

February 21, 2024

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, 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 an invocation.

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

Theresa Barbero of 1615 Grand Avenue, Perryville, appears before the Board. She asks the Board to remove Chief Hunt, City Attorney Pistorio, Animal Control Officer Bill Buerck, and Judge Ben Lewis from their positions because she does not think they are being ethical in the handling of her lawsuit. She notes that she does not suspect that the Board will grant her request. She tells the Board that she has a pending lawsuit that was dismissed by Judge Lewis and the case has now been accepted at the Supreme Court level.

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

Mayor Riney now opens a public hearing relative to the proposed Fiscal Year 2024-25 City of Perryville Budget.

City Administrator Buerck tells the Board that city staff has gathered their budget numbers over the past six months and the Finance Committee has reviewed the proposed budget amounts and projects. He notes that the proposed budget is available for the public to review.

There being no one else coming forth, Mayor Riney closes the public hearing relative to the proposed Fiscal Year 2024-25 City of Perryville Budget.

CONSENT AGENDA ITEMS

4. Approve minutes from meeting of February 6, 2024.
5. Approve Financial Reports for January 2024.

CITY OF PERRYVILLE
STATEMENT OF CASH POSITION
JANUARY, 2024

		April 1, 2023	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	\$ 3,187,081.95	\$ 9,092,295.17	\$ (7,802,677.75)	\$ 1,289,617.42	\$ 4,476,699.37	\$ (102,168.98)	\$ (43,327.76)	\$ 4,535,540.59
105	FSA Administration	\$ 9,928.53	\$ 468.90	\$ -	\$ 468.90	\$ 10,397.43		\$ -	\$ 10,397.43
106	Asset Forfeiture	\$ 53.99	\$ -	\$ -	\$ -	\$ 53.99		\$ -	\$ 53.99
204	Airport	\$ (267,237.05)	\$ 3,801,417.66	\$ (4,528,785.86)	\$ (727,368.20)	\$ (994,605.25)	\$ 679.50	\$ 8,127.64	\$ (987,157.11)
206	Trans Trust	\$ 557,214.54	\$ 1,030,576.12	\$ (706,888.99)	\$ 323,687.13	\$ 880,901.67		\$ 8,411.22	\$ 889,312.89
207	Perry Park Ctr.	\$ 609,074.66	\$ 2,561,859.56	\$ (2,880,547.34)	\$ (318,687.78)	\$ 290,386.88	\$ (36,596.26)	\$ (12,762.52)	\$ 314,220.62
211	Veterans Field	\$ 10,542.49	\$ 17,685.32	\$ (7,426.63)	\$ 10,258.69	\$ 20,801.18		\$ -	\$ 20,801.18
213	Field Improvement	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -
307	Debt Service	\$ 182,551.01	\$ 363,538.11	\$ (180,202.91)	\$ 183,335.20	\$ 365,886.21	\$ 105,448.44	\$ 104,955.87	\$ 365,393.64
308	Cap Imp Sls Tax Rev	\$ 1,232,550.34	\$ 810,270.27	\$ (387,669.93)	\$ 422,600.34	\$ 1,655,150.68	\$ -	\$ -	\$ 1,655,150.68
409	Gen Pub Fac	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
414	TIF 1-Hwy 51/61	\$ 337,390.13	\$ 14,077.29	\$ -	\$ 14,077.29	\$ 351,467.42	\$ -	\$ -	\$ 351,467.42
415	Economic Develop	\$ 384,113.51	\$ 2,537,237.41	\$ (2,554,943.35)	\$ (17,705.94)	\$ 366,407.57	\$ -	\$ (230.00)	\$ 366,177.57
416	TIF 2-Downtown	\$ 183,910.52	\$ 4,962.32	\$ (105,285.01)	\$ (100,322.69)	\$ 83,587.83	\$ -	\$ -	\$ 83,587.83
417	TIF 3-I55/HWY 51	\$ 569,659.38	\$ 11,886.43	\$ (332,654.69)	\$ (320,768.26)	\$ 248,891.12	\$ -	\$ -	\$ 248,891.12
513	Street Imp	\$ 488,207.56	\$ 1,376,540.50	\$ (1,778,550.96)	\$ (402,010.46)	\$ 86,197.10		\$ -	\$ 86,197.10
612	Refuse	\$ 363,306.63	\$ 826,641.36	\$ (882,973.98)	\$ (56,332.62)	\$ 306,974.01	\$ 119,292.62	\$ 4,972.22	\$ 192,653.61
614	CWSS Op	\$ 3,512,832.91	\$ 5,002,166.03	\$ (5,119,270.07)	\$ (117,104.04)	\$ 3,395,728.87	\$ 442,251.02	\$ 147,356.73	\$ 3,100,834.58
641	WWTP Improvements	\$ 146,967.26	\$ 4,239,572.08	\$ (3,498,360.62)	\$ 741,211.46	\$ 888,178.72	\$ -	\$ -	\$ 888,178.72
619	Gas Op	\$ 4,242,111.31	\$ 4,259,900.17	\$ (5,376,424.04)	\$ (1,116,523.87)	\$ 3,125,587.44	\$ 581,447.75	\$ 269,230.58	\$ 2,813,370.27
	TOTAL	\$ 15,750,259.67	\$ 35,951,094.70	\$ (36,142,662.13)	\$ (191,567.43)	\$ 15,558,692.24	\$ 1,110,354.09	\$ 486,733.98	\$ 14,935,072.13

* Negative airport amounts will be reimbursed with grant funds.

6. Approve request from the Perryville Optimist Club to close streets on April 7, 2024, for a 5K Glow Fun Run/Walk.
7. Approve request from HiWay Rodders Car Club to close streets for May 11, 2024, car show.
8. Approve recommendation from Parks & Recreation Director Cadwell regarding request from Lucas and Friends Playground Committee to use this park as a watch sight for the April 8th solar eclipse.
9. Approve recommendation from Parks & Recreation Director Cadwell to award fireworks display to Premier Pyrotechnics.
10. Approve recommendation from Captain Worthington relative to parking on Old St. Mary's Road.
11. Approve recommendation from Captain Worthington relative to receipt of insurance check for totaled police vehicle.
12. Approve recommendation from City Clerk Prost to award quote to Jerry Hotop Painting, LLC. for the City Hall Exterior Brick Painting project.

END OF CONSENT AGENDA

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

Item 11 – Alderman Amschler questions if this is a second patrol car that was damaged in the last 8 months. Chief Hunt tells the Board that this car was wrecked during pursuit. He notes that his department is working on an update to their policy regarding pursuits.

City Administrator Buerck tells the Board that he is reviewing the number of vehicles necessary for the Police Department, noting that he is looking into the possibility of shared vehicles. Chief Hunt agrees that the fleet of cars could be reduced.

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

RESOLUTIONS:

After discussion and review, Alderman Buerck makes a motion to enter into an agreement with M & S Lawn Enforcement relative to 2024 Mowing Neighborhood Mini-Parks project. Motion is seconded by Alderman Rice, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-14

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **M&S LAWN ENFORCEMENT, LLC**, RELATIVE TO **MOWING NEIGHBORHOOD MINI-PARKS**; 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 **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.

PASSED AND APPROVED this 21st day of February, 2024, 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

After discussion and review, Alderman Rice makes a motion to enter into a Subaward Agreement with Missouri Department of Public Safety Criminal Justice/Law Enforcement Unit relative to grant for law enforcement equipment. Motion is seconded by Alderman Schumer, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-15

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **STATE OF MISSOURI DEPARTMENT OF PUBLIC SAFETY** RELATIVE TO **FISCAL YEAR 2023 LOCAL LAW ENFORCEMENT BLOCK 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 **State of Missouri Department of Public Safety**. 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 February, 2024, 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

Mayor Riney asks for Committee Reports.

Alderman Guth, as Chairman of the Public Works Committee, asks PW Director Layton for any public works updates. PW Director Layton tells the Board that a boil water order was issued when it was discovered that a contractor had failed to open a water valve it had turned off during a project, and city crews were unaware of the valve until they shut off a valve in the vicinity. This caused a problem and hence the boil water order. He tells the Board that they are going to review their valve review policy to eliminate the chance of this happening again in the future.

Alderman Guth asks about the recent issues with Circle Fiber's contractor, noting that they have been hitting various underground lines throughout the City. City Administrator Buerck tells the Board that the City is holding a bond on this company in case they do not make the proper repairs. He tells the Board that staff is meeting with Circle Fiber and is holding them ultimately responsible for the repairs.

Alderman Buerck, as Chairman of the Public Safety Committee, asks the Police Department to determine if a centerline should be painted on Grand Avenue where it doglegs between Waters Street and Poplar Street.

Alderman Martin, as Chairman of the Economic Development Committee, tells the Board that the EDA Board will meet tomorrow and discuss the rail plan and the strategic plan.

Mayor Riney asks for Staff Reports:

City Administrator Report:

- **Tourism Report** – See attached the statewide tourism report. I would draw your attention to Perry County data. It helps demonstrate the importance of the office of heritage tourism and the special work Trish is doing.

- **Chamber Business and Bingo Event – Mar 14** - As always, we are looking to see who among the Board would like to attend this event so we can reserve tickets for you and a guest.

- **Ranken Construction** - The back-ordered panel finally arrived. All construction is done. All bills paid. We are working with Ranken on planning a ribbon cutting this spring.

- **Big Bright Light Show** - I think this is an amazing Christmas display. Out of curiosity, we reached out to get a feel for what something like this would run. My best estimate is roughly \$70k the first year and \$50k each year thereafter. It is really neat and would put us on a special map for the Midwest but, given the makeup of downtown businesses, many of which close at 5pm, it is unclear as of yet as to the evening impact something like this would have. That said, it is still fun to think about and we talked about it with the Downtown group.

City Engineer Report:

- **Vincentian Way** – Fronabarger is waiting for the ground to dry before they do another concrete pour.

- **NE Phase 3** – The contractor has started mobilizing equipment for this project this week.

- **School Street Lift Station** – Excavation is expected to begin in mid-March. We are reviewing submittals at this time.

- **PW Generator** – We are expecting delivery of the generator soon and the project should be completed in the next few weeks. This puts us ahead of the April schedule.

Mayor Riney asks if the Kurt Martin stormwater project is still scheduled for this summer. City Engineer Baer replies that this project is scheduled for this summer.

Alderman Guth asks if compaction testing is done on projects such as Vincentian Way. City Engineer Baer tells the Board that Baer Engineering does the compaction testing.

City Attorney Report: No Report.

Chief of Police Report: No Report.

Parks & Recreation Director Cadwell reports that the ramp at the Perry Park Center has been poured and is awaiting handrails; the surface for the climbing rock in the park has been completed and staff is very happy with the turf surface and may begin using that in other replacement areas; soccer practice has begun and the bathrooms in the soccer park will soon be opening; Veterans Memorial Field is ready for the season; eclipse glasses are for sale at the Perry Park Center; the theater will be showing a planetarium show on April 6.

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

Alderman Buerck states that he was contacted by a resident at 322 North Pine Street with concerns that Circle Fiber's contractor left ruts 35 feet into his yard. Although the contractor has promised to repair the ruts, the homeowner was also unhappy that he was not contacted prior to the construction. Alderman Buerck asks that Circle Fiber's contractor contact the homeowners before they get on their property. City Administrator Buerck will contact Circle Fiber with this request and concern.

Alderman Rice tells the Board that he was contacted by Jerry Clifton at 102 Holly Street with a complaint that the construction trucks for the Justice Center are leaving trails of dirt and debris on Holly Street as they go to and fro on the project. He notes that the contractor, Zoellner Construction, has a street sweeper and asks that staff contact Zoellner and ask them to make sure they are cleaning streets in the surrounding area. City Administrator Buerck tells the Board that staff will contact Zoellner Construction.

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 Buerck, seconded by Alderman Martin, that the Board now reconvenes into regular session for any business that might come forth. Roll call showed the aye and nay votes as follows: 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 Rice, second by Alderman Buerck, and on vote carried, ordered that the Board now adjourn until Tuesday, March 5, 2024, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK