

MINUTES

MID MONTH CITY COUNCIL MEETING
Portageville City Hall
August 19, 2019

CALL TO ORDER

A meeting of the City Council of the City of Portageville was held on Monday, July 15, 2019, at City Hall, 301 E Main St. Mayor Simmons presided and call the meeting to order at 6:00 p.m.

ROLL CALL

Council Members Present

Alderman James
Alderman Doering
Alderman Essary
Alderman Berry

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
Freddie Hill
Don Phillips
Todd Higgs
Tonya Vannasdall
David Dittman
Clint Klipfel
Marie Gill
Chris Stinnett

April Brands
Anson Barney
Ray Staffey
Scott Seal
Michele Crawford
Lester Vannasdall
Joy Partin
Robert Gremore
Leeta Stevens
TR Thompson

APPROVAL OF
AGENDA

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

ORDINANCES OR
RESOLUTIONS
OLD BUSINESS

There were none.

ALCOHOL ORDINANCE (ORDINANCE 1266) REVISITED

Mayor Simmons informed the Board of Alderman that he and Alderman Essary met with representatives from the Ministerial Alliance, Portageville Chamber of Commerce and Portageville Jaycees. Their discussion led to six

items that could be proposed to amend Ordinance 1266. They are as follows:

1. Allow any local Portageville organization that has their 501S 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.

Mayor Simmons opened the floor for discussion. Alderman Doering stated she would like to see the issue put on the ballot for a vote by the people. Alderman Berry discussed the meeting that was held and the guidelines that had originated from that meeting. Discussion followed.

Mayor Simmons asked what the Board of Alderman would like to do in regard to Ordinance 1266. Alderman Essary made a motion to repeal Ordinance 1266. Alderman Berry called Point of Order and made a motion to amend the ordinance with the guidelines that were established. Mayor Simmons stated he had a motion on the table from Alderman Essary to repeal Ordinance 1266. Once that motion was finished, he would return to Alderman Berry's motion. Mayor Simmons asked if there was a second for Alderman Essary's motion to repeal ordinance 1266. Alderman James seconded. Mayor Simmons called for a vote. Voting was as follows: Alderman Essary, yes; Alderman Berry, no; Alderman Doering, no; Alderman James, yes. The matter resulted in a tie. Mayor Simmons voted yes to repealing Ordinance 1266.

Mayor Simmons returned to Aldermans Berry's motion to amend Ordinance 1266 with the guidelines that where established. Mayor Simmons asked for a second. There was no second. Motion dropped.

Terry McVey, City Attorney, will draw up the repeal Ordinance for the September 3, 2019 board meeting.

ROAD PAVING

Mayor Simmons introduced the itemized bids from Causey Companies, Paving Pros and Robertson Asphalt. Discussion followed regarding which streets should be removed from the initial paving list due to finances. Alderman Berry made a motion that the bid be awarded to Causey Companies LLC for the paving of Foster Avenue (entire street), West 12th Street (MacArthur Avenue to McCrate Avenue), West 8th Street (Huffman Avenue to MacArthur Avenue) and the intersection of Main Street and Huffman Avenue for a total cost of \$139,426.00. Alderman Doering seconded. All members voted in favor.

TAX SALE PROPERTIES

Mayor Simmons asked Alderman Berry if he would like to discuss the tax sale properties. Alderman Berry stated that there are three properties up for tax sale this year that he would like to see the City purchase if no one bids on them at the tax sale. The properties are located on Foster Avenue, Delisle Avenue and Bandy Road. Discussion followed. Rachel Wrather, City Clerk, will check with the Recorder of Deeds for possible liens on the property and see how we need to proceed. The issue was tabled until the September 3, 2019 meeting.

POLICE DEPARTMENT ROOF/ USDA EQUIPMENT LOAN

Mayor Simmons informed the Board of Alderman that Jason Hartke with the USDA equipment loan for the police department had been in contact about the application. He needs to know if the City is going to pursue the application now that the tasers are no longer allowed to be included and if the roof repair to the police department was going to be added. Discussion followed. There are other bids expected to be received before the September 3, 2019 meeting. A preliminary architectural findings report will need to be done if added to the application to make sure the building is structurally sound. The Board of Alderman agreed that the roof would be added to the loan; however, preliminary pricing and how the roof was going to be repaired were tabled until the September 3, 2019 meeting. Rachel Wrather, City Clerk, was asked to contact Lambert Engineering about the report that would be needed to obtain more information.

POLICE DEPARTMENT TASERS

Mayor Simmons explained that tasers were not allowed to be included in the USDA loan since they are considered weapons. He asked the Board of Alderman what they would like to do with the Axon Enterprise quote for tasers that was presented to them several months back when the USDA loan was approved. Discussion followed. Alderman Berry made a motion to purchase tasers from Axon Enterprises for a total amount of \$17,460.00 to be paid in annual installments of \$3492.00 over a five-year period. Motion was seconded by Alderman James. All members voted in favor.

STREETLIGHT AT END OF MAIN STREET

Mayor Simmons stated that he had been asked to revisit adding a light at the end of West Main near McCrate Avenue. Discussion followed. The Board of Alderman agreed to have the existing light looked into as far as being switched to LED or turning the light to illuminate the intersection more. No new lights would be added.

TERRY WHEELER PAY RATE INCREASE

Mayor Simmons stated that the pay rate of Terry Wheeler, Sewer Department was scheduled to be revisited after the testing results came back. Discussion followed. Mayor Simmons asked for a motion to raise the

pay rate of Terry Wheeler by \$0.50 per hour effective immediately. Motion was made by Alderman Berry and seconded by Alderman Essary. All members voted in favor.

NEW BUSINESS

BANK ACCOUNT SRO/ PUBLIC SAFETY TAX

Mayor Simmons informed the Board of Alderman that with the passing of the sales tax increase for the School Resource Officer an account would need to be established at First State Bank and Trust. Motion was made by Alderman Berry and seconded by Alderman James. All members voted in favor.

MODOT ADOPT A HIGHWAY RENEWAL

Mayor Simmons stated that a letter was received from MoDot asking if the City of Portageville would like to renew their Adopt A Highway from Foster to I-55 for another three-year term. Discussion followed. The issue was tabled until September 3, 2019 meeting to obtain more information.

POLICE DEPARTMENT MOTORCYCLE

Mayor Simmons asked Anson Barney with the Portageville Police Department to present the information he had on obtaining a 2017 Harley for the Police Department. Barney explained that the bike would help increase community/ officer relations. The bike is being sold by Orlando PD and would cost the city \$5000.00. Discussion followed. The issue was tabled until September 3, 2019 and Barney will see how much of the \$5000.00, if any, he can obtain through donations.

SOUTHERN SOLAR FINAL PAYMENT

Mayor Simmons stated that the final payment for the solar panels at the water and sewer plants was scheduled to be paid when the Ameren reimbursements came in. Southern Solar was requesting that the city go ahead and pay their portion which totals \$25,000.00 ahead of the rebates. Discussion followed. Motion was made by Alderman Essary and seconded by Alderman Berry to pay Southern Solar their \$25,000.00 now and the remainder of the final payment when the rebates are received.

PORTAGEVILLE BULLDOG FOOTBALL RADIO SPONSORSHIP

Mayor Simmons stated that KMIS had contacted the city to know if they would like to sponsor the Portageville Bulldogs radio broadcast of games for the upcoming season at a price of \$55.00 per game. Discussion followed. Alderman Berry made a motion to not participate in this promotion. Alderman Doering seconded. All members voted in favor.

PUBLIC FORUM

Mayor Simmons asked if there were any visitors present who would like to address the Board of Alderman.

TR Thompson expressed his concerns with not having the recycling trailers available anymore. Mayor Simmons explained the issues regarding the

recycling containers being filled with household waste and non-recyclable materials. Discussion followed. Scott Seal suggested that the New Madrid County Commissioners may be able to place recycle containers out so that the City would not be responsible for them. Mayor Simmons stated that once the new gate and cameras are installed at the city shed area that they would consider placing them out during working hours under surveillance so anyone misusing them could be apprehended.

Robert Gremore stated that with Causey Companies would be paving Hailey Drive in North Acres Subdivision and he noticed that the bid was for 21 feet width while the ordinance book requires a different width for new streets. Mayor Simmons stated that he had measured several different city streets and noted that they did not all conform with the width requirement listed in the ordinance book. Alderman Berry made a motion to allow a variance for Hailey Drive to be paved at a width of 21 feet. Motion was seconded by Alderman Essary. All members voted in favor.

EXECUTIVE SESSION

There was none.

MAYOR AND ALDERMAN
COMMENTS

Mayor Simmons asked if there were any comments from the Aldermen that needed to be addressed.

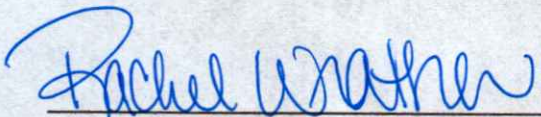
Alderman Berry reiterated that he disagreed with the way Ordinance 1266 was handled.

DATE OF NEXT MEETING

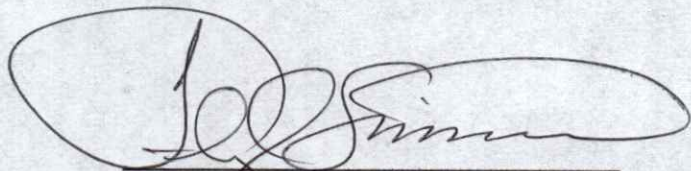
The Board of Alderman will hold a regularly scheduled meeting on Tuesday, September 3, 2019 at City Hall, 301 E Main, starting at 6:00 p.m.

ADJOURNMENT

There being no further business, moved by Alderman Essary, seconded by Alderman Berry and unanimously carried, to adjourn at 7:34 p.m.



Rachel Wrather
City Clerk



Floyd Simmons
Mayor