b>	<b>\$ (752,577.85)</b>	<b>\$ 14,349,612.47</b>	<b>\$ (339,142.61)</b>	<b>\$ (841,471.88)</b>	<b>\$ 13,847,283.20</b>

6. Approve Pay Application 3 to Zoellner Construction Co., Inc., relative to Fire Station - \$225,899.21.
7. Approve Pay Estimate 10 to Lappe Cement Finishing, Inc., relative to the Northeast Outfall Sewer Replacement – Phase 2 Project - \$39,603.51.
8. Approve updated Parks & Recreation Fee Schedules.
9. Approve quotes received for winter salt and award to Morton Salt - \$94.78 per ton.
10. Authorize Mayor Riney to execute Release to Townsend Tree Service Company, LLC, relative to repairs to damages sustained to city sidewalk.
11. Authorize Mayor Riney to execute an Affidavit of Correction relative to a scrivener's error in Document 2017R1238 recorded at the Perry County Recorder's Office in May 2017 relative to vacation of Oak Lane.

**END OF CONSENT AGENDA**

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

Item 8 – City Administrator Buerck asks that Item 8 be removed from the Consent Agenda for further review.

Alderman Guth makes a motion to approve the Consent Agenda with the removal of Item 8. Alderman Buerck seconds the motion, and on vote the motion carries.

At this time, the Board of Aldermen reviews a Utility Extension Application from Bruce and Lorna Gibbar. City Administrator Buerck tells the Board that policy allows extension of utilities outside of the city limits if the owner assures that they will annex in the future when the city limits are adjoining the property. He also tells the Board that the Gibbars plan to build their streets and plat their lots in accordance with city standards. City Engineer Baer tells the Board that the water main would be required to be at least an 8" line.

After discussion, it is the consensus of the Board to review a contract with Bruce and Lorna Gibbar regarding this utility extension with the understanding that city standards are met.

**SECOND AND FINAL READINGS:**

Now, at this time, the Board proceeds to approve Bill No. 6350, AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF ALDERMAN – WARD ONE, ALDERMAN – WARD TWO, AND ALDERMAN – WARD THREE; ESTABLISHING FILING DEADLINE FOR SAID OFFICES; PROVIDING SAMPLE BALLOT; PROVIDING SAMPLE NOTICE; REQUESTING ELECTION AUTHORITY TO PROCEED WITH ELECTION; ALL IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 1.12 OF THE CITY CODE OF ORDINANCES AND THE COMPREHENSIVE ELECTION ACT, AS AMENDED; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH. Bill No. 6350 is read a second time on motion by Alderman Guth, seconded by Alderman Schumer. Thereupon on motion by Alderman Guth, 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; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6567 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6350

ORDINANCE NO. 6567

AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF ALDERMAN – WARD ONE, ALDERMAN – WARD TWO, AND ALDERMAN – WARD THREE; ESTABLISHING FILING DEADLINE FOR SAID OFFICES; PROVIDING SAMPLE BALLOT; PROVIDING SAMPLE NOTICE; REQUESTING ELECTION AUTHORITY TO PROCEED WITH ELECTION; ALL IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 1.12 OF THE CITY CODE OF ORDINANCES AND THE COMPREHENSIVE ELECTION ACT, AS AMENDED; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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

Section 1. That the Mayor and the Board of Aldermen of the City of Perryville hereby call an election to be held on the date and at the times hereinafter set forth.

Section 2. That the Mayor and the Board of Aldermen, in accordance with the provisions of Chapter 1.12 of the City Code of Ordinances and Chapter 115 of the Revised Statutes of Missouri, as amended, hereby direct the City Clerk to file an official notice of general election to fill the offices of Alderman – Ward One, Alderman – Ward Two, and Alderman – Ward Three. Said Notice shall include the following information:

Name of Office to be Filled:	Alderman – Ward One; Alderman – Ward Two; Alderman – Ward Three.
Date of Election:	April 4, 2023
Period Within Which Candidate Must File:	8:00 a.m., Tuesday, December 6, 2022 to 5:00 p.m., Tuesday, December 27, 2022

Said Notice shall be delivered to the County Clerk no later than 5:00 p.m. on the tenth Tuesday prior to the election.

A sample notice of the calling of said election is attached hereto, marked Exhibit A and incorporated herein by reference. It is intended that said sample notice shall be forwarded to the County Clerk for his use as reference only.

Section 3. That the City Clerk prepare, on or before 5:00 p.m. on the tenth Tuesday prior to the aforesaid election date, a sample ballot, and sample notice of election, certifying same to the County Clerk of the County of Perry, State of Missouri.

Section 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. 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 6. The City Clerk shall publish a Notice of Election and filing deadlines in accordance with Section 1.12.030 of the City Code for at least one week prior to the date candidates may file for office. Said notice will advise the public of the same information concerning the election as set forth in Paragraph 2 above.

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

FIRST READING: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 6351, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE COST SHARE AGREEMENTS BY AND BETWEEN THE CITY AND **MOORE DRIVE RESIDENTS** RELATIVE TO **COST SHARE AGREEMENTS FOR MOORE DRIVE IMPROVEMENTS**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6351 is read a second time on motion by Alderman Buerck, seconded by Alderman Rice. 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; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6568 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6351

ORDINANCE NO. 6568

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE COST SHARE AGREEMENTS BY AND BETWEEN THE CITY AND **MOORE DRIVE RESIDENTS** RELATIVE TO **COST SHARE AGREEMENTS FOR MOORE DRIVE IMPROVEMENTS**; 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 Cost Share Agreements, 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 Cost Share Agreements;

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 Cost Share Agreements in their 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 Charles and JoAnn Bierk; Calvin and Bonnie Ehlers; Dustin Ellis; Kevin and Brenda Esselman; Cindy Kertz; Joshua and Kelsey Meyer; Nathan and Amber Miller; Glennon and Judith Naeger; Brenda Pingel; Marvin Robinson Trust; Colby and Ashley Thompson; and Travis and Brooke Wood. 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 Cost Share Agreements.

2. That the Mayor be and he is hereby authorized and directed to execute said Cost Share Agreements 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 Cost Share Agreements.

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: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 6352, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **PGAV PLANNERS, LLC** RELATIVE TO **CITY OF PERRYVILLE COMPREHENSIVE PLAN UPDATE**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6352 is read a second time on motion by Alderman Martin, seconded by Alderman Rice. Thereupon on motion by Alderman Martin, 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, aye; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6569 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6352

ORDINANCE NO. 6569

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **PGAV PLANNERS, LLC** RELATIVE TO **CITY OF PERRYVILLE COMPREHENSIVE PLAN UPDATE**; 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 **PGAV PLANNERS 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: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 6353, AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.20, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, AND SPECIFICALLY THE "PROHIBITED PARKING SCHEDULE" ADOPTED THEREIN AND ESTABLISHED BY ORDINANCE NO. 3618 RELATING TO ADDITIONAL PARKING RESTRICTIONS IN THE CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH. Bill No. 6353 is read a second time on motion by Alderman Schumer, seconded by Alderman Martin. 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, aye; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6570 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6353

ORDINANCE NO. 6570

AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.20, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, AND SPECIFICALLY THE "PROHIBITED PARKING SCHEDULE" ADOPTED THEREIN AND ESTABLISHED BY ORDINANCE NO. 3618 RELATING TO ADDITIONAL PARKING RESTRICTIONS IN THE

CITY OF PERRYVILLE, MISSOURI; AND REPEALING ALL ORDINANCES IN CONFLICT  
HEREWITH.

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

Section 1. That the "Prohibited Parking Schedule" adopted under the authority of the Code of  
Ordinances of the City of Perryville, Missouri, and specifically set forth in Ordinance Number 3618, is hereby  
amended by adding thereto the following prohibited parking designation:

(ggggg) Between the hours of 7:00 a.m. and 3:30 p.m. from Monday through Friday: On the south  
side of St. Joseph Street from its intersection with the east side curb of Zeno Street east for a distance of 250  
feet

Section 2. It is the intent of the Mayor and Board of Aldermen of the City of Perryville, Missouri, that  
this ordinance shall amend and become part of Ordinance Number 3618 passed and approved by the Mayor  
and Board of Aldermen of the City of Perryville, Missouri, on the 21st day of April, 1998.

Section 3. That the City Administrator shall cause the marking or signage of the areas designated.

Section 4. That this ordinance shall not be codified in the Code of Ordinances of the City of  
Perryville,  
Missouri, but kept on file in the office of the City Clerk.

