

November 5, 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 the Police Station in said City on the above date in regular session pursuant to adjournment. Present: Larry Riney, Mayor; Seth Amschler, Curt Buerck, Deanna Kline, Douglas K. Martin, Clint Rice, and David J. Schumer, Aldermen; Brent Buerck, City Administrator; Lydia Rellergert, 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.

Introduction of new city employees:

- Richard O'Leary – Street Maintenance Technician

CONSENT AGENDA ITEMS

4. Approve minutes from meeting of October 15, 2024.

5. Approve bills for October 2024.

At this time Alderman Rice, Chairman of the Finance Committee, presents the following bills and invoices for the month of October 2024, vendor checks numbered 129574 - 129848; 25 ACH transfers; payroll checks numbered: 659696 - 659712.

The following bills are presented to be paid for the month of October 2024. Board finds that \$537,988.16 is chargeable to and payable out of the General Revenue Account; \$85,305.09 is out of Airport; \$35,290.07 is out of Transportation Trust; \$221,951.40 is out of Perry Park Center; \$1,108.00 is out of Tech Ed Building; \$300.00 is out of TIF #2; \$2,223.53 is out of Street Improvement; \$40,721.27 is out of Refuse; \$296,744.49 is out of CWSS; and \$133,015.96 is out of Gas Operation. The Board, upon investigation, found the sum to be \$1,354,647.97.

6. Approve recommendation from CBIZ Compensation Consulting regarding 2025-26 salaries.

7. Approve Perryville Regional Airport Capital Improvement Plan 2025-2032.

8. Approve Invoice 8055483 from Gilmore & Bell, P.C., relative to the MoDNR Lead Service Line Inventory Revenue Anticipation Note for the city-wide Lead Service Line Inventory Project - \$8,500.00.

9. Approve Pay Estimate 6 from Millstone Weber, LLC, relative to the Runway Rehabilitation project - \$432,847.72.

10. Approve Pay Estimate 8 from Zoellner Construction Company, relative to the School Street Lift Station project - \$113,420.06.

11. Approve Invoice 4751038-B from Robinson Industrial and Heavy Contracting relative to the Wastewater Treatment Facility project - \$300,000.00.

12. Approve Purchase Order 1303883 to Playpower LT Farmington, Inc. relative to the Lucas & Friends Playground Phase 2 project - \$179,367.18.

13. Approve Purchase Order 1303892 to Premier Pyrotechnics, Inc., relative to prepayment for the 2025 Fireworks Show on July 3, 2025 - \$15,000.00.
14. Approve Change Order 1 to Lappe Cement Finishing, Inc., relative to the Perryville Boulevard Shared Use Path Phase III MoDOT TAP 5000(010) project - \$8,023.60 additional funds to remove existing commercial concrete, widen and thicken an existing commercial entrance per MoDOT.
15. Approve Change Order 1 to Putz Construction, LLC, relative to the Toilet Room Interior Renovation Project – 30-day time extension.
16. Approve Change Order 1 to Millstone Weber, LLC, relative to the Runway Rehabilitation project - \$3,162.60 additional funds for PAPI lighting arrestors.
17. Approve the renewal of the Airport Snow Removal Agreement with Welker Brothers Landscaping, LLC, for an additional one-year period as outlined in Article IV of the agreement.
18. Review and accept quotes received for the winter salt and award to Morton Salt Company, per recommendation of Public Works Director Jeff Layton. - \$90.60 per ton.
19. Review and accept quotes received for planting trees along Vincentian Way and award to Rob Roy Nursery, per recommendation of Parks & Recreation Director Jim Cadwell. - \$17,920.00.
20. Review and accept bids received for pest control serves and award to Rottler Pest Solutions, per recommendation of City Clerk Lydia Rellergert. – \$5,438.00 annually.
21. Approve the request for proposals specifications relative to the Water Treatment Plant Dam Study Analysis project.
22. Approve specifications for the Perry Park Center Conference Room project and authorize staff to advertise for bid proposals.
23. Approve request from Parks & Recreation Director Jim Cadwell to serve alcohol at the “Ladies Night Out Mom Prom” event hosted by the Parks & Recreation Department tentatively on Saturday, February 22, 2025, from 6-10 p.m. at the Perry Park Center.
24. Acknowledge receipt of MoDNR’s notice of award regarding the 2024 Recreational Trails Program (RTP) Grant for the Viola Blechle Park Paved Trail project - \$250,000.00
25. Acknowledge the submission of a construction permit application to MoDNR relative to the lift station in Heimos Subdivision Public Utilities project.
26. Acknowledge the Perryville Police Department hours of operations for the Perry County Joint Justice Center, beginning in January 2025 – 7am to 5pm, Monday thru Friday.
27. Acknowledge quote received for moving the Police Station to the Justice Center.
28. Authorize staff to apply for a Secretary of State Missouri Local Records Grant to assist with purchasing essential equipment related to records management, storage, access, and preservation.
29. Approve request for a Downtown Activity from Downtown Perryville Committee regarding “Christmas on the Square” – December 7, 2024. (copy)

END OF CONSENT AGENDA

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

Item 14 – Aldermen Rice asks staff how this change order request was developed. City Engineer Baer tells the Board of Aldermen that after the bidding process, MoDOT directly requested permission from an adjacent property owner to remove their existing two entryways and install a single, wider entryway, and the property owner agreed. City Engineer Baer informs the Board of Aldermen that staff also has learned of trailer haulers using the area and it is recommended to increase the concrete thickness to prevent damage to the trail.

Item 11 - City Administrator Buerck informs the Board of Aldermen that a pump at the wastewater treatment facility has failed, and staff has asked the project contractor Robinson Industrial and Heavy Contracting to evaluate the situation and present a solution. City Administrator Buerck asks the Board to consider removing this item from the consent agenda as it would release a sustainable amount of a retainage fee to the contractor and staff believes reaching a solution prior to a payment is in the city's best interest.

After discussion, it is the consensus of the Board of Aldermen that Item 11 is removed from the consent agenda.

Alderman Buerck makes a motion to approve the Consent Agenda with the removal of Item 11. Alderman Kline seconds the motion, and on vote the motion carries.

At this time, Mayor Riney introduces Jennifer Fritsche. Mrs. Fritsche expresses her gratitude to the city for its continued support to establish the Lucas & Friends Backyard Adventure Playground as an inclusive space in Miget Park. Mrs. Fritsche invites the Board of Aldermen to the ribbon cutting ceremony on Saturday, November 9, 2024, at 10:00 a.m. Mrs. Fritsche informs the Board that the group intends to continue to maintain and expand amenities at the playground with funds from its Community Foundation fund and partners.

At this time, Mayor Riney introduces Christine Wielgos, Warning Coordination Meteorologist. Ms. Wielgos presents to the city of Perryville its StormReady Recognition. Ms. Wielgos shares an overview of the steps the city of Perryville has completed to earn this national recognition as a community prepared for possible vulnerabilities during severe weather.

At this time, Mr. Hank Voekler, SEMA Regional Coordinator, congratulates the city of Perryville and expresses his appreciation for its continued partnership in severe weather preparation.

At this time, Emergency Services Manager Jeremy Mantz reminds the Board of Aldermen that the late staff member Bill Jones began this process, and he is grateful for the opportunity to assist in completing the program on behalf of the community.

At this time, City Administrator Buerck presents information to the Board of Aldermen regarding managed archery hunts within city limits.

After review of the information and discussion, Aldermen Schumer asks staff if the Missouri Department of Conservation has been contacted for comments regarding the ordinance. City Attorney Pistorio informs the Board that the conservation department has not been contacted, but that is a great idea, and he will reach out to the local agent.

It is the consensus of the Board of Aldermen that a staff will contact the local conservation agent regarding the managed archery hunts within city limits ordinance and present a revised ordinance with any conservation department recommendations at a later meeting for review.

At this time, the Board of Aldermen considers the rezoning request from Mr. Jerry Flentge to rezone 901 Edgemont Boulevard from R-2 to R-5. The public hearing on this matter was held on October 15, 2024.

After discussion, Alderman Schumer makes a motion to approve the rezoning request from Mr. Jerry Flentge to rezone 901 Edgemont Boulevard from R-2 to R-5. Alderman Rice seconds the motion. Roll

call showed the aye and nay vote as follows: Seth Amschler, nay; Curt Buerck, nay; Deanna Kline, nay; Douglas K. Martin, nay; Clint Rice, nay; David J. Schumer, nay. Totals: aye, none; nay, six. Motion fails.

City Administrator Buerck informs Mr. Jerry Flentge he may revise the proposal and re-apply to the Planning & Zoning Commission.

RESOLUTIONS:

After discussion and review, Alderman Buerck makes a motion to enter into an agreement with Dille Pollard Architecture relative to preliminary design for the Renovations of the Perryville Airport for Ranken Technical College project. Motion is seconded by Alderman Rice, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-80

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **DILLE POLLARD ARCHITECTURE** RELATIVE TO **PERRYVILLE AIRPORT RENOVATION PROJECT FOR RANKEN TECHNICAL COLLEGE**; 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 **Dille Pollard Architecture**. 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 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

CITY OF PERRYVILLE, MISSOURI

By: Larry Riney, Mayor

ATTEST:

Lydia Rellergert, City Clerk

After discussion and review, Alderman Schumer makes a motion to enter into an agreement with Centermark Construction, LLC, relative to the Wastewater Treatment Plant Buildout (administrative building) project. Motion is seconded by Alderman Buerck, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-81

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **CENTERMARK CONSTRUCTION, LLC**, RELATIVE TO THE **WASTEWATER TREATMENT PLANT BUILDOUT (ADMINISTRATIVE BUILDING) 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 **Centermark Construction, 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 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Lydia Rellergert, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Larry Riney, Mayor

After discussion and review, Alderman Rice makes a motion to enter into an agreement with dB Productions, LLC, relative to the Upgrades to the Perry Park Center's Theater Lighting and Control System project. Motion is seconded by Alderman Schumer, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-82

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **DB PRODUCTION, LLC**, RELATIVE TO THE **PERRY PARK CENTER THEATER LIGHTING AND CONTROL SYSTEM 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 **dB Production, 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 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

CITY OF PERRYVILLE, MISSOURI

ATTEST:
Lydia Rellergert, City Clerk

By: Larry Riney, Mayor

After discussion and review, Alderman Amschler makes a motion to amend Park Concessions policy. Motion is seconded by Alderman Kline, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-83

RESOLUTION

ADOPTING THE AMENDED
PARK CONCESSIONS POLICY

WHEREAS, the Mayor and Board of Aldermen of the City of Perryville, Missouri, have determined that a concessions policy will create an efficient method for the Parks & Recreation Department to approve, with input from the City Administrator, any eligible outside groups desiring to operate a concession stand in the City's park.

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

That the Board of Aldermen of the City of Perryville, Missouri, after review and consideration of the **Park Concessions Policy**, hereby amends said policy which is attached hereto and incorporated herein as if fully set forth.

PASSED AND APPROVED this 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

CITY OF PERRYVILLE, MISSOURI

ATTEST:
Lydia Rellergert, City Clerk

By: Larry Riney, Mayor

After discussion and review, Alderman Buerck makes a motion to enter into a Financial Assistance Agreement with Missouri Department of Natural Resources Missouri State Parks relative to a Recreational Trails Program (RTP) Grant for the Viola Blechle Park Paved Trail project. Motion is seconded by Alderman Rice, and on vote carried. Said Resolution is as follows:

RESOLUTION NO. 2024-84

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY AND **MISSOURI DEPARTMENT OF NATURAL RESOURCES MISSOURI STATE PARKS** RELATIVE TO **THE RECREATIONAL TRAILS PROGRAM (RTP) GRANT FOR THE VIOLA BLECHLE PARK PAVED TRAIL 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 **Missouri Department of Natural Resources Missouri State Parks**. 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 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Lydia Rellergert, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Larry Riney, Mayor

ORDINANCES:

SECOND READING AND FINAL PASSAGE:

Now, at this time, the Board proceeds to approve Bill No. 6539, entering into an agreement with Missouri Highways and Transportation Commission relative to the Construction of a roundabout at Alma Drive and access management along Rte. 51 Project. Bill No. 6539 is read a second time on motion by Alderman Amschler, seconded by Alderman Schumer. Thereupon on motion by Alderman Schumer, 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; Deanna Kline, 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. 6753 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6539

ORDINANCE NO. 6753

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 **COST SHARE AGREEMENT**; 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 **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, 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. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: October 15, 2024.

SECOND READING: November 5, 2024.

PASSED AND APPROVED this 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Lydia Rellergert, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Larry Riney, Mayor

Now, at this time, the Board proceeds to approve Bill No. 6540, approving Miget Park Deed Restriction relative to the Land Water Conservation Fund grant for the Lucas & Friends Backyard Adventure Playground Project. Bill No. 6540 is read a second time on motion by Alderman Buerck, seconded by Alderman Martin. 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; Deanna Kline, 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. 6754 of the City of Perryville, and is in words and figures as follows:

BILL NO. 6540

ORDINANCE NO. 6754

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF PERRYVILLE, MISSOURI, TO EXECUTE A **DEED RESTRICTION** BY AND BETWEEN THE CITY OF PERRYVILLE AND **MISSOURI DEPARTMENT OF NATURAL RESOURCES FOR MIGET PARK**; 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 deed restriction, 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 execute said deed restriction.

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 deed restriction 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 Natural Resources**. 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 deed restriction.

2. That the Mayor be and he is hereby authorized and directed to execute said deed restriction 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 deed restriction.

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: October 15, 2024.

SECOND READING: November 5, 2024.

PASSED AND APPROVED this 5th day of November, 2024, by a vote of 6 ayes, 0 nays, 0 abstentions, and 0 absent.

ATTEST:
Lydia Rellergert, City Clerk

CITY OF PERRYVILLE, MISSOURI
By: Larry Riney, Mayor

FIRST READING:

Alderman Martin presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6541, calling for General Election, is read for the first time by title only. The heading is as follows:

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.

Alderman Rice presents motion, seconded by Alderman Schumer, and on vote carried Bill No. 6542, amending Title 2, Chapter 2.88, Section 2.88.710 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Long term care (LTC), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 7, SECTION 2.88.710, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **LONG TERM CARE (LTC)**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Rice presents motion, seconded by Alderman Amschler, and on vote carried Bill No. 6543, amending Title 2, Chapter 2.88, Section 2.88.740 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Light duty, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 7, SECTION 2.88.740, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **LIGHT DUTY**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Martin presents motion, seconded by Alderman Buerck, and on vote carried Bill No. 6544, amending Title 2, Chapter 2.88, Section 2.88.805 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Discipline, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 8, SECTION 2.88.805, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **DISCIPLINE**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Buerck presents motion, seconded by Alderman Martin, and on vote carried Bill No. 6545, amending Title 2, Chapter 2.88, Section 2.88.985 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Workers' compensation workplace accidents/injuries/illnesses exposure, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 9, SECTION 2.88.985, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **WORKERS' COMPENSATION WORKPLACE ACCIDENTS/ INJURIES/ ILLNESSES EXPOSURE**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Martin presents motion, seconded by Alderman Amschler, and on vote carried Bill No. 6546, amending Title 2, Chapter 2.88, Section 2.88.705 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Paid time off (PTO), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 7, SECTION 2.88.705, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **PAID TIME OFF (PTO)**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Buerck presents motion, seconded by Alderman Amschler, and on vote carried Bill No. 6547, amending Title 2, Chapter 2.88, Section 2.88.765 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Leave of absence- Without pay (non-FMLA), is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 7, SECTION 2.88.765, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **LEAVE OF ABSENCE – WITHOUT PAY (NON-FMLA)**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Alderman Amschler presents motion, seconded by Alderman Kline, and on vote carried Bill No. 6548, amending Title 2, Chapter 2.88, Section 2.88.620 of the Code of Ordinances relative to Personnel Rules and Regulations relative to Health and life insurance, is read for the first time by title only. The heading is as follows:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 2.88, ARTICLE 6, SECTION 2.88.620, OF THE CODE OF ORDINANCES OF THE CITY OF PERRYVILLE, MISSOURI, RELATIVE TO PERSONNEL REGULATIONS REGARDING **HEALTH AND LIFE INSURANCE**; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Mayor Riney asks for Committee Reports.

Alderman Schumer asks Public Works Director Layton for an update on Public Works matters.

Public Works Director Layton tells the Board of Aldermen that the holiday trash schedule flyer in the November bills was incorrect, and a corrected version will be sent in the December bills. Public Works Director Layton shares that to help in the meantime refuse department staff will tag affected trash cans and staff will attempt to pick up any trash cans that are set out for pick up.

Alderman Kline, as Chairman of the Planning & Zoning Commission, informs the Board of Aldermen there was not an October Planning & Zoning Commission meeting.

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

- **Kids Win Missouri** - The EDA staff is discussing a potential partnership with this organization to create a childcare exchange, where the State of Missouri, employers, and employees all share in the cost of childcare. These are initial conversations that will require quite a bit of planning, so more information to come as we learn more about the process.

- **Christmas On the Square** – This event will be held from 4 – 8 pm Saturday, December 7th. The school choir performances begin at 4 p.m. at the Plaza, Mrs. Claus will be reading Christmas stories to the kids at 5 p.m., then the lighted parade begins at 6 p.m. followed by photos with Santa and horse and carriage rides.

- **Perryville Area CEO Class Events** - The CEO class has organized two events that will help them fundraise for their individual business projects. The Holiday Hustle 5K will be held December 7th at 8 am at the TG Trail. Registration information is on the CEO Facebook page. They are also planning a family-friendly Holiday Trivia at Robinson Event Center on Monday, December 16th at 6 pm. Registration for that event was shared by the Chamber in their eNews today.

Mayor Riney asks for Staff Reports:

City Administrator Report:

- **Zoning Code Schedule** - We are working on the zoning code process with PGAV but are unlikely to finish by the end of the calendar year as originally planned. Instead, we are now working with a goal of having it adopted and in place by the first of the fiscal year, April 1.

- **Construction consultant for Alma Avenue Roundabout project design** - We only received two responses to the original advertisement, so MoDOT's rules dictated we slow our process down and readvertise. That was done with the new response deadline is Friday, November 8. Our hope is to have a recommendation at the next meeting.

- **Perry County Foundation Anniversary Event Update – November 7th** - Just a final reminder for this exciting event on Thursday evening celebrating the Community Foundation's 10th anniversary. Your tickets are good for all 3 events that evening.

- **Holidays Trash Collection Schedule** - I would like to apologize for reusing last year's holiday schedule in last week's mailer. We are working to resolve the issue and will be sending a revised mailer out in December just in time for the Christmas holiday; however, Thanksgiving may be confusing to Ward 3 residents. We have posted the correct information regarding this year's holiday trash pick up schedule on the website and Facebook. Also, we are placing an ad in the newspaper hoping to clear up any confusion. Finally, staff will be more lenient on additional pick-ups that week for those that are confused.

- **Lead Service Line Inventory project update** - We are working with the City's contractor on this project and working with MoDNR to meet the federal requirements for the grant we received. Last week's billing had a summary page with a QR code linking the reader to the website. MoDNR advised this week that the mailed flyer is not sufficient and asked that we re-mail the notice, in verbatim form, to all our

users. It is difficult because their language is much “harder” than ours was, especially given we do not expect many, if any, lead issues. that said, we will be compiling with this directive and mailing this information prior to next week’s deadline.

- **Perryville Airport Runway ribbon cutting ceremony** - The rain stopped today, just long enough for the ribbon cutting to take place. Several local residents joined us, along with representatives from our engineering firm, CMT, and contractor, Millstone Weber. This was a special day in the history of our airport, and we were glad the Mayor and several Aldermen had a chance to join us.

- **Lucas & Friends Playground ribbon cutting ceremony – November 9th at 10 a.m.** - This Saturday is the ribbon cutting for Phase 2 of the playground. It will take place at 10 a.m. and feature Lucas and his family. I will likely be out of town but hope the Mayor and members of the Board may have a chance to come. It has been crazy busy since the playground opened. What an incredible accomplishment.

- **Report – One hundred years of caving in Perry County, MO – Richard A. Young** - This history of Perry County Caving was put together by Richard Young, one of our Hall Of Fame level cavers. He dropped a copy off with me at City Hall and I wanted to share the same with the Board. These guys are very passionate about their work with the caves, and we are fortunate to have so many of them as partners.

- **Article – Capital Sand opens natural gas station to fuel truck fleet** - Interesting to see this NGV fueling station open up in Cape Girardeau. It will be interesting to see what happens politically with NGV once the election is over and perhaps this gives us a reading on what may be to come. Staff will continue to monitor the value of using NGV.

- **Article – Lead Service Line Improvements** - This article provides a greater level of detail regarding the LSLI process we are currently going through. This process is federally required of all drinking water systems, and we are working to stay in compliance. There are some good background details here, should the Board with interested in the whats and whys.

- **Food Drive Request at Perry Park Center** – The local Scouts are hosting a food drive during the month of November and staff received a last minute request to place a collection bin at the Perry Park Center. City Administrator Buerck asks the Board of Aldermen to consider approving the request.

Alderman Rice makes a motion to approve the Scouts request to place a collection bin at the Perry Park Center for their food drive project. Alderman Amschler seconds the motion, and on vote carried.

- **Recreation Trails Program Grant Award** – Staff received notice that the city's grant application to the Recreational Trails Program has been awarded. This project will connect into the Star Street trail.

- **Heimos Lift Station Variance** – The contractor, Centermark Construction, LLC, has requested official acknowledgement regarding the variance request. City Administrator Buerck asks the Board of Aldermen to allow staff to acknowledge the variance request.

It is the consensus of the Board of Aldermen to provide the contractor with a written acknowledgement relative to the Heimos lift station variance.

City Engineer Report:

- **School Street Lift Station Project** – The wet well has been placed and rocked. The contractor is continuing to complete interior work. Valves and pumps are expected to arrive throughout this month and once these items are in, the contractor can begin piping work and site work.

- **Trunkline Project** – The contractor is grating the manhole and working on final items to complete this project.
- **Force Main Project** – The contractor is waiting for valves to arrive to complete this project.
- **Schindler Rd. to Dowling Dr. Waterline Project** – The contractor completed the concrete work last week. This project is completed.
- **Shared Use Path III Project** – The contractor has made great progress on this project so far. There is approximately 900 feet of concrete done.

Alderman Rice informs City Engineer Baer that the ACE Hardware portion of the trail is holding stormwater. City Engineer Baer explains to the Board of Aldermen that ACE Hardware still needs to complete site work tasks that will connect to the existing stormwater drainage system design and alleviate standing water, but he will continue to monitor the situation.

City Attorney Report: No Report.

Chief of Police Report:

Captain Ryan Worthington tells the Board of Aldermen that all new police department vehicles are outfitted, and staff has begun packing the police station for the move to the justice center.

Parks and Recreation Director Report:

The Perry Park Center Toilet Room Improvements project has been completed and the doors are now open for public use. These doors will allow the public to access the restrooms from inside the gym.

Alderman Rice asks Parks & Recreation Director Cadwell for an update regarding the 2024 Fall Frenzy Trail Run event held on November 2, 2024. Parks & Recreation Director Cadwell informs the Board of Aldermen that the weather was nice, but participation was low. Alderman Rice suggests to Parks & Recreation Director Cadwell that staff may consider scheduling the event next year on a different weekend, and recommends the Saturday after Thanksgiving, which has been historically the day for this event.

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

Alderman Schumer asks staff for an update on the policy for non-city standard concrete work.

City Administrator Buerck tells the Board of Aldermen that he and City Attorney Pistorio are working to develop a policy that will be recorded so that it will run with the land.

Alderman Rice tells the Board of Aldermen that a resident of the subdivision near Country Lake Drive has requested a speed bump.

City Administrator Buerck reviews the city's traffic study process and informs the Board of Aldermen that historically staff begin with increase patrol to address speeding and try to avoid installing speed bumps because they prevent staff from properly servicing roads during winter weather.

Mayor Riney tells the Board of Aldermen that a resident has informed him of a possible traffic hazard at the intersection of North West St. and W. Ste. Marie St.

After discussion, it is the consensus of the Board of Aldermen that the Police Department will conduct a traffic study on the intersection of North West St. and W. Ste. Marie St. and present their findings at a later meeting for review.

There are no other Board concerns, comments, or other non-action items.

Now, at this time, upon motion by Alderman Rice, seconded by Alderman Amschler, 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; contractual matter in accordance with Section 610.021(9) RSMo; and litigation matters in accordance with Section 610.021(12) RSMo; Roll call showed the aye and nay votes as follows: Seth Amschler, aye; Curt Buerck, aye; Deanna Kline, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none; absent, 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; Deanna Kline, aye; Douglas K. Martin, aye; Clint Rice, aye; David J. Schumer, aye. Totals: aye, six; nay, none; absent, none.

There being no further business, it is upon motion by Alderman Rice, second by Alderman Schumer, and on vote carried, ordered that the Board now adjourn until Tuesday, November 19, 2024, at 6:30 p.m., the regular meeting in course.

MAYOR

ATTEST:

CITY CLERK