

MINUTES

CITY COUNCIL MEETING
Portageville City Hall
February 14, 2022

CALL TO ORDER

A meeting of the City of Portageville Board of Aldermen was held on Monday, February 14, 2022, at City Hall, 301 E Main St. This meeting was rescheduled from February 7, 2022 due to not having a quorum. Mayor Vince Berry called the meeting to order at 6:00 p.m.

ROLL CALL

Council Members Present

Alderman McCrate
Alderman Johnston
Alderman Walker

Council Members Absent

Alderman Adams

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

Also present were:

Rachel Wrather, City Clerk
Chance Russell
Ronnie K. Adams
Joey Walters
Patty Johnson
Bob Persons
Jonathan Patton
Terry Wheeler
Bob Summers
Lance Crafton
Al DeLisle

Terry McVey, City Attorney
Jonathan Thacker
Roosevelt Mosby
Gary Faulk
Corey Sisk
Trey Ellis
Susan Warren
George DeLisle
Payton Gibbins
Shirley Estes

APPROVAL OF
AGENDA

Moved by Alderman McCrate, seconded by Alderman Walker and unanimously carried, to approve the agenda as submitted.

APPROVAL OF MINUTES
Reg. Mtg.- 01/03/22
Special Mtg. – 01/05/22
Mid-Month Mtg. – 01/21/22

Mayor 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 Berry asked if there were any additions or deletions to the minutes. There were none. Moved by Alderman McCrate, seconded by Alderman

Walker and unanimously carried, to approve the submitted minutes for the month of January.

DEPARTMENTAL REPORTS

RONNIE ADAMS - CHIEF OF POLICE

Turned in a written report for the month of January.

Mayor Berry asked about a bill that was received from Mike's Auto Repair. Discussion followed. Alderman Johnston stated he would investigate the warranty issue. Mayor Berry also stated that the GPS Fleet software has shown excessive idling. He stated he would talk to the supervisors regarding this issue.

GEORGE DELISLE- FIRE CHIEF

Turned in a written report for the month of January.

Chief Delisle stated that the price for the new Fire Truck has increased. He also stated that he had been contacted again about doing the floor in the fire shed and the price had decreased to \$6000.00. Chief DeLisle stated that the equipment on the hydrant at the intersection of East 9th and DeLisle need to be returned to the fire department. Mayor Berry stated that Jimmy Wyman, Water Superintendent, informed him that he would repair the hydrant as soon as he returned from vacation. Chief DeLisle asked about the hydrant testing policy and stated that it was not being followed. It will be reviewed again at the next meeting.

Chief Delisle stated that the fire shed needed a generator to open the doors at the fire shed if there was a power outage. He implied that he would like the Police Department to purchase a larger one and then the Fire Department could receive their old one. Mayor Berry stated that the item could be placed on their wish list for budget sessions.

PARK BOARD

No report was submitted.

JOEY WALTERS- STREET & SOLID WASTE SUPERINTENDENT

Turned in a written report for the month of January.

Walters stated that the new trash truck should be delivered before March. Finalizing of the lease documents with Bank of New Madrid are underway.

JIMMY WYMAN- WATER SUPERINTENDENT

Turned in a written report for the month of January.

TERRY WHEELER- SEWER SUPERINTENDENT

Turned in a written report for the month of January.

Wheeler reported that he had been experiencing pump issues. Mayor Berry stated that he had been contacted by Terry Cook on West 12th Street about sewer backing up and causing property damage in his restroom. Cook obtained a quote from Woods Lumber in the amount of \$1378.64 to repair the damage. Discussion followed. The Board of Alderman agreed that they

do not feel like the lift station being down caused the damage at Terry Cook's residence since he was the only one reporting issues. Alderman Walker stated that the valves at the Water Plant lift station needed attention. Wheeler agreed.

SCOTT PATTERSON- PRE-TREATMENT COORDINATOR
No report was submitted.

ROOSEVELT MOSBY- ANIMAL CONTROL OFFICER
Turned in a written report for the month of January.

JONATHAN THACKER- CODE ENFORCEMENT
Turned in a written report for the month of January.

PLANNING AND ZONING COMMITTEE
No report was submitted for the month of January.

ORDINANCES OR
RESOLUTIONS

Mayor Berry introduced Bill No. 1317:

AN ORDINANCE ADOPTING AN INCIDENT COMMAND STRUCTURE FOR THE PORTAGEVILLE EMERGENCY ORGANIZATION OF THE CITY OF PORTAGEVILLE

Mayor Berry entertained a motion for the First Reading of Bill No. 1317. A motion was made by Alderman McCrate and seconded by Alderman Walker. All members voted in favor.

Mayor Berry entertained a motion for the Second Reading of Bill No. 1317. A motion was made by Alderman Johnston and seconded by Alderman McCrate. A roll call vote was taken.

Voting was as follows: Alderman McCrate, yea; Alderman Adams, absent; Alderman Walker, yea; Alderman Johnston, yea. Motion passes 3-1.

After hearing Bill No. 1317 read two times, passed, and approved, Mayor declared Bill No. 1317 to become Ordinance No. 1317 this 14th day of February 2022.

OLD BUSINESS

BIDS FOR DRAINAGE DITCH ALONG MCCRATE AVE

Mayor Berry stated that Alderman Adams wanted to phone in for the conversation on the Drainage Ditch. Mayor Berry stated that we had received three bids for the removal and installation of the drainage ditch along McCrate Ave. The bids were as follows:

Persons and Son Inc. Poplar Bluff, MO	\$651,312.00
Hessling Construction, Inc. Dexter, MO	\$692,880.00
R Clark & Sons, LLC	\$1,091,264.00

Cape Girardeau, MO	
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Discussion followed. Alderman Johnston made a motion to award the job to Persons & Sons in the amount of \$651,312.00 contingent upon the settlement negotiations. Alderman Walker seconded. Voting was as follows: Alderman McCrate, nay; Alderman Walker, yea; Alderman Johnston, yea. Motion passes 2-1.

SOLAR LIGHTED STOP SIGNS 8TH & MACARTHUR INTERSECTION

Mayor Berry reminded the Board of Alderman that James Bumpus had requested that a lighted stop sign be placed at the intersection of West 8th Street and MacArthur Avenue. Three quotes were presented for a 30" Solar Flashing LED Kit for Stop Signs as follows:

LED Lighting Solutions www.ledlighting-solutions.com	\$899.99
Treetop Products www.treetopproducts.com	\$1328.85
Barco Products www.barcoproducts.com	\$1398.85

Discussion followed. The Board agreed not to pursue the purchase at this time.

CITY HALL FLOORING QUOTES

Mayor Berry stated that the City had requested quotes from three companies to redo the flooring at City Hall. Woods Lumber decided not to submit a quote at this time. The other two quotes were as follows:

Ultimate Flooring Sikeston, MO	\$9,592.01
Carpet Direct Cape Girardeau, MO	\$12,286.50

Discussion followed. The Board agreed to table the issue until budget discussions take place for FY2023.

480 DISC – SEWER DEPT

Mayor Berry stated that sealed bids had been accepted for the sale of the Sewer Department 480 disc. Two bids were received. The bids are as follows:

Joe Scherer Portageville, MO	\$766.00
JM Priggel Farms	\$650.99

Portageville, MO	
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Mayor Berry asked for a motion to award the bid to Joe Scherer in the amount of \$766.00. Motion was made by Alderman McCrate. Alderman Walker seconded. All members voted in favor.

WATER METER BIDS

Mayor Berry stated that we received two bids for the old water meter bases. The bids were as follows:

Chuck Pipkin	\$3.10 per base
M&B Construction	\$2.85 per base

Mayor Berry asked for a motion to award the bid to Chuck Pipkin in the amount of \$3.10 per base. Motion was made by Alderman Walker. Alderman McCrate seconded. All members voted in favor.

ABANDONMENT OF ALLEY – BUMPUS

Mayor Berry informed the Board of Alderman that he and Jonathan Thacker, Code Enforcement Officer, had reviewed the map of the northern part of the alley that runs north and south between West 7th Street and West 8th Street located to the east of MacArthur Avenue that James Bumpus wanted the City to abandon. It appears that there are no utilities in the vicinity. Mayor Berry stated that the next step would be to turn the issue over to the Planning and Zoning Committee. All members of the Board of Alderman agreed.

FIREMAN’S AGREEMENT PROPOSAL

Mayor Berry asked Fire Chief George DeLisle if he had a chance to review the Fireman’s Agreement that had been drafted for fireman who attended training paid for by the City. DeLisle stated that he believed there were revisions that needed to be made, but he did not get them in yet. The issue was tabled until March 2022 meeting.

PRELIMINARY ENGINEERING REPORT WATER TREATMENT PLANT

Mayor Berry asked Bob Summers with Horner Shifrin to explain the findings of the final Preliminary Engineering Report document. Discussion followed. Cost estimate for the new water treatment plant to be built on the same site as the current plant is \$6.4 million overall. This will require \$6 million bonding capacity that will need to be placed on the ballot before voters in the August 2, 2022 election. Funding possibilities including ARPA, STAG and SRF were discussed. Mayor Berry stated that he planned on meeting with Senator Bean in March to discuss funding.

Mayor Berry explained that Horner Shifrin would like to move forward with the Design, Permitting, etc. at a reimbursable cost to the city of approximately \$400,000.00, to be ready to request ARPA funding when it

becomes available. He also stated that there was no need for an additional Request for Qualifications to be done on the project.

Mayor Berry asked for a motion to move forward with Horner Shifrin as engineers for Design and Project Inspection of the new Water Treatment project for approximately \$400,000.00. Motion was made by Alderman Walker and seconded by Alderman Johnston. All members voted in favor. Summers stated that he would draw up a contract and email it for signature as soon as possible.

NEW BUSINESS

MISSOURI EMPLOYERS' MUTUAL DEPARTMENT POLICIES

Mayor Berry explained that Aaron Kleekamp with Missouri Employer's Mutual (MEM), who the City of Portageville currently has workman's comp with, stopped by for an annual assessment visit. He stated that MEM would like to see the city include standard safety procedures that include equipment checklist in their handbook for the employees to sign off on. Discussion followed. Mayor Berry asked for a motion to approve the submitted safety procedures. Motion was made by Alderman Johnston and seconded by Alderman McCrate. All members voted in favor.

MISSOURI EMPLOYERS MUTUAL WORKMAN'S COMP RENEWAL

Mayor Berry informed the Board of Alderman that the city had received renewal papers from Missouri Employers Mutual (MEM) for workman's comp insurance from March 1, 2022 to February 28, 2023. Discussion followed. Mayor Berry asked for a motion to renew the workman's comp insurance with MEM. Motion was made by Alderman McCrate. Alderman Johnston seconded. All members voted in favor.

COMMERCIAL LIABILITY RENEWAL

Mayor Berry asked Mark Gibbins to speak on the commercial liability insurance quotes that the City received. Gibbins stated that MO Rural Services had submitted a quote in the amount of \$127,190.00. MOPERM is submitting one, but it had not been received at the time of the meeting. Discussion followed. Mayor Berry asked the Board of Alderman if it would be okay to wait for the MOPERM quote which should be available by the end of the week, and upon receiving it a text vote could be taken. All members agreed.

WARMING CENTER GENERATOR – EMERGENCY MANAGEMENT

Mayor Berry recognized Corey Sisk, Emergency Management Director, to speak about the generator that is needed for the warming center. Sisk stated that the First Church of God has provided their Family Life Center as an official warming center during the last several incidents that Emergency Management has been a part of. There is a need for the City to have a generator designated for this location. Discussion followed. Mayor Berry stated that there is a green generator that was donated to the City that runs on propane that could be designated for this location. Mayor Berry stated

that he would check with David Parsley about installing quick connects to make this useful at that location.

Sisk also stated that he would like to make everyone aware that he did not feel the need to run every emergency management decision through the Board of Aldermen when he is in the middle of a disaster.

STORMWATER INSPECTION RENEWAL – CODE ENFORCEMENT

Mayor Berry stated that the Qualified Stormwater Inspector certification that Jonathan Thacker, Code Enforcement Officer, had taken two years prior was up for recertification. Discussion followed. Mayor Berry asked for a motion to allow Thacker to take the class for recertification in the amount of \$225.00. Motion was made by Alderman McCrate. Alderman Walker seconded. All members voted in favor.

SEMO SIKESTON CAMPUS ADVISORY BOARD MEMBER

Mayor Berry informed the Board of Alderman that the City of Portageville had received a letter asking that three appointments be made to the SEMO University- Sikeston Campus Advisory Board. There should be one appointment for a one-year term, one appointment for a two-year term and one appointment for a three-year term. Terms end December 31 of each corresponding year. Discussion followed. The issue was tabled until the March 2022 meeting.

HIRING OF KRIS SIMMONS – FORMAL VOTE

Mayor Berry stated that a text vote had been taken regarding the hiring of Kris Simmons for the Street Department at \$12.00 an hour due to his CDL license and experience, but a formal vote needed to be taken. Alderman McCrate made a motion to hire Simmons as a full-time employee for the Street Department at \$12.00 an hour. Alderman Johnston seconded. All members voted in favor.

AIR COMPRESSOR – STREET DEPT – FORMAL VOTE

Mayor Berry stated that a text vote had been taken on replacing the air compressor that went out at the street shed, but a formal vote needed to be taken. Three quotes were obtained for a 5HP / 60-gallon Air Compressor. They were as follows:

NAPA Portageville, MO	\$1215.00
Portageville Parts Portageville, MO	\$1799.00
Autozone Cape Girardeau, MO	\$1439.99

Alderman Johnston made a motion to purchase the air compressor from NAPA in the amount of \$1215.00. Alderman McCrate seconded. All members voted in favor.

NEW MADRID COUNTY MAYORS ASSOCIATION DUES

Mayor Berry informed the Board of Alderman that an invoice had been mailed to the City of Portageville for a contribution to the New Madrid County Missouri Mayors Association in the amount of \$250.00. Discussion followed. Mayor Berry asked for a motion to approve the contribution in the amount of \$250.00. Motion was made by Alderman McCrate and seconded by Alderman Walker. All members voted in favor.

TEMPORARY HIRING FOR SUNSHINE REQUEST- VB

Mayor Berry explained that the City of Portageville had received a Sunshine Request from EEC Environmental about wells in Portageville that would be an extensive search of documents. They agreed to pay someone up to \$15.00 for 40 hours of work plus copy fees for any information we may find. Discussion follow. Mayor Berry asked for a motion to hire someone part-time, temporarily to service this request. Motion was made by Alderman McCrate. Alderman Johnston seconded. All members voted in favor.

SEMI-AUTOMATIC TOY GUNS – KA

Mayor Berry stated that Alderman Adams had asked for the issue to be placed on the agenda. Discussion followed. The Board of Aldermen unanimously agreed that there is no reason for a specific ordinance pertaining to this issue.

PUBLIC FORUM

Mayor Berry asked if there were any visitors present who would like to address the Board of Alderman.
There were none.

**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 January as follows:

Fines Collected	\$0
Inmate Security	\$0
Crime Victim Compensation	\$0
LET Fund	\$0
Clerk Fees	\$0
TOTAL	\$0

MICHELE CRAWFORD, CITY COLLECTOR

RACHEL WRATHER, CITY TREASURER

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

Turned over to City Treasurer:	\$252,106.55
Received from City Collector:	
Park Fund	\$18,842.08
General Fund	\$84,744.29
Health Fund	\$22,719.50
Street Fund	\$540.00
Solid Waste Fund	\$32,649.23
Water & Sewer Fund	\$91,871.45
Red Building	\$100.00
Meter Deposits	\$640.00
TOTAL	\$252,106.55
Received from City Clerk:	
General Fund	\$30,635.49
Sales Tax	\$56,216.50
Street Fund	\$11,882.84
Solid Waste Fund	\$34.53
TOTAL	\$98,769.36
Interest on Deposits	\$20.22
TOTAL DEPOSITS	\$350,896.13

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

APPROVAL OF BILLS

A list of outstanding bills was given to the Mayor and Council for the month of January. After checking the bills, Mayor Berry asked for a motion. Motion was made by Alderman McCrate and seconded by Alderman Johnston. All members voted in favor.

MAYOR AND COUNCIL COMMENTS

Mayor Berry asked if there were any comments from any members of the Board of Alderman. Alderman Walker, acting on behalf of four out of five members of the Board of Aldermen, presented Mayor Berry with Articles of Impeachment and stated that the four members were moving forward with impeachment proceedings against Mayor Berry. Discussion followed. Mayor Berry asked Terry McVey, City Attorney, what the next step was. McVey replied an impeachment hearing need to be scheduled. After reviewing calendars, Mayor Berry presented Thursday, March 10, 2022 at 6:00 p.m. as a date for the hearing. All members agreed.

EXECUTIVE SESSION

Moved by Alderman McCrate, seconded by Alderman Johnston to adjourn to Executive Session in accordance with Section 610-021.1 RSMo to discuss litigation.

The vote thereon was as follows:

Alderman McCrate	"Aye"
Alderman Adams	Absent
Alderman Walker	"Aye"
Alderman Johnston	"Aye"

Motion was made by Alderman Walker and seconded by Alderman McCrate to adjourn back to regular session at 8:15 p.m.

Roll call was as follows:

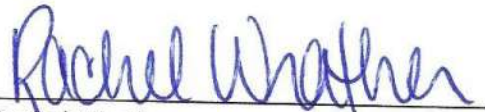
Alderman McCrate	"Aye"
Alderman Adams	Absent
Alderman Walker	"Aye"
Alderman Johnston	"Aye"

DATE OF NEXT MEETING


Budget Sessions will be held on Tuesday, February 22 and Wednesday, February 23, 2022 at City Hall from 5:00 p.m. to 7:00 p.m.
Regular monthly meeting will be held on Monday, March 7, 2022 at 6:00 p.m. at City Hall, 301 E Main, Portageville.
Impeachment Hearing will be held on Thursday, March 10, 2022 at 6:00 p.m. at City Hall, 301 E Main, Portageville.

ADJOURNMENT

There being no further business, moved by Alderman Walker, seconded by Alderman Johnston and unanimously carried, to adjourn at 8:16 p.m.



 Rachel Wrather
 City Clerk



~~Vince Berry~~ Dennis R. Walker
~~Mayor~~ Mayor Pro-Tem