

November 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; Seth Amschler, Curt Buerck, Tom Guth, Clint Rice, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Tracy Prost, City Clerk; and Art Pistorio, City Attorney. Alderman Douglas Martin joins the meeting in progress.

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.

CONSENT AGENDA ITEMS

3. Approve minutes from meeting of November 7, 2023.
4. Approve Financial Report for October, 2023.

CITY OF PERRYVILLE STATEMENT OF CASH POSITION OCTOBER, 2023									
FUND NAME	April 1, 2023 Fund Balance	REVENUE Y-T-D	EXPENSE Y-T-D	NET INCOME	CURRENT FUND BALANCE	ACCOUNTS RECEIVABLE	CURRENT LIABILITIES	CURRENT CASH BALANCE	
101 Gen Rev	\$ 3,187,081.95	\$ 7,385,369.37	\$ (4,394,549.28)	\$ 2,990,820.09	\$ 6,177,902.04	\$ (100,489.53)	\$ (48,282.51)	\$ 6,230,109.06	
105 FSA Administration	\$ 9,928.53	\$ 299.60	\$ -	\$ 299.60	\$ 10,228.13		\$ -	\$ 10,228.13	
106 Asset Forfeiture	\$ 53.99	\$ -	\$ -	\$ -	\$ 53.99		\$ -	\$ 53.99	
204 Airport	\$ (267,237.05)	\$ 3,456,315.07	\$ (4,295,607.48)	\$ (839,292.41)	\$ (1,106,529.46)	\$ 2,055.00	\$ 7,756.72	\$ (1,100,827.74)	
206 Trans Trust	\$ 557,214.54	\$ 720,723.07	\$ (571,393.01)	\$ 149,330.06	\$ 706,544.60		\$ 7,811.81	\$ 714,356.41	
207 Perry Park Ctr.	\$ 609,074.66	\$ 1,846,824.59	\$ (2,271,341.31)	\$ (424,516.72)	\$ 184,557.94	\$ (38,986.88)	\$ (17,958.98)	\$ 205,585.84	
211 Veterans Field	\$ 10,542.49	\$ 16,027.23	\$ (4,952.60)	\$ 11,074.63	\$ 21,617.12		\$ -	\$ 21,617.12	
213 Field Improvement	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	
307 Debt Service	\$ 182,551.01	\$ 12,188.13	\$ (147,735.59)	\$ (135,547.46)	\$ 47,003.55	\$ 107,749.28	\$ 107,256.71	\$ 46,510.98	
308 Cap Imp Sls Tax Rev	\$ 1,232,550.34	\$ 566,059.64	\$ (266,638.21)	\$ 299,421.43	\$ 1,531,971.77	\$ -	\$ -	\$ 1,531,971.77	
409 Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	
414 TIF 1-Hwy 51/61	\$ 337,390.13	\$ 9,336.82	\$ -	\$ 9,336.82	\$ 346,726.95	\$ -	\$ -	\$ 346,726.95	
415 Economic Develop	\$ 384,113.51	\$ 977,873.77	\$ (943,631.70)	\$ 34,242.07	\$ 418,355.58	\$ -	\$ (230.00)	\$ 418,125.58	
416 TIF 2-Downtown	\$ 183,910.52	\$ 3,811.28	\$ (79,222.44)	\$ (75,411.16)	\$ 108,499.36	\$ -	\$ -	\$ 108,499.36	
417 TIF 3-I55/HWY 51	\$ 569,659.38	\$ 8,529.48	\$ (325,160.29)	\$ (316,630.81)	\$ 253,028.57	\$ -	\$ -	\$ 253,028.57	
513 Street Imp	\$ 488,207.56	\$ 1,012,532.16	\$ (982,380.21)	\$ 30,151.95	\$ 518,359.51		\$ -	\$ 518,359.51	
612 Refuse	\$ 363,306.63	\$ 575,763.38	\$ (737,378.72)	\$ (161,615.34)	\$ 201,691.29	\$ 118,436.73	\$ 5,702.17	\$ 88,956.73	
614 CWSS Op	\$ 3,512,832.91	\$ 3,542,282.90	\$ (4,155,407.14)	\$ (613,124.24)	\$ 2,899,708.67	\$ 473,341.82	\$ 147,564.57	\$ 2,573,931.42	
641 WWTP Improvements	\$ 146,967.26	\$ 4,227,792.91	\$ (3,370,713.36)	\$ 857,079.55	\$ 1,004,046.81	\$ -	\$ -	\$ 1,004,046.81	
619 Gas Op	\$ 4,242,111.31	\$ 2,520,742.68	\$ (4,327,643.74)	\$ (1,806,901.06)	\$ 2,435,210.25	\$ 284,674.29	\$ 257,242.81	\$ 2,407,778.77	
TOTAL	\$ 15,750,259.67	\$ 26,882,472.08	\$(26,873,755.08)	\$ 8,717.00	\$ 15,758,976.67	\$ 846,780.71	\$ 466,863.30	\$ 15,379,059.26	

5. Approve the Perry County EDA 2023 budget.
6. Approve Invoice 3221 (Final) to Jerry Hotop Painting, LLC, relative to the Perry Park Center Exterior Painting Project - \$16,845.00.
7. Approve Pay Estimate 12 from Lappe Cement Finishing, Inc., relative to Northeast Outfall Sewer Replacement – Phase 2 - \$26,199.14.
8. Approve Change Order 1 and Pay Estimate 4 to Lappe Cement Finishing, Inc., relative to MoDOT TAP5000(009) Perryville Blvd. Shared Use Path-Phase 2 - \$5,309.46.

9. Accept bids received for the Northeast Outfall Sewer Replacement – Phase 3 Project and award to Schuessler Excavating, LLC, per the recommendation of City Engineer Baer - \$1,126,016.00.
10. Approve specifications for Perry Park Center Exterior Signage and authorize advertisement for bids.
11. Approve plans and specifications for the Water Line Improvements – Schindler Road to Dowling.
12. Approve updated Housing Reimbursement Program to include pre-existing buildings.
13. Approve Police Department’s plan to sell retired weapons.
14. Approve Mural Design and Location at 119 North Jackson (Petunia & Lily’s).
15. Approve Perry Park Center Holiday Food Drive recommendation from Parks & Recreation Director Cadwell.

END OF CONSENT AGENDA

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

Item #12 – Alderman Rice asks if this will ensure that the property cannot become an VRBO if sold. City Administrator Buerck tells the Board that he is not sure that the City can bind a second property owner. He notes that this amendment is concentrated in the Downtown area.

Item 14 – Alderman Amschler asks who will pay for the mural at Petunia and Lilly’s. City Administrator Buerck tells the Board that this mural will be paid with Downtown TIF funds. He notes that the Bank of Missouri agrees that they will remove trees if they begin to cover the mural. Alderman Guth notes that the design of the murals painted on the side the Chamber office are not being well received. City Administrator Buerck tells the Board that those murals will be redone in the future. Alderman Amschler notes that the old Republic/Monitor building is a good location for a mural.

Alderman Guth makes a motion to approve the consent agenda. Alderman Amschler seconds the motion, and on vote the motion carries.

RESOLUTIONS:

After discussion and review, Alderman Rice makes a motion to enter into an agreement with Forever Lawn of the Ozarks relative to the Climbing Rock Safety Surface Refurbishment Project. Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2023-20

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **LAWNS OF EASE, LLC, d/b/a FOREVERLAWN OF THE OZARKS** RELATIVE TO **CLIMBING ROCK SAFETY SURFACE REFURBISHMENT PROJECT**; FURTHER SAID RESOLUTION 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 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 RESOLVED 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 and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Lawns of Ease, LLC, d/b/a ForeverLawns of the Ozarks**. 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.

PASSED AND APPROVED this 21st day of November, 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

After discussion and review, Alderman Guth makes a motion to enter into an agreement with Koch Electric, Inc. relative to the 2023 Public Works Generator Project. Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2023-21

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **KOCH ELECTRIC, INC.**, RELATIVE TO **PUBLIC WORKS GENERATOR 2023**; FURTHER SAID RESOLUTION 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 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 RESOLVED 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 and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Koch Electric, 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.

PASSED AND APPROVED this 21st day of November, 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

Alderman Martin joins the meeting at this time.

After discussion and review, Alderman Buerck makes a motion to enter into an agreement with Department of Justice relative to Office of Community Oriented Policing Services (COPS) 2023 Hiring Program Grant . Motion is seconded by Alderman Rice, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2023-22

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **DEPARTMENT OF JUSTICE** RELATIVE TO **COMMUNITY ORIENTED POLICING SERVICES (COPS) 2023 HIRING PROGRAM GRANT**; FURTHER SAID RESOLUTION 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 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 RESOLVED 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 and incorporated herein as if fully set forth between the City of Perryville, a municipal corporation, and **Department of Justice**. 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.

PASSED AND APPROVED this 21st day of November, 2023, 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

SECOND AND FINAL READINGS:

Now, at this time, the Board proceeds to approve Bill No. 6482, AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF MAYOR; 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. 6482 is read a second time on motion by Alderman Amschler, seconded by Alderman Guth. Thereupon on motion by Alderman Rice, 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: Seth Amschler, aye; Curt Buerck, aye; Tom Guth, 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. 6698 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6482

ORDINANCE NO. 6698

AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF MAYOR; 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:

Mayor;
Alderman – Ward One;
Alderman – Ward Two;
Alderman – Ward Three.

Date of Election:

April 2, 2024

Period Within Which
Candidate Must File:

8:00 a.m., Tuesday, December 5, 2023
to 5:00 p.m., Tuesday, December 26, 2023

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 7, 2023.

SECOND READING: November 21, 2023.

PASSED AND APPROVED this 21st day of November, 2023, by a vote of 6 yes, 0 nays, 0 abstentions and 0 absent.

CITY OF PERRYVILLE, MISSOURI

ATTEST:
Tracy Prost, City Clerk

By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6484, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PERRYVILLE, MISSOURI, TO ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTY, WHICH SAID PROPERTY IS PARTICULARLY SET FORTH IN THE ATTACHED EASEMENT DEEDS. Bill No. 6484 is read a second time on motion by Alderman Buerck, seconded by Alderman Amschler. 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: Seth Amschler, aye; Curt Buerck, aye; Tom Guth, 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. 6699 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6484

ORDINANCE NO. 6699

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

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

Section 1. The Mayor and Board of Aldermen of the City of Perryville, Missouri, do hereby accept Easement Deeds for Phase 3 of the Northeast Sewer Outfall Project from:

- a) Buchheit Family Properties; LLC
- b) Newman and Candace Fair;
- c) Hardee's Restaurants, LLC;
- d) Immanuel Lutheran Church (2);
- e) Jeffrey and Deanna Kline;
- f) Eva Lipe;
- g) Frank Moreland;
- h) Perry County, Missouri (4);
- i) Homer Roy, Jr.;
- j) Schemel Properties, LLC; and
- k) Zachary Schumer

which are attached hereto, subject to all of the terms and conditions therein expressed.

Section 2. The Mayor and City Clerk of the City of Perryville be, and they are, hereby authorized to do all acts and execute all instruments appropriate or necessary to accept the Easement Deeds.

Section 3. The City Clerk is hereby directed to file a copy of the Easement Deeds with the Recorder of Deeds of Perry County, Missouri.

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

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

FIRST READING: November 7, 2023.

SECOND READING: November 21, 2023.

PASSED AND APPROVED this 21st day of November, 2023, by a vote of 6 yes, 0 nays, 0 abstentions and 0 absent.

ATTEST:
Tracy Prost, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Larry Riney, Mayor

FIRST AND SECOND READING AND FINAL PASSAGE:

Now, at this time, Bill No. 6485, AN ORDINANCE AMENDING TITLE 2 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO COMPENSATION PAID TO VARIOUS OFFICERS OF THE CITY OF PERRYVILLE INCLUDING THE MAYOR AND MEMBERS OF THE BOARD OF ALDERMEN; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH, is read with an emergency clause for the first time upon motion by Alderman Martin, seconded by Alderman Schumer. On motion by Alderman Martin, seconded by Alderman Schumer, and on vote carried, Bill No. 6485 is read for the second time. 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 showing the aye and nay vote showed as follows: Seth Amschler, nay; Curt Buerck, nay; Tom Guth, nay; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, 3; nay, 3. With the total vote showing a tie, Mayor Riney votes yes. The Mayor thereupon declared the bill passed and approved and the bill thereupon became Ordinance No. 6700 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6485

ORDINANCE NO. 6700

AN ORDINANCE AMENDING TITLE 2 OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO COMPENSATION PAID TO VARIOUS OFFICERS OF THE CITY OF PERRYVILLE INCLUDING THE MAYOR AND MEMBERS OF THE BOARD OF ALDERMEN; 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 2, Chapter 2.04, Section 2.04.030, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

“2.04.030 Compensation.

Each member of the board of aldermen shall receive as compensation the sum of three thousand six hundred dollars and no cents (\$3,600.00) per year, payable quarterly, for performing the duties of office. This salary shall be adjusted effective April 1st of each year

and the adjustment shall not be less than zero. The salary adjustment provided each year shall not be effective in any amount in excess of the cost of living adjustment contained in the pay plan for the employees of the city of Perryville for that year. The human resource office of the city of Perryville shall maintain a compensation schedule for each fiscal year indicating the salary.”

Section 2. That Title 2, Chapter 2.12, Section 2.12.030, of the Code of Ordinances of the City of Perryville, Missouri, is hereby amended to read as follows:

“2.12.030 Compensation.

The mayor shall receive as compensation the sum of four thousand nine hundred dollars and no cents (\$4,900.00) per annum, payable quarterly, and shall also be entitled to reasonable expenses for mileage and incidental expenses as determined by the board of aldermen. This salary shall be adjusted effective April 1st of each year and the adjustment shall not be less than zero. The salary adjustment provided each year shall not be effective in any amount in excess of the cost of living adjustment contained in the pay plan for the employees of the city of Perryville. The human resource office of the city of Perryville shall maintain a compensation schedule for each fiscal year indicating the salary.”

Section 3. It is the intent of the Mayor and Board of Aldermen of the City of Perryville, Missouri, and it is hereby ordained that this ordinance shall become and be made a part of the Code of Ordinances of the City of Perryville, Missouri, and that sections of this ordinance may be renumbered to accomplish such intention.

Section 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. 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.

Section 6. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: November 21, 2023.

SECOND READING: November 21, 2023.

PASSED AND APPROVED this 21st day of November, 2023, by a vote of 3 yes, 3 nays, 0 abstentions and 0 absent.

CITY OF PERRYVILLE, MISSOURI

By: Larry Riney, Mayor

ATTEST:

Tracy Prost, City Clerk

Mayor Riney asks for Committee Reports.

Alderman Guth, as Chairman of the Public Works Committee, asks Public Works Director Layton if he has anything to report. Public Works Director Layton tells the Board that the crews have been keeping up with demand for vacuuming leaves. City Administrator Buerck tells the Board that they have funds in the budget to purchase a used trash truck to help with events, etc. and will be looking for a truck.

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

EDA Director Report:

- **CEO Program** - We have enough investors at this point to begin the second phase of the launch, which will purchase the curriculum for D32 and begin the facilitator training. The program is still scheduled to begin in the 2024 school year.
- **Christmas on the Square** - December 2nd. Parade begins at 6 pm.
- **MO DED Visit and Tour** - Missouri Department of Economic Development Acting Director Michelle Hataway, Missouri Partnership Director Subash Alias, and Gilmore & Bell Attorney Mark Grimm will be in Perryville on December 12th visiting area businesses. A full day of tours has been scheduled.

Mayor Riney asks for Staff Reports:

City Administrator Report:

- **Circle Fiber Cabinets** - Construction is well underway for the Circle Fiber network. Staff met with the contractors and had to slightly adjust the location of the cabinet that was to be located at Miget Memorial Park due to all the underground infrastructure located around the water tower. It will now be located on the other side of Edgemont, somewhat hidden behind the "Welcome to Perryville" sign.
- **EWTN Special: "Hidden Gems – Catholic Shrines in America"** – We are excited to alert the Board to the National Shrine of the Miraculous Medal meeting, and through them Perryville, being featured on EWTN, a global, Catholic Television, Catholic Radio, and Catholic News Network that provides Catholic programming and news coverage from around the world. Although we know the date for sure, we are not yet certain on the time. Please check your station for programming.
- **Vincentian Way Trail Connection to T-Road** - On November 8th, Tim Baer, myself, and members of the sidewalk committee met with Father Ostendorf and members of his team to walk the potential route connecting T-Road to the walking trail along Vincentian Drive. It was a productive meeting and an approved route determined. Tim's office will continue design work, hoping to put this project out for bid around February of next year.
- **Board Appreciation Dinner – Feb 9, 2024** - True to tradition, we have scheduled this dinner for the last Friday before Lent. Similar to last year, we will again partner with the County on a joint board appreciation event. RCCO event center was already reserved so we propose moving downtown to the new Petunia & Lilly event space. This is a good location because, as a brand new gathering space, it helps demonstrate how well the Board's Downtown TIF efforts have worked to help improve and revitalize downtown Perryville.
- **Mercy-Perry Nurse's Education Partnership** - This program has somewhat flown under the radar but really deserves to be celebrated. It is a partnership between MAC and our local hospital to teach, train, and graduate nursing students right here in Perryville. This was always something we had hoped to accomplish as part of our hospital merger and they have absolutely delivered.
- **TEAP Grant to Study Alma Drive** - Although we were not selected for the MoDOT grant, staff still intends to budget for and complete this study knowing it will pave the way for a MoDOT-approved solution and possible grant funding through their cost-share program. Staff would like to ask the Board for direction as to whether we should start the process now or wait until after the Fiscal Year rolls over. All things equal, staff would like to get started sooner rather than later.

After discussion, it is the consensus of the Board that staff start the selection process now.

- **Dedication Plaques** - Somewhat unusual to have so many plaques at a given time but it is important to remember these details as the buildings get older. We used a format similar to what has been done at the PPC, Police Department, and Downtown Plaza. However, somewhat unusual is these plaques

will show multiple mayors and aldermen as some who helped begin the project are different than those who helped finish it. He notes that the EDA Director and Tourism Director are having history markers placed on buildings in the downtown area.

After discussion, it is the consensus of the Board to move forward with the plaques.

City Engineer Report:

- **Trunk Line and School Street Lift Station** – The contract with Schuessler Excavating will be on the December 5th agenda for approval.
- **Force Main Project** – Staff has acquired all but seven easements on this project. They are continuing to obtain signatures on these last documents.
- **Vincentian Way** – The contractor has been working on stormwater piping. They are currently waiting on metal frames.

Alderman Buerck asks when Fronabarger Concreters will be finished at the Justice Center. City Engineer Baer tells the Board that he will check and let them know.

Alderman Guth states that he believes the basketball court bid specs would entice more bidders if they decided to remove one pour from the specs. City Engineer Baer noted that the additional pour would help eliminate puddles. City Administrator Buerck told the Board that staff would review the specs and may remove the additional pour for the re-bid.

City Attorney Report: No report.

Parks & Recreation Director Report:

- **Pool Maintenance** - The pool maintenance and cleaning has begun this week.
- **Ramp Project** - The contractor is beginning the ramp project.

Chief of Police Report: No report.

Mayor Riney asks for any Board concerns, comments, or other non-action items:

Alderman Amschler tells the Board that he has received complaints about the fiber optic boxes that Circle Fiber has been placing in yards. He asks if they are all in the street right-of-way. He also asks if homeowners can request a different type of box; noting that some boxes are flush to the ground and some are tall.

City Administrator Buerck will contact Circle Fiber and let the Board know the answers to these questions.

Alderman Martin apologizes to the Board for being late to the meeting, noting that his daughter just returned from Japan and he lost track of time.

Now, at this time, upon motion by Alderman Buerck, seconded by Alderman Rice, it is ordered that the Board now convene into closed session to discuss real estate matters in accordance with Section 610.021(2) RSMo; 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: Seth Amschler, aye; Curt Buerck, aye; Tom Guth, 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 Martin, 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: Seth Amschler, aye; Curt Buerck, aye; Tom Guth, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none.

There being no further business, it is upon motion by Alderman Schumer, second by Alderman Martin, and on vote carried, ordered that the Board now adjourn until Tuesday, December 5, 2023, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK