

**MINUTES
OF A REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF POPLAR BLUFF, MISSOURI
MONDAY, JUNE 20, 2016**

The City Council of the City of Poplar Bluff, Missouri, convened in a regular meeting on Monday, June 20, 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 Ms. Michelle DeGaris of Grace Christian Fellowship Church

A roll call was as follows: Present: McVey, Horton, Tinsley, Johnson, Fox, 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.

Ms. Penny McGath, who gave her address as 101 Oak Street, Poplar Bluff, Missouri, appeared before the Council. She requested permission on behalf of Downtown Poplar Bluff, Inc. to discharge fireworks at Clinton Park on Monday, July 4, 2016 at dusk.

After discussion, motion was made by Councilman Johnson, seconded by Councilman Tinsley and carried to verbally authorize the discharge of fireworks on Monday, July 4, 2016 at Clinton Park at dusk.

Mr. Greg West, who gave his address as 1184 County Road 476, Poplar Bluff, Missouri, appeared before the Council. He stated he had heard a group was going to appear before the Council to try and persuade them to reverse the ordinance banning pit bulls in the City limits. He stated he is here on behalf of the Butler County Landlord's Association and they feel the Council made the right call in passing this ordinance and would like to see it stand.

CONSENT AGENDA

The minutes of the City Council meetings held May 2, 2016 and May 16, 2016 were presented to the City Council for their approval.

Approval of Minutes for

The City Clerk reported that each Councilperson had before them a report on fund balances, investments and collections as of May 31, 2016. She reported on funds

the Month of May,
2016

CITY CLERK'S
REPORT

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

on deposit in the Commerce Bank in the amount of \$2,740,914.31; in the Peoples Community State Bank \$564,451.71; in the First Midwest Bank \$14,623,022.01; in Sterling Bank \$2,845,764.24 and in the Southern Bank \$334,922.26. She stated this reflects a grand total of all funds in all banks in the amount of \$22,109,074.53. She stated of this amount, total funds on deposit for the account of City Hall is \$7,324,629.92, total amount on deposit for the Coliseum is \$145,447.86, total amount on deposit for the Park Department accounts is \$1,111,347.89 and total funds on deposit for the account of the Municipal Utilities Department is \$13,527,648.86.

The City Clerk reported that each member of the City Council had before them the following reports for the month of May, 2016: a list of Bills Paid, 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 May, 2016.

After discussion, motion was made by Councilman Tinsley and seconded by Councilman Johnson to approve the Consent Agenda as presented.

WORKSHOP
ITEMS FOR
DISCUSSION

COPS Grant
Program
Application

The City Council reviewed a request from the Police Department to submit a grant through the COPS Grant Program relative to SRO officers with the school district.

Captain David Sutton with the Poplar Bluff Police Department appeared before the Council and stated this grant is for three school resource officers who will be placed at the 4th, 5th and 6th Grade Center, Junior High and Senior High. He stated whatever the grant does not pay for will be picked up by the School District. He stated the only cost to the City will be uniforms and equipment for the officers.

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

Airport Lighting
Project Bids

The City Council discussed bids received for the Airport Lighting Project.

City Manager Mark Massingham addressed the Council and stated four bids were received for this project. He stated the low bidder was TGB, Inc. out of St. Louis in the amount of \$434,434.00. He stated the bid has been reviewed by the engineer and is recommended for Council approval.

There being no further discussion, motion was made by Councilman Tinsley, seconded by Councilman Johnson and carried to move this item to the voting session to be held July 5, 2016.

Flight Study
Agreement with the
Federal Aviation
Administration

The City Council reviewed an agreement between the City of Poplar Bluff and the Federal Aviation Administration for a flight study.

City Manager Massingham addressed the Council and stated this is relative to the Precision Approach Path Indicator system that is part of the lighting project at the Airport. He stated this is required by the Federal Aviation Administration and is recommended for Council approval. He stated the cost of this study is \$5,066.99.

There being no further discussion, motion was made by Councilman Tinsley, seconded by Councilwoman Fox and carried to move this item to the voting session to be held July 5, 2016.

**Flood Buyout
Project
Procurement
Waiver**

The City Council discussed authorizing the Mayor to execute a procurement waiver for the flood buyout project relative to appraisals on the property.

Mr. Dennis Avery, City Planner, appeared before the Council. He stated one quote was received for primary appraisals which is not enough to satisfy the procurement requirements of the grant. He stated a letter is required by the Mayor to satisfy this requirement stating only one quote was received.

After further discussion, motion was made by Councilman Tinsley, seconded by Councilman Johnson and carried for verbal approval of this item.

Body Armor Bids

The City Council reviewed bids received for body armor for the Police Department.

City Manager Massingham addressed the Council and stated one bid was received from the Leon Uniform Company in the amount of \$775.00 per set of body armor. He stated the body armor units will be paid for with money from the Kay Porter Fund as they are safety items. He stated this bid is recommended for Council approval.

After further discussion, motion was made by Councilman Tinsley, seconded by Councilman Johnson and carried to move this item to the voting session to be held July 5, 2016.

**Disposal of
Antiquated
Equipment**

The City Council discussed a request from the Fire Department to dispose of antiquated equipment.

Fire Chief Ralph Stucker appeared before the Council and stated he would like to donate two obsolete fire trucks to Three Rivers College to be used as training simulators. He stated in return the College will allow extra training for firefighters at no cost to the City.

After further discussion, motion was made by Councilman Johnson, seconded by Councilman Tinsley and carried to move this item to the voting session to be held July 5, 2016.

**ACTION
REQUIRED ITEMS**

The City Council took action on an ordinance accepting a bid for soft drink beverages at the Black River Coliseum.

**Soft Drink
Beverage Bids for
the Black River
Coliseum**

City Manager Massingham addressed the Council and stated the Black River Coliseum Advisory Board has voted to recommend the contract with Pepsi. He stated he agrees with that but would like to sit down with representatives from Pepsi along with City Attorney Mark Richardson to iron out some of the details. Mr. Massingham stated he would like to request the Council table this item at this time.

After discussion, motion was made by Councilman Johnson and seconded by Councilwoman Fox to table this item to the July 5, 2016 meeting. A roll call vote was as follows: Yes: McVey, Horton, Tinsley, Johnson, Fox, Crocker, DeGaris; No: None; Absent: None; Abstained: None. The motion carried unanimously.

**Pike Creek Study
Project Engineering
Firm**

The City Council took action on an ordinance selecting an engineering firm for the Pike Creek Study Project, funded by the Missouri Community Development Block Grant Program. Motion was made by Councilman Tinsley, seconded by Councilman Johnson that Bill No. 7919, **AN ORDINANCE SELECTING AND APPOINTING AN ENGINEERING FIRM FOR THE PIKE CREEK STUDY 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 Tinsley and seconded by Councilman Johnson that Bill No. 7919 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 Councilman Johnson and seconded by Councilman Tinsley that Bill No. 7919 be adopted. A roll call vote was as follows: Yes: Horton, Tinsley, Johnson, Fox, 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. 7714.

**Kay Porter Funds
Policy**

The City Council took action on an ordinance adopting a policy for the Kay Porter Funds for the Police and Fire Departments. Motion was made by Councilman Tinsley, seconded by Councilman Johnson that Bill No. 7920, **AN ORDINANCE ESTABLISHING A POLICY FOR THE MANAGEMENT AND USE OF FUNDS DONATED TO THE CITY OF POPLAR BLUFF BY KAY PORTER**, 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 Tinsley and seconded by Councilwoman Fox that Bill No. 7920 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 Councilman Tinsley and seconded by Councilman Johnson that Bill No. 7920 be adopted. A roll call vote was as follows: Yes: Tinsley, Johnson, Fox, McVey, Horton, 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. 7715.

**Supplemental
Agreement No. 1
Project 15-075A-1**

The City Council took action on an ordinance authorizing the Mayor to execute Supplemental Agreement No. 1 to the Aviation Project Consultant Agreement relative to Project 15-075A-1 at the Poplar Bluff Municipal Airport. Motion was made by Councilman Johnson, seconded by Councilman Tinsley that Bill No. 7921, **AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 TO THE AVIATION PROJECT CONSULTANT AGREEMENT RELATING TO PROJECT 15-075A-1 AT THE POPLAR BLUFF AIRPORT**, 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 Tinsley and seconded by Councilman Johnson that Bill No. 7921 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 Councilman Tinsley and seconded by Councilman Johnson that Bill No. 7921 be adopted. A roll call vote was as follows: Yes: Johnson, Fox, McVey, Horton, 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. 7716.

**COPS Grant
Program
Application**

The City Council took action on a resolution authorizing the Mayor to execute a grant application with the COPS grant program relative to SRO Officers. Motion was made by Councilman Tinsley and seconded by Mayor Pro Tem Crocker that Resolution No. 1846, , be read by caption only. Said bill was then placed upon its reading and was read by caption only and duly passed by unanimous vote. At this time Mayor DeGaris asked if there was any discussion of this resolution. There being none, motion was

made by Councilman Tinsley and seconded by Mayor Pro Tem Crocker that Resolution No. 1846, A RESOLUTION OF THE CITY OF POPLAR BLUFF, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A GRANT APPLICATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE "COPS GRANT PROGRAM" RELATIVE TO SCHOOL RESOURCE OFFICERS, be adopted. A roll call vote was as follows: Yes: Fox, McVey, Horton, Tinsley, Johnson, Crocker, DeGaris; No: None; Absent: None; Abstained: None. There being a favorable vote the Mayor thereupon declared such resolution duly adopted and was thereupon duly numbered Resolution No. 1846 and was thereupon duly signed and approved by the Mayor and attested to by the City Clerk.

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 Councilman Johnson and carried that the City Council move into a closed meeting immediately after this regular meeting of the City Council.

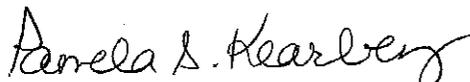
City Manager's Report

City Manager Massingham addressed the Council and stated he would like to thank Chris Shrum and Luecke Distributing for bringing the Clydesdales to Poplar Bluff. He stated over \$8,000 was raised for the Veteran's Wall from the events with the Clydesdales.

There being no further business to come before this meeting of the City Council, motion was made by Councilwoman McVey, seconded by Councilman Tinsley and carried that this regular meeting be adjourned.

Mayor DeGaris declared the meeting adjourned at 7:21 p.m.

Respectfully submitted,


Pamela S. Kearbey
City Clerk

APPROVED BY THE CITY COUNCIL

OF THE CITY OF POPLAR BLUFF,

MISSOURI, THIS 18th DAY

OF July, 2016.