

**MINUTES
OF A SPECIAL MEETING
OF THE CITY COUNCIL OF THE
CITY OF POPLAR BLUFF, MISSOURI
TUESDAY, JANUARY 26, 2016**

The City Council of the City of Poplar Bluff, Missouri, convened in a special meeting on Tuesday, January 26, 2016.

Notice of this regular meeting of the City Council was given in the Daily American Republic, a newspaper of general circulation located in the City of Poplar Bluff. A copy of the agenda of this meeting was posted on a bulletin board located in the City Municipal building at 101 Oak Street in the City of Poplar Bluff, twenty-four hours prior to this meeting.

The meeting was called to order by Mayor Betty Absheer at 6:00 p.m.

The invocation was given by Mayor Betty Absheer.

A roll call was as follows: Present: DeGaris, Crocker, Fox, Johnson, Absheer; Absent: Tinsley.

Also present were City Manager Mark Massingham, City Attorney Robert L. Smith and City Clerk Pamela S. Kearbey who performed the duties of their respective offices.

**DISCLOSURE
OF
INTEREST**

Each member of the City Council was given the opportunity to disclose any possible conflict of interest dealing either with any item on the printed agenda or with any matter discussed at a previous meeting.

There were no conflicts disclosed.

**CITIZEN'S
INPUT**

Each person in the audience was given the opportunity to address the City Council on any matter not on the printed agenda.

No one from the audience addressed the Council.

**CONSENT
AGENDA**

The minutes of the City Council meeting held December 7, 2015 and December 21, 2015 were presented to the City Council for their approval.

**Approval of
Minutes for
the Month of
December, 2015**

With no corrections or additions to the minutes, motion was made by Mayor Pro Tem Johnson, seconded by Councilman DeGaris and carried to approve the minutes as presented.

**CITY CLERK'S
REPORT**

**Reports on Fund
Balances,
Investments &
Collections As of
December 31,
2015**

The City Clerk reported that each Councilperson had before them a report on fund balances, investments and collections as of December 31, 2015. She reported on funds on deposit in the Commerce Bank in the amount of \$2,440,098.19; in the Peoples Community State Bank \$563,864.99; in the First Midwest Bank \$12,957,026.14; in the First Community Bank \$44,536.49; in Sterling Bank \$6,187,502.15 and in the Southern Bank \$334,573.79. She stated this reflects a grand total of all funds in all banks in the amount of \$22,527,601.75. She stated of this amount, total funds on deposit for the account of City Hall is \$11,954,225.07, total amount on deposit for the Coliseum is \$44,536.49, total amount on deposit for the Park Department accounts is \$1,020,497.74 and total funds on deposit for the account of the Municipal Utilities Department is \$9,508,342.45.

The City Clerk reported that each member of the City Council had before them the

following reports for the month of December, 2015; a list of Bills Paid, a report from Downtown Poplar Bluff, Inc., a report from the Fire Department, a Municipal Court report, a Payroll report by departments, a report from the Planning Department, a Police Department/Animal Control/Code Enforcement report, a Street Department report and a list of payments from the Police and Fire Pension Fund for the month of December, 2015.

After discussion, motion was made by Councilman DeGaris, seconded by Mayor Pro Tem Johnson and carried to approve the City Clerk's Report as presented. The motion carried unanimously.

**WORKSHOP
ITEMS FOR
DISCUSSION**

The City Council reviewed bids received for the Fair Street Bridge Project.

**Fair Street Bridge
Project**

City Manager Mark Massingham addressed the Council and stated there were four bids received for this project. He stated the low bid was from Keith Simpson Contracting, LLC, out of Benton, Missouri, in the amount of \$378,279. He stated this was about \$40,000 less than the engineers estimate. He stated the next lowest bid was from Joe's Bridge and Grading, Inc. which is a local firm but due to this being grant funded our local purchasing preference policy is not applicable. He stated the low bid is recommended for approval by the Council.

After further discussion, motion was made by Councilman DeGaris, seconded by Councilman Crocker and carried to move this item to the voting session to be held February 1, 2016.

**State Block Grant
Agreement**

The City Council reviewed a proposed State Block Grant Agreement for the design cost for the lighting project at the Poplar Bluff Airport.

Mr. Massingham addressed the Council and stated this is for the design costs for the lighting project at the Poplar Bluff Airport. He stated design costs are in the amount of \$83,340 and uses \$4,844 of the Airport's 2013 non-primary entitlement funds and \$78,496 of the Airport's 2014 non-primary entitlement funds which will be reimbursed at a 90 percent rate.

After further discussion, motion was made by Mayor Pro Tem Johnson, seconded by Councilwoman Fox and carried to move this item to the voting session to be held tonight.

**Southwestern
Power
Administration
Addendum**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding a resolution authorizing the General Manager of Municipal Utilities to be the designated official for Southwestern Power Administration's addendum agreement under Contract -540.

Municipal Utilities General Manager Bill Bach appeared before the Council. He stated this was inadvertently left out of the agreement with Southwestern Power Administration that was approved at the last Council meeting. He stated this will eliminate the need to bring each addendum agreement to Council for approval. Mr. Bach stated this is at no cost to the City.

**Ordinance No.
7446 Amendment**

The City Council reviewed a proposed ordinance authorizing the Mayor to execute an amendment to Ord. No. 7446 between the City of Poplar Bluff and the International Union of Operating Engineers, Local 148, relative to wages for its members who are employees of the Poplar Bluff Street Department, Motor Pool and the Cemetery Department.

Mr. Massingham addressed the Council and stated the Union agreement with these three departments was passed in 2013, but negotiations for wages were only agreed upon for two years. He stated the Council agreed to a two percent increase for employees of the Street Department, Motor Pool and Cemetery Department when the budget was passed and this is a formality only as they have been provided this raise since January 1st.

After further discussion, motion was made by Councilman Crocker, seconded by Councilman DeGaris and carried to move this item to the voting session to be held tonight.

**Transfer of Funds
from General
Fund to Municipal
Utilities**

The City Council discussed the transferring of funds from the City of Poplar Bluff General Fund Account to Municipal Utilities.

Mr. Massingham addressed the Council and stated this has been discussed for about a year now. He stated if we are able to be reimbursed \$400,000 from the Southern Missouri Bank loan for some of the disaster recovery equipment and transfer \$3 million to Utilities it will leave a General Fund balance of approximately \$6.5 million. He stated if we are not reimbursed General Fund will have a balance of approximately \$6 million. Mr. Massingham stated with the \$424,000 deficit budget for 2016 that would leave a balance of \$5.5 million in General Fund at the end of this year which in his opinion is a critical level. He stated if that happens the 2017 Budget will need to be balanced and not have a deficit.

After further discussion, motion was made by Councilman DeGaris, seconded by Mayor Pro Tem Johnson and carried to move this item to the voting session to be held February 1, 2016.

**ACTION
REQUIRED
ITEMS**

**Sale of North 14th
Street Property**

The City Council took action on an ordinance accepting a bid for the sale of property located on North 14th Street. Motion was made by Mayor Pro Tem Johnson, seconded by Councilman Crocker that Bill No. 7876, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, ACCEPTING A BID FOR THE SALE OF REAL PROPERTY OWNED BY THE CITY AND LOCATED ON NORTH 14TH STREET IN THE CITY OF POPLAR BLUFF**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Councilman DeGaris and seconded by Mayor Pro Tem Johnson that Bill No. 7876 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Mayor Pro Tem Johnson and seconded by Councilman Crocker that Bill No. 7876 be adopted. A roll call vote was as follows: Yes: DeGaris, Crocker, Fox, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7673.

**Sale of 1935
Barron Road
Property**

The City Council took action on an ordinance accepting a bid for the sale of property located at 1935 Barron Road. Motion was made by Councilman DeGaris, seconded by Mayor Pro Tem Johnson that Bill No. 7877, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, ACCEPTING A BID FOR THE SALE OF REAL PROPERTY OWNED BY THE CITY AND LOCATED AT 1935 BARRON ROAD IN THE CITY OF POPLAR BLUFF**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Mayor Pro Tem Johnson and seconded by Councilman Crocker that Bill No. 7877 be placed upon its second and final reading

whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Mayor Pro Tem Johnson and seconded by Councilman Crocker that Bill No. 7877 be adopted. A roll call vote was as follows: Yes: Crocker, Fox, DeGaris, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7674.

**Spyglass Group,
LLC, Contract**

The City Council took action on an ordinance executing a contract with Spyglass Group, LLC, for auditing phones lines, cell phones and internet services used by the City. Motion was made by Mayor Pro Tem Johnson, seconded by Councilwoman Fox that Bill No. 7878, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH SPYGLASS GROUP, LLC, FOR AUDITING PHONE LINES, CELL PHONES AND INTERNET SERVICES USED BY THE CITY**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Mayor Pro Tem Johnson and seconded by Councilman Crocker that Bill No. 7878 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Councilman DeGaris and seconded by Mayor Pro Tem Johnson that Bill No. 7878 be adopted. A roll call vote was as follows: Yes: Fox, DeGaris, Crocker, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7675.

**Acceptance of
Barron Road
Extension**

The City Council took action on an ordinance accepting a Barron Road extension from Hillis Developments, LLC. Motion was made by Mayor Pro Tem Johnson, seconded by Councilman Crocker that Bill No. 7879, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, ACCEPTING A DONATION OF REAL PROPERTY FROM HILLIS DEVELOPMENTS, LLC, TO EXTEND BARRON ROAD WEST TO HIGHWAY W IN THE CITY OF POPLAR BLUFF**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Councilman Crocker and seconded by Mayor Pro Tem Johnson that Bill No. 7879 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Mayor Pro Tem Johnson and seconded by Councilwoman Fox that Bill No. 7879 be adopted. A roll call vote was as follows: Yes: DeGaris, Crocker, Fox, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7676.

**CDBG Grant
Administration
Agreement**

The City Council took action on an ordinance authorizing the Mayor to execute an agreement with Ozark Foothills Regional Planning Commission for administering a CDBG grant relative to a flood buyout. Motion was made by Councilman DeGaris, seconded by Mayor Pro Tem Johnson that Bill No. 7880, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF POPLAR BLUFF AND OZARK FOOTHILLS REGIONAL PLANNING COMMISSION FOR ADMINISTERING THE CDBG FLOOD BUYOUT GRANT**, be read for the first time by caption only. Said bill was then placed upon its first reading,

was read by caption only and duly passed by unanimous vote. Motion was made by Councilman Crocker and seconded by Mayor Pro Tem Johnson that Bill No. 7880 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Councilman DeGaris and seconded by Mayor Pro Tem Johnson that Bill No. 7880 be adopted. A roll call vote was as follows: Yes: Crocker, Fox, DeGaris, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7677.

**Airport Lighting
Project Grant
Agreement**

The City Council took action on an ordinance authorizing the Mayor to execute a grant agreement with MoDOT for the Airport lighting project. Motion was made by Mayor Pro Tem Johnson, seconded by Councilwoman Fox that Bill No. 7881, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR THE AIRPORT LIGHTING PROJECT**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Councilman DeGaris and seconded by Mayor Pro Tem Johnson that Bill No. 7881 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Mayor Pro Tem Johnson and seconded by Councilwoman Fox that Bill No. 7881 be adopted. A roll call vote was as follows: Yes: Fox, DeGaris, Crocker, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7678.

**Ordinance No.
7446 Amendment**

The City Council took action on an ordinance amending Ord. No. 7446 between the City of Poplar Bluff and the International Union of Operating Engineers, Local 148, relative to wages for its members who are employees of the Poplar Bluff Street Department, Motor Pool and the Cemetery Department. Motion was made by Mayor Pro Tem Johnson, seconded by Councilman DeGaris that Bill No. 7882, **AN ORDINANCE OF THE CITY OF POPLAR BLUFF, MISSOURI, AMENDING ORDINANCE NO. 7446 AND AMENDING THE AGREEMENT BETWEEN THE CITY AND THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 148**, be read for the first time by caption only. Said bill was then placed upon its first reading, was read by caption only and duly passed by unanimous vote. Motion was made by Mayor Pro Tem Johnson and seconded by Councilwoman Fox that Bill No. 7882 be placed upon its second and final reading whereupon such bill was read by caption only and duly passed by unanimous vote. At this time Mayor Absheer asked if there was any discussion of this bill. There being no discussion, motion was made by Mayor Pro Tem Johnson and seconded by Councilwoman Fox that Bill No. 7882 be adopted. A roll call vote was as follows: Yes: DeGaris, Crocker, Fox, Johnson, Absheer; No: None; Absent: Tinsley; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7679.

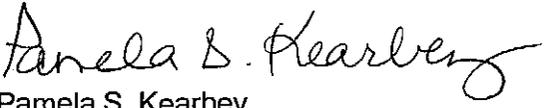
**City Manager's
Report**

City Manager Massingham addressed the Council and stated he had nothing further for them at this time.

There being no further business to come before this meeting of the City Council, motion was made by Mayor Pro Tem Johnson, seconded by Councilman Crocker and carried that this regular meeting be adjourned.

Mayor Absheer declared the meeting adjourned at 6:25 p.m.

Respectfully submitted,


Pamela S. Kearbey
City Clerk

APPROVED BY THE CITY COUNCIL

OF THE CITY OF POPLAR BLUFF,

MISSOURI, THIS 16th DAY

OF February, 2016.