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

FIRST READING: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0  
abstentions, and 0 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. 6354, AN ORDINANCE AUTHORIZING  
THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND  
BETWEEN THE CITY AND **INTERSTATE MUNICIPAL GAS AGENCY** RELATIVE TO **RENEWAL OF  
AGREEMENT RELATIVE TO PURCHASE OF NATURAL GAS**; FURTHER SAID ORDINANCE SHALL  
AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No.  
6354 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, aye; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals:  
aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon  
became Ordinance No. 6571 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6354

ORDINANCE NO. 6571

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE,  
MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND  
**INTERSTATE MUNICIPAL GAS AGENCY** RELATIVE TO **RENEWAL OF AGREEMENT  
RELATIVE TO PURCHASE OF NATURAL GAS**; 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 **Interstate Municipal Gas Agency**. 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: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 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. 6355, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HELICOPTER TRANSPORT SERVICES, LLC**, RELATIVE TO **SECOND AMENDMENT OF LEASE DATED JULY 19, 2017, RELATIVE TO HANGAR 2 AND ENGINE TEST CELL AT THE PERRYVILLE REGIONAL AIRPORT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR. Bill No. 6355 is read a second time on motion by Alderman Guth, seconded by Alderman Rice. Thereupon on motion by Alderman Guth, 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, aye; Dennis House, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6572 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6355

ORDINANCE NO. 6572



AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **HELICOPTER TRANSPORT SERVICES, LLC**, RELATIVE TO **SECOND AMENDMENT OF LEASE DATED JULY 19, 2017, RELATIVE TO HANGAR 2 AND ENGINE TEST CELL AT THE PERRYVILLE REGIONAL 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 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 **Helicopter Transport Services, 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: November 1, 2022.

SECOND READING: November 15, 2022.

PASSED AND APPROVED this 15th day of November, 2022, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:  
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI  
By: Larry Riney, Mayor

**FIRST READINGS:**

Alderman Martin presents motion, seconded by Alderman House, and on vote carried Bill No. 6356, entering into an agreement with Welker Brothers Landscaping, LLC, relative to Airport Snow Removal 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 **WELKER BROTHERS LANDSCAPING, LLC** RELATIVE TO **PERRYVILLE REGIONAL AIRPORT SNOW REMOVAL PROJECT**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Rice presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6357, entering into an Aviation Project Consultant Agreement with Crawford, Murphy & Tilly, Inc., relative Rehabilitation of Runway 2-20, 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 AN AVIATION PROJECT CONSULTANT AGREEMENT BY AND BETWEEN THE CITY AND **CRAWFORD, MURPHY AND TILLY, INC.** RELATIVE TO **PERRYVILLE REGIONAL AIRPORT REHABILITATION OF RUNWAY 2-20**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Guth presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 6358, approving a right-of-way easement to Citizens Electric Corporation for underground electric lines at the Perryville Regional Airport, 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 **RIGHT-OF-WAY EASEMENT DEED** BY AND BETWEEN THE CITY OF PERRYVILLE AND **CITIZENS ELECTRIC CORPORATION** FOR **INSTALLATION OF UNDERGROUND ELECTRICAL LINES AT THE PERRYVILLE REGIONAL AIRPORT FOR CHARGING FACILITY**; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Alderman Martin presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 6359, entering into a first amendment to the Justice Center Intergovernmental Agreement with the County of Perry, Missouri, 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 **COUNTY OF PERRY, MISSOURI**, RELATIVE TO **FIRST AMENDMENT TO JUSTICE CENTER INTERGOVERNMENTAL AGREEMENT**; 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. 6360, accepting an easement deed from Lisa M. Sutterer, 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 Guth presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6361, entering into a Police Officer Training Employment Agreements with Levi A. Fortner and Joseph Allen Boyd, 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 CONTRACTS BY AND BETWEEN THE CITY AND **LEVI A.**

**FORTNER AND JOSEPH ALLEN BOYD RELATIVE TO POLICE OFFICER TRAINING EMPLOYMENT AGREEMENT;** 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:

- **County-Wide Economic Development Strategy Plan** - This Board has reviewed the first outline. It expected the study and will be completed by the end of the year.
- **Christmas on the Square** – Review of the events for Christmas on the Square.
- **The Beauty Room TIF Grant Completion** – This project is complete and the final invoices will be on the December 6<sup>th</sup> agenda for approval.

City Administrator Report:

- **Lifeguard Certifications** - Historically, the City has required potential lifeguards to pay the entire costs of the training and then, after 90 days of successful employment, we would reimburse them for 50% of the cost. This was done like that because the pool would pay to train a guard and then if they left pool employment, we were out of that training cost. This is a typical model for municipal operations. We have learned recently that departments across the state are reimbursing 100% (after 90 days) to make it easier to recruit staff.

It is our plan to start reimbursing 100% after 90 days. This does two things. The first is that it makes us more desirable to work for, plus it ensures that those we do train will end up working for us.

- **Ranken Community Introductory Meeting** – EDA Director Jones hosted two meetings last week introducing Ranken SE to local school districts and regional industry leaders. Both meetings were well-attended and the subject well-received; however, we do plan to contact school districts and some employers that were unable to join us for these formal meetings.

- **Request to assist with hanging banners around the Square** - Staff will be hanging Christmas banners around the Square in support of the Christmas lighting. This is a typical request of our time and talents but I wanted to make sure the Board was aware we would be doing this work in conjunction with our Christmas on the Square event.

- **Tower Rock Article** - Pending rain, it is possible that Tower Rock could again open this week for visitors. As of 3pm this afternoon, the gauge was showing 2 feet so we are getting close.

- **Fire & Rescue Training Institute** - I was very proud to see the Mizzou Fire Institute select Perryville's Paid-on-Call Department for their 2022 Annual Report. This is certainly a reflection on the quality and reputation of Chief Triller, Assistant Chief Jones, and all of our Departmental staff.

- **Pool Closures** - Park Staff recently skipped a step when they advised through the City's text blast system that the pool would be closing for several days (well beyond the normal park center) between now and the new year. This error has been discussed with staff and we humbly request the Board's permission to close for the provided dates and reasons.

- **Joint Justice Center Letter** - This letter was sent to members of the County's Construction Advisory Group previously, explaining the decision to select the Zoellner Construction/Dille Pollard Team

as our DB construction on the justice center. The County Commission continues to lead the discussion to finalize the building's plan and final contract. We are getting closer and hope to have financing finalized by early next month.

- **Budgeted Vehicles** – The opportunity to place orders for our budgeted vehicles has finally opened. With Board's permission, staff would like to place these orders now so we do not lose our opportunity. We plan to bring back more information at a future meeting.

After discussion, it is the consensus of the Board that staff proceed with placing the order for the vehicles.

City Engineer Report:

- **NE Sewer Project** – The grass is beginning to grow. Next spring we will regrade some areas and reseed where necessary.

- **MoDot TAP Grant from Star Street to Old St. Mary's Road** – We have been authorized to proceed on this project. We will be opening bids on December 14 and plan to be under contract by spring.

- **School Street Lift Station** – Plans are underway to go out for bid on this project by Christmas. Easements are required.

- **Rock Quarry Lift Station** – This project should dovetail the School Street lift station project.

City Attorney Report:

- **Amendment 3** – This Amendment has passed and will take effect on December 8. Dispensaries and licensing still need to be written by the State. We will be reviewing the rules in the Perryville Code of Ordinances to ensure compliance.

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

Alderman Schumer asks Public Works to check on leaves that have been laying in front of a house for over a week.

Alderman Martin asks if Public Works cleared the recent snow at the airport. City Administrator Buerck informs the Board that there wasn't enough snow to warrant removal.

Alderman House noted that the sinkhole repaired at a residence on Moore Drive looked nice.

Mayor Riney asked if the next budget year will include asphalt for parking lots in the park. City Administrator Buerck informs the Board that budget meetings have not yet begun.

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

Following discussion and review, it is upon motion by Alderman Buerck, seconded by Alderman Rice, 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; Dennis House, aye; Douglas K. Martin, aye; Clinton Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none.

Alderman Rice notes that the “No Parking” sign on South Jackson Street is in front of the new mural. City Administrator Buerck tells the Board that arrangements will be made to move the sign.

Mayor Riney asks if a “Cross Traffic Does Not Stop” sign can be added to the stop sign on Edgemont at its intersection with Main Street.

After discussion, it is the consensus of the Board that a “Cross Traffic Does Not Stop” sign be added to the stop sign on Edgemont at its intersection with Main Street.

There being no further business, it is upon motion by Alderman Martin, second by Alderman Buerck, and on vote carried, ordered that the Board now adjourn until Tuesday, December 6, 2022, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK