

MINUTES

CITY COUNCIL MEETING
Portageville City Hall
September 3, 2019

CALL TO ORDER

A meeting of the City Council of the City of Portageville was held on Tuesday, September 3, 2019, at City Hall, 301 E Main St. Due to health issues, Mayor Simmons was not in attendance. Mayor Pro-Tem Vince Berry called the meeting to order at 6:00 p.m.

ROLL CALL

Council Members Present

Alderman James
Alderman Doering
Alderman Berry
Alderman Essary

Council Members Absent

Following roll call, the City Clerk reported that a quorum was present.

Also present were:

Rachel Wrather, City Clerk
Ronnie Adams, Police Chief
Joey Walters, Street Supervisor
Terry Wheeler, Sewer Employee
Michele Crawford, City Collector
Sam Tillman, Financial Advisor
Leeta Stevens
Gail Warren
Clint Klipfel
Kathy Klipfel
Tonya Vannasdall
Patty Johnson
April Brands
Joy Partin
Lori Robinson
Denis McCrate
Chris Stinnett

George DeLisle, Fire Chief
Jimmy Wyman, Water Supervisor
Tammy Puryear, Animal Control
Jonathan Thacker, Code Enforce
Scott Patterson, Pretreatment
Al DeLisle
Susan Warren
Anna McCoy
Scott Seal
Greg Gowan
Shirley Estes
Freddie Hill
Ray Staffey
Barron Willard
Randy Guest
Carol Bowden

APPROVAL OF
AGENDA

Moved by Alderman Doering seconded by Alderman Essary and
unanimously carried, to approve the agenda as submitted.

APPROVAL OF MINUTES

Reg. Mtg.- 8/5/19

Tax Rate Public Hearing- 8/19/19

Mid-Month Mtg.- 8/19/19

Mayor Pro-Tem Berry asked members of the Council if they had read a copy of the Minutes made available to them three days prior to the meeting. All answered in the affirmative.

Mayor Pro-Tem Berry asked if there were any additions or deletions to the minutes. There were none.

Moved by Alderman Berry seconded by Alderman Doering and unanimously carried, to approve the submitted minutes for the month of August.

DEPARTMENTAL REPORTS

JEFF LANGE- SEWER TREATMENT PLANT RESIDENTIAL ENGINEER

No report was turned in and Lange was not present.

RONNIE ADAMS- CHIEF OF POLICE

Turned in a written report for the month of August.

GEORGE DELISLE- FIRE CHIEF

Turned in a written report for the month of August.

DeLisle stated that the washer at the Fire Department had went out. He had contacted Mr. Appliance of Poplar Bluff, Mo to look at it for \$79.00. If he can fix the problem, the charge will then be credited to the repair bill. All members of the Board supported the decision to have Mr. Appliance of Poplar Bluff, Mo. look at the repair.

DeLisle informed the Board of Alderman that one of the break lights on the ladder truck needed replacing and he would like to replace both with LED lights. The issue was tabled until mid-month on September 16, 2019.

DeLisle will also provide a quote for one set of turn out gear at the mid-month meeting on September 16, 2019.

DeLisle stated that a local bank had donated \$1000.00 and the department purchased a school response pack defibrillator with the funds.

PARK BOARD

Turned in a written report for the month of August.

JOEY WALTERS- STREET & SOLID WASTE SUPERINTENDENT

Turned in a written report for the month of August.

Walters informed the Board of Alderman that they were preparing for the street paving team to come in the following week. A message will be posted on social media and textcaster to let citizens know when paving begins.

Walters stated that the Street Department had begun digging a small ditch along the west side of McCrate Ave from Stafford Drive to Highway 162.

This will alleviate potential flooding issue on this area and the farm ground next to the ditch.

JIMMY WYMAN- WATER SUPERINTENDENT

Turned in a written report for August.

Wyman stated that he had a well that was down due to the motor burning up. It is currently at Qulin being repaired. Wyman asked the Board of Alderman to allow him to purchase a back up motor. Discussion followed. Motion was made by Alderman James and seconded by Alderman Essary to purchase a back up motor for the sewer plant. All members voted in favor.

TERRY WHEELER- SEWER EMPLOYEE

Turned in a written report for the month of August.

Wheeler stated that they needed a UV Cover at the new plant, and he is checking to get a price on this. Discussion followed. Alderman Berry made a motion to allow Adrienne Eilers, Project Engineer, to gather a Change Order for the cost of the UV cover. Motion was seconded by Alderman James. All members voted in favor.

Alderman Berry asked about the lack of risers for the road paving project. Discussion followed. Wheeler will present a quote from Midwest Meters for additional supplies such as risers, hoses and fittings to be kept on hand at the sewer plant at the next meeting.

SCOTT PATTERSON- PRE-TREATMENT COORDINATOR

No written report was turned in. Patterson appeared before the Board of Alderman. He stated that he was checking into SRG sewer charges. Discussion followed. Patterson will research the situation further. Patterson stated that the sewer department would be purchasing a new laptop but would stay under \$500.00. He also informed the Board of Alderman that the Pretreatment Ordinance would need to be amended to include photographic evidence during inspections. Patterson will get in touch with Terry McVey, City Attorney, to make the change and present it before the board.

TAMMY PURYEAR- ANIMAL CONTROL OFFICER

Turned in a written report for the month of August.

Puryear stated that the water was back on at the Animal Control facility.

JONATHAN THACKER- CODE ENFORCEMENT

Turned in a written report for the month of August.

Thacker stated that he had attended the Floodplain Substantial Damage class.

Mayor Pro-Tem Berry introduced Ordinance No. 1289:

AN ORDINANCE REPEALING ORDINANCE NUMBER 1266 WHICH AMENDED SECTION 600.070 OF THE MUNICIPAL CODE OF THE CITY OF PORTAGEVILLE WHICH ALLOWED CONSUMPTION OF ALCOHOL IN PUBLIC PLACES WHEN IN CONJUNCTION WITH A TEMPORARY PERMIT FOR SALE BY DRINK PURSUANT TO SECTION 600.030 © OF THE MUNICIPAL CODE.

ORDINANCES OR
RESOLUTIONS
Ordinance #1289
Proclamation 2019-1

Mayor Pro-Tem Berry entertained a motion for the First Reading of Ordinance No. 1289. Motion was made by Alderman Essary and seconded by Alderman James. Voting was as follows: Alderman James, abstained; Alderman Doering, nay; Alderman Essary, yea; Alderman Berry, nay. Motion does not pass.

Mayor Pro-Tem Berry introduced Proclamation 2019-1 which recognizes the week of September 9, 2019 as Portageville School District Beta & Jr. Beta Week in the City of Portageville, Missouri due to their achievement at nationals held during the summer of 2019.

Mayor Pro-Tem Berry asked for a motion to approve Proclamation 2019-1. Motion was made by Alderman Doering and seconded by Alderman Berry. All members voted in favor.

Mayor Pro-Tem Berry stated that he would also like to see a day set aside to honor Emma Fisk for her efforts and contributions to the Shop with A Cop program. Discussion followed. A motion was made by Alderman Doering and seconded by Alderman James to prepare a proclamation in her honor. All members voted in favor. Rachel Wrather, City Clerk, will investigate drafting the document for a later date.

OLD BUSINESS

ORDINANCE 1266 REVISITED (ALCOHOL ORDINANCE)

Mayor Pro-Tem Berry acknowledged that Ordinance 1266 did not cover all liabilities or concerns brought up by the citizens of Portageville. He stated that he would like to see a non-binding resolution put on the ballot during the April 2020 Municipal election to put the issue before voters. Discussion followed. Alderman Doering made a motion to put the non-binding resolution before voters during the April 2020 election. Alderman Berry seconded. Voting was as follows: Alderman James, yea; Alderman Doering, yea; Alderman Essary, nay; Alderman Berry, yea. Motion passed 3-1. Terry McVey will draft an Ordinance placing the issue on the ballot for the April 2020 election.

Mayor Pro-Tem Berry also stated that he would like to see the guidelines established in the meeting among civic organization leaders added into Ordinance 1266. The guidelines are as follows:

1. Allow any local Portageville organization that has their 501C to obtain a temporary picnic license. The alcohol must be sold by the organization sponsoring the event.
2. Alcohol sales can only take place during concerts at City parks.
3. No sales during parades.
4. Hours of sale for alcohol are as follows:
 - a. 3:00 p.m. to 10:00 p.m. at city parks
 - b. 7:00 p.m. to 12:00 a.m. at all other city locations
5. Area size for where alcohol is being sold or consumed is limited to no more than 120 feet by 50 feet.

6. Alcohol being served/sold must have an alcohol content of 8% or less.

Discussion followed. Alderman Berry made a motion to amend Ordinance 1266 to include the above-mentioned guidelines. Motion was seconded by Alderman Doering. Voting was as follows: Alderman James, yea; Alderman Doering, yea; Alderman Essary, nay; Alderman Berry, yea. Motion passed 3-1.

Terry McVey will draft an ordinance for the mid-month meeting on September 16, 2019.

TAX SALE PROPERTIES

Mayor Pro-Tem Berry stated that following the tax sale there is currently only one property able to be acquired by the City of Portageville. It is located on DeLisle Ave. Discussion followed. Mayor Pro-Tem Berry asked for a motion to proceed with a title search on the DeLisle Ave. property. Motion was made by Alderman Doering and seconded by Alderman James. All members voted in favor.

POLICE DEPARTMENT CAMERAS/ DVR – RANDY GUEST

Mayor Pro-Tem Berry asked Randy Guest to explain the situation regarding the cameras at the Police Department. Guest stated that the old analog dvr network interface is broken. That cause s the cameras not be viewed on the monitors up front. Guest proposed that they do not waste money on old technology by replacing the old dvr, but add better IP megapixel cameras to the existing city system. Discussion followed. Mayor Pro-Tem Berry made a motion to approve the purchase and installation of new cameras and poe switch for a total of \$1765.00. Motion was seconded by Alderman James. All members voted in favor.

POLICE DEPARTMENT ROOF/ USDA LOAN

Mayor Pro-Tem Berry informed the Board of Alderman that several price quotes for the roof repair at the Police Department had come in. All had a different method of repair. Berry stated that the Board of Alderman would need to decide which type of repair they would like to have done on the roof so the project could then be put out to bids. Discussion followed. The Board of Alderman stated that they would like to do rubber or foam but did not receive a price quote from the foam contractor. The issue was tabled until mid-month meeting on September 16, 2019.

MODOT ADOPT A HIGHWAY

Mayor Pro-Tem Berry announced that there was no evidence or signage stating that the City of Portageville had participated in the Adopt A Highway program three years ago. Alderman Berry made a motion not to renew for the next three-year term. Motion seconded by Alderman James. All members voted in favor.

POLICE DEPARTMENT MOTORCYCLE

There was no additional information presented and Officer Barney was not in attendance. The issue was tabled until mid-month meeting on September 16, 2019.

NEW BUSINESS

NEW MADRID COUNTY FAMILY RESOURCE CENTER PRESENTATION

No one was present.

PLANNING & ZONING – PERMISSABLE USE MEDICAL MARIJUANA DISPENSARY

Mayor Pro-Tem Berry asked Patty Johnson, Planning and Zoning Chairman, to address the Board of Alderman regarding the zoning of a medical marijuana dispensary. Johnson stated that a public hearing had been held on adding medical marijuana dispensaries as a permissible use in a commercial zone. It was the recommendation of the Planning and Zoning Board to add medical marijuana dispensaries as a permissible use in a commercial zone. Discussion followed. Motion was made by Alderman Berry to accept the recommendation of Planning and Zoning Committee. Motion was seconded by Alderman Doering. All members voted in favor. Terry McVey, City Attorney, will draw up the ordinance for the October 7, 2019 meeting.

CHAMBER OF COMMERCE 2019 MEMBERSHIP

Mayor Pro-Tem Berry informed the Board of Alderman that the City of Portageville had received 2019 Membership Dues Application. The price for annual renewal is \$100.00. Motion was made by Alderman Berry to pay the membership dues for 2019. Motion was seconded by Alderman Doering. All members voted in favor.

REMOVAL OF 2014 REAL ESTATE & 2016 PERSONAL TAXES

Mayor Pro-Tem Berry asked Michele Crawford, City Collector, to speak on the removal of the 2014 Real Estate and 2016 Personal Property tax removal. Crawford stated that she is only allowed to keep 5 years on her tax book for real estate and three years for personal property. The amount of 2014 Real Estate taxes to be removed is \$434.52. The amount of 2016 Personal Property taxes to be removed is \$6,577.96. Alderman Doering made a motion to remove the taxes as requested. Motion was seconded by Alderman James. All members voted in favor.

STP CHANGE ORDER #11 – ROCK PAD FOR DUMPSTER

Mayor Pro-Tem Berry presented Change Order Request #11 to put a rock pad (30'x 30' x 8") in front of the Bar Screen and Grit Structure for dumpster pickup at the new sewer plant for \$3,181.00. Discussion followed. Motion was made by Alderman Essary and seconded by Alderman Doering. All members voted in favor.

SEWER TREATMENT PLANT ADDITIONS

Mayor Pro-Tem Berry stated that he had met with Adrienne Eilers, Project Engineer for the new Sewer Treatment Plant. He informed the Board of Alderman that there were items previously removed from the project that she would like to see implemented if there was funding left to do so. Discussion followed. Alderman Berry made a motion to have Eilers put together a change order for clarifier covers for the new sewer plant. Motion was seconded by Alderman James. All members voted in favor.

Mayor Pro-Tem Berry also stated that Eilers had presented a document for substantial completion after Crawford, Murphy and Tilly had come down and inspected the plant. There are items that they are requiring River City Construction to attend to before final completion in December 2019. Discussion followed. After reviewing the Substantial completion document, Alderman Berry made a motion to approve the substantial completion. Motion was seconded by Alderman James. All members voted in favor.

AMMUNITION POLICE DEPARTMENT – FORMAL VOTE

Mayor Pro-Tem stated that a formal voted need to be taken on the purchase of ammunition from Kiesler Police Supply for the Portageville Police Department in the amount of \$1564.96. Mayor Pro-Tem asked for a motion to approve the purchase. Motion was made by Alderman Doering and seconded by Alderman Berry. All members voted in favor.

CHAMBER OF COMMERCE SOYBEAN FESTIVAL SPONSORSHIP

Mayor Pro-Tem Berry introduced a sponsorship form from the Portageville Chamber of Commerce for the 72nd Annual National Soybean Festival to be held October 7-12, 2019. Discussion followed. Alderman Doering made a motion to approve a corporate sponsorship of \$1000.00. Motion was seconded by Alderman Berry. All members voted in favor.

PUBLIC FORUM

Mayor Pro-Tem Berry asked if there were any visitors present who would like to address the Board of Alderman.

Kathy Klipfel stated that she had concerns regarding the hearing of the issues discussed by the Board of Alderman during the meeting. She would like the microphone system to be amplified or the members of the Board of Alderman to speak into their microphones.

APPROVAL OF FINANCIAL REPORTS

Municipal Court
City Collector
City Treasurer

CHRIS STINNETT, MUNICIPAL COURT JUDGE

Stinnett turned in a written report for the month of August as follows:

Fines Collected	\$ 791.50
Inmate Security	\$ 22.00
Crime Victims Compensation	\$ 3.48
LET Fund	\$ 22.00
Clerk Fees	\$ 112.80

TOTAL \$ 951.78

MICHELE CRAWFORD, CITY COLLECTOR

RACHEL WRATHER, CITY TREASURER

Crawford and Wrather turned in a written report for the month of August as follows:

Turned over to City Treasurer: \$128,035.86

Received from City Collector:

Park Fund	\$	345.26
General Fund	\$	2,736.74
Health Fund	\$	463.46
Street Fund	\$	115.00
Solid Waste Fund	\$	34,045.35
Water & Sewer Fund	\$	88,930.05
Red Building	\$	200.00
Meter Deposits	\$	1,200.00

TOTAL \$ 128,035.86

Received from City Clerk:

General Fund	\$	37,486.74
Street Fund	\$	11,329.75
Sales Tax Fund	\$	60,454.97
Water & Sewer Fund	\$	44,850.00
Shop With A Cop Fund	\$	1,881.48

TOTAL \$ 156,002.94

Interest on deposits \$ 27.11

TOTAL DEPOSITS \$ 284,065.91

Mayor Pro Tem entertained a motion to approve Municipal Court Judge, City Collector and City Treasurer reports for the month of August. Motion was made by Alderman Doering and seconded by Alderman Berry. All members voted in favor.

APPROVAL OF BILLS

A list of outstanding bills was given to the Mayor Pro Tem and Council for the month of August. After checking the bills, Mayor asked for a motion. Motion was made by Alderman Doering and seconded by Alderman James. All members voted in favor.

MAYOR AND COUNCIL COMMENTS

Mayor Pro Tem Berry asked if there were any comments from any members of the Board of Alderman.

Rachel Wrather, City Clerk, stated that Chris Stinnett, Municipal Court Judge, had asked the Board of Alderman to approve the purchase of a scanner for Vicki Hanner, Municipal Court Clerk. He stated that the price of the scanner should not exceed \$600.00 but must be compatible with the JIS court system. Discussion followed. Alderman Berry made a motion to

approve the purchase and Alderman James seconded. All members voted in favor.

EXECUTIVE SESSION

Moved by Alderman Doering, seconded by Alderman James to adjourn to Executive Session in accordance with Section 610-021.1 RSMo to discuss personnel.

The vote thereon was as follows:

Alderman James	"Aye"
Alderman Doering	"Aye"
Alderman Essary	"Aye"
Alderman Berry	"Aye"

Motion was made by Alderman Berry and seconded by Alderman Doering to adjourn back to regular session at 8:57 p.m.

Roll call was as follows:

Alderman James	"Aye"
Alderman Doering	"Aye"
Alderman Essary	"Aye"
Alderman Berry	"Aye"

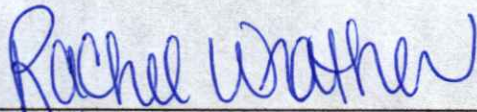
NEXT MEETING

The Board of Alderman will hold a mid-month meeting on Monday, September 16, 2019 at City Hall, 301 E Main, starting at 6:00 p.m.

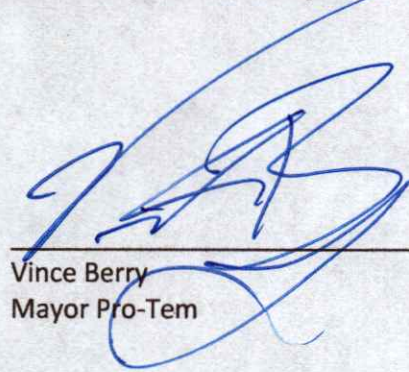
The Financial Review Session for department heads will be held on Thursday, September 19, 2019 beginning at 2:00 p.m.

ADJOURNMENT

There being no further business, moved by Alderman Berry, seconded by Alderman Essary and unanimously carried, to adjourn at 8:59 p.m.



Rachel Wrather
City Clerk



Vince Berry
Mayor Pro-Tem