

**FESTUS CITY COUNCIL
PUBLIC HEARING MINUTES
February 13, 2019
6:55 p.m.**

The Festus City Council held a public hearing on February 13, 2019 at 6:55 p.m. at Festus City Hall to give all citizens and interested parties an opportunity to be heard in relation to the establishment of the Festus Commons, LLC Community Improvement District. A petition for the establishment of a Community Improvement District has been filed with the City Clerk. The boundaries of the proposed Community Improvement District are as follows: Parcel 19300704002003 and 19300704002002, commonly known as 822 and 824 American Legion Drive, Festus, Missouri 63028. Mayor Cage presided over the public hearing. Present for the public hearing: Mayor Cage, City Administrator Greg Camp, City Clerk Kerry Patek, Finance Director Pat Parsons, Public Works Supt. Matt Clemens, City Attorney Melissa Vighi, Council Members Venz, Tinnin, Boyer, Gray, Wehner, Cook and Underwood. Tammy Fadler, owner of the development was also present. No public comments were made. Mayor Cage closed the public hearing.

**FESTUS CITY COUNCIL
MEETING MINUTES
February 13, 2019
7:00 p.m.**

The City Council of the City of Festus, Missouri met in regular session on February 13, 2019 at 7:00 p.m. The following Council members were present for roll call: Underwood, Boyer, Tinnin, Venz, Cook, Gray and Wehner; Absent – Wilkey. Mayor Mike Cage presided over the meeting. Also present City Administrator Greg Camp, City Clerk Kerry Patek, Police Chief Tim Lewis, Fire Chief Kevin Cremer, Finance Director Pat Parsons, Treasurer Lori Eisenbeis, Public Works Supt. Matt Clemens, Parks Supt. Larry Crites and City Attorney Melissa Vighi.

Council, staff, etc. then said the Pledge of Allegiance.

Minutes

Minutes of the January 23, 2019 council meeting were presented for approval. **Councilman Cook made a motion to approve the minutes, seconded by Councilman Boyer. Motion carried unanimously. On a call by the chair, minutes of the council meeting were then approved.**

Warrants

Mayor Cage reported warrants in the amount of \$626,187.91. **Councilman Cook made a motion to approve the warrants, seconded by Councilman Venz. Votes to approve the warrants were as follows: Ayes – Underwood, Tinnin, Wehner, Venz, Boyer, Gray, and Cook; Nays – none.**

Visitors

Sam Richards, city resident, commended the street department on their snow removal efforts.

Correspondence

Clerk Patek read a letter from the Villas at Sawyers Ridge Homeowners Association. The letter stated that the HOA passed a resolution at their last meeting to request that the speed limit be lowered to 25 mph rather than 30. Mayor Cage stated that there are no 25 mph in the City and that he would like to stay consistent with either 30 mph or 20 mph. Councilman Cook made a motion to reduce the speed limit to 20 mph, seconded by Councilman Underwood. Motion carried unanimously. Chief Lewis stated he would draft a recommendation and have an ordinance on the next City Council agenda.

Bids

Park Department – Catfish Purchase

Larry Crites stated three bids were received as follows: Francis Fish Company LLC \$5250.00; Nemo Fisheries \$8800.00; and Logan Hollow Fish Farm \$6000.00. After review of all bids staff recommends accepting the bid from Francis Fish Company LLC. **Councilman Boyer made a motion to approve the bid, seconded by Councilman Venz. Motion was approved by the following votes: Ayes – Boyer, Gray, Tinnin, Wehner, Venz, Underwood and Cook; Nays – none.**

Park Department – Picnic Table Purchase

Larry Crites stated six bids were received as follows: Diversified Metal Fabricators \$6400.00; Kay Park Recreation \$10,475.00; All Inclusive Rec \$9,592.21; Summitt Supply Corp. of Colorado \$10,641.80; RJ Thomas Mfg. Co. \$8,729.00; and Fry Park and Playground Equip. \$8115.00. After review of all bids staff recommends accepting the bid from Diversified Metal Fabricators for ten vinyl coated picnic tables for a total of \$6400.00. **Councilman Boyer made a motion to approve the bid from Diversified Metal Fabricators for \$6400.00, seconded by Councilman Tinnin. Motion was approved by the following votes: Ayes – Boyer, Gray, Tinnin, Wehner, Venz, Underwood and Cook; Nays – none.**

Public Works Department – Utility Bed Purchase

Matt Clemens stated two bids were obtained as follows: MoDOT bid from Knapheide for \$9850.00 and Kranz for \$10,720.00. After review of all bids staff recommends accepting the bid from Knapheide for \$9850.00. **Councilman Gray made a motion to approve the bid from Knapheide for \$9850.00, seconded by Councilman Tinnin. Motion was approved by the following votes: Ayes – