

**MINUTES
OF A REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF POPLAR BLUFF, MISSOURI
MONDAY, APRIL 18, 2016**

The City Council of the City of Poplar Bluff, Missouri, convened in a regular meeting on Monday, April 18, 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 Ed DeGaris at 7:00 p.m.

The invocation was given by Reverend Greg Kirk of the United Gospel Rescue Mission.

A roll call was as follows: Present: Fox, Johnson, Horton, McVey, Tinsley, Crocker, DeGaris; Absent: None.

Also present were City Manager Mark Massingham, City Attorney Mark Richardson 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.

No conflicts of interest were 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 appeared before the Council.

PROCLAMATIONS & AWARDS

At this time, Mayor DeGaris proclaimed the week of April 10 - 16, 2016 as National Public Safety Telecommunications Week to thank all of the dispatchers for a job well done. Mayor DeGaris presented the proclamation to Kim Johnson and Dave Williams of the Poplar Bluff Police Department.

CONSENT AGENDA

Approval of Minutes for the Month of March, 2016

The minutes of the City Council meetings held February 1, 2016 and February 16, 2016 were presented to the City Council for their approval.

CITY CLERK'S REPORT

Reports on Fund Balances, Investments & Collections As of March 31, 2016

The City Clerk reported that each Councilperson had before them a report on fund balances, investments and collections as of March 31, 2016. She reported on funds on deposit in the Commerce Bank in the amount of \$2,493,165.73; in the Peoples Community State Bank \$564,216.52; in the First Midwest Bank \$16,766,070.03; in Sterling Bank \$3,333,937.60 and in the Southern Bank \$334,782.37. She stated this reflects a grand total of all funds in all banks in the amount of \$23,492,172.25. She stated of this amount, total funds on deposit for the account of City Hall is \$9,565,298.92, total amount on deposit for the Coliseum is \$137,577.50, total amount on deposit for the Park Department accounts is \$1,157,413.08 and total funds on deposit for the account of the Municipal Utilities Department is \$12,631,882.75.

The City Clerk reported that each member of the City Council had before them the following reports for the month of March, 2016; a list of Bills Paid, a report from Downtown Poplar Bluff, Inc., 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 March, 2016.

After discussion, motion was made by Councilwoman McVey, seconded by Mayor Pro Tem Crocker and carried to approve the consent agenda as presented. The motion carried unanimously.

**WORKSHOP
ITEMS FOR
DISCUSSION**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding the proposed electric avoided energy rates.

**Electric Avoided
Energy Rates**

Mr. Bill Bach, Municipal Utilities General Manager, appeared before the Council. He stated we have our first applicant that is putting solar panels on his house and this rate change needs to be included in the rate schedule in order to comply with our ordinance regarding metering systems.

After further discussion, motion was made by Mayor Pro Tem Crocker, seconded by Councilwoman McVey and carried to be moved to the voting session to be held May 2, 2016.

**Automatic Meter
Reading System
Bids**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding bids received for an automatic meter reading system.

Mr. Bach addressed the Council and stated three bids were received for this item. He stated the low bid received was from Midwest Meter out of Cape Girardeau in the amount of \$1,815,186.00 and is recommended for Council approval.

After further discussion, motion was made by Councilman Johnson, seconded by Councilwoman Fox and carried to move this item to the voting session to be held May 2, 2016.

Backup Wells Bids

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding bids received for backup wells.

Mr. Bach addressed the Council and stated three bids were received for this item. He stated the low bid was from Burge Irrigation, LLC, out of Puxico, Missouri, in the amount of \$345,132.00 and is recommended for Council approval. He stated the engineer on the project, Mr. Greg Bell of Smith and Company Engineers, has reviewed all bids and recommends the approval of the bid received from Burge Irrigation, LLC.

Councilman Tinsley stated he has been told we could tap into the Water District's lines in case of an emergency.

Mr. Bach stated he doesn't believe the Water District could meet the specifications required by the Department of Natural Resources.

After further discussion, motion was made by Councilman Johnson, seconded by Mayor Pro Tem Crocker and carried to move this item to the voting session to be held May 2, 2016. Councilman Tinsley voted not to move this item to the voting session to be held May 2, 2016.

**Installation of
Distribution Lines
Bids**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding bids received for the installation of distribution lines.

Mr. Bach addressed the Council and stated this item is regarding the State Revolving Fund Phase III distribution project. He stated this is for the replacement of approximately 6,100 linear feet of two inch and smaller water lines located on the east side with six inch PVC water line and all required fittings and valves. He stated three bids were received for this item with the low bid being from MB Construction, LLC, out of Monticello, Missouri, in the amount of \$284,420.00. Mr. Bach stated Mr. Greg Bell of Smith and Company Engineers had reviewed the bids and recommends the approval of the low bid from Burge Irrigation, LLC. He stated the low bid is also recommended for approval by the Advisory Board.

After further discussion, motion was made by Councilwoman McVey, seconded by Mayor Pro Tem Crocker and carried to move this item to the voting session to be held May 2, 2016.

**UV Disinfection
System Project
Bids**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding bids received for the UV disinfection system project.

Mr. Bach addressed the Council and stated this item is regarding the State Revolving Fund Phase III UV disinfection system project which includes the installation of one duty and one standby ultraviolet disinfection unit. He stated it also includes the required piping modifications to the existing piping including valves and fittings and a building and structure to house the ultraviolet disinfection units as well as all required electrical wiring. Mr. Bach stated three bids were received with the low bid being from R.L. Persons Construction, Inc. out of Poplar Bluff, Missouri, in the amount of \$595,000.00. He stated Mr. Greg Bell of Smith and Company Engineers has reviewed the bids and recommends approval of the low bid. He stated the Advisory Board recommends approval of the low bid as well.

After further discussion, motion was made by Councilwoman McVey, seconded by Councilwoman Fox and carried to move this item to the voting session to be held May 2, 2016.

**Morrison Road
Power Transformer**

The City Council reviewed a recommendation from the Municipal Utilities Advisory Board regarding the status of the Morrison Road power transformer.

Mr. Bach addressed the Council and stated there are two power transformers located at the Morrison Road substation referred to as TX-1 and TX-2. He stated TX-1 was lost on August 9, 2015 and on March 19, 2016 a car hit a pole which caused TX-2 to trip out on differential which puts electric services in a critical position. He stated TX-1 has been sent for repairs but will cost more than a brand new transformer. Mr. Bach stated our current purchasing policy allows for purchases in an emergency situation without going through the complete bidding process. He stated he did obtain four bids, the low bid of which was from Fletcher-Reinhardt Company out of Bridgeton, Missouri, in the amount of \$437,500.00. He stated the low bid is recommended for Council approval.

After further discussion, motion was made by Mayor Pro Tem Crocker, seconded by Councilman Johnson and carried to move this item to the voting session to be held May 2, 2016.

The City Council reviewed Change Order No. 1 relative to the Fair Street Bridge

Fair Street Bridge
Project Change
Order No. 1

Project, STP 5100 (008).

City Manager Massingham addressed the Council and stated this change order is needed for the Fair Street Bridge Project to allow for the addition of 14 inch cast-in-place piling because of differences in the actual bearing elevations found in the field as opposed to the design value. He stated it also includes the splicing of 11 pile in accordance with the Missouri Department of Transportation's specifications. Mr. Massingham stated this change order is in the amount of \$11,495.00

Councilman Johnson asked if this wouldn't be the responsibility of the engineer as an error in design.

Mr. Dominic Thompson stated the original design and projected costs are just an estimate and you don't really know some of these things until the projects starts and you actually dig into the ground.

After further discussion, motion was made by Councilwoman McVey, seconded by Councilwoman Fox and carried to move this item to the voting session to be held May 2, 2016.

ACTION
REQUIRED ITEMS

**Voluntary Flood
Buyout Policy**

The City Council took action on an ordinance adopting a voluntary Flood Buyout Policy for the City of Poplar Bluff relative to the Community Development Block Grant, Disaster Recovery Funding. Motion was made by Mayor Pro Tem Crocker, seconded by Councilwoman Fox that Bill No. 7900, **AN ORDINANCE ADOPTING A VOLUNTARY FLOOD BUYOUT POLICY FOR THE CITY OF POPLAR BLUFF RELATIVE TO THE COMMUNITY DEVELOPMENT BLOCK GRANT, DISASTER RECOVERY FUND**, 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 Crocker and seconded by Councilwoman Fox that Bill No. 7900 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 DeGaris asked if there was any discussion of this bill. There being no discussion, motion was made by Councilwoman McVey and seconded by Mayor Pro Tem Crocker that Bill No. 7900 be adopted. A roll call vote was as follows: Yes: Tinsley, Fox, Horton, Johnson, McVey, Crocker, DeGaris; No: None; Absent: None; Abstained: None. There being a favorable vote the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7696.

**Amendment to
Chapter 645 of the
Code of
Ordinances**

The City Council took action on an ordinance amending Chapter 645 of the Code of Ordinances entitled "Taxicabs" to include a section relative to limousine services and requirements for this service. Motion was made by Councilwoman McVey, seconded by Councilwoman Fox that Bill No. 7901, **AN ORDINANCE AMENDING THE POPLAR BLUFF CODE OF ORDINANCES ENTITLED "TAXICABS" TO INCLUDE A SECTION RELATIVE TO LIMOUSINE SERVICES AND REQUIREMENTS FOR THIS SERVICE**, 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 Johnson and seconded by Mayor Pro Tem Crocker that Bill No. 7901 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 DeGaris asked if there was any discussion of this bill. There being no discussion, motion was made by Councilwoman McVey and seconded by Mayor Pro Tem Crocker that Bill No. 7901 be adopted. A roll call vote was as follows: Yes: Fox, Horton, Johnson, McVey, Tinsley, Crocker, DeGaris; No: None; Absent: None; Abstained: None. There being a favorable vote

the Mayor thereupon declared such ordinance duly adopted and the bill was thereupon duly numbered Ordinance No. 7697.

Call for a Closed Session

The City Council of the City of Poplar Bluff called for a closed meeting in which they would discuss such matters which are exempted under the open meetings law Section 610.021.1, RSMo, Section 610.021.2, RSMo, Section 610.021.3, RSMo, Section 610.021.9, RSMo, Section 610.021.11, RSMo, Section 610.021.12, RSMo, Section 610.021.13, RSMo, and Section 610.021.14, RSMo. Motion was made by Councilwoman McVey, seconded by Mayor Pro Tem Crocker and carried that the City Council move into a closed meeting immediately after this regular meeting of the City Council.

City Manager's Report

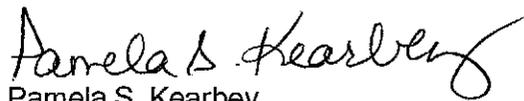
City Manager Massingham addressed the Council and stated he would like to remind everyone that Buff Up the Bluff is Saturday, April 23, 2016. He stated the Scotty McCreery concert held this past weekend at the Black River Coliseum was well attended and a successful event.

Councilman Tinsley stated he would like to invite the community to attend the annual Merchant's Showcase to be held this coming weekend.

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

Mayor DeGaris declared the meeting adjourned at 7:27 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 MAY, 2016.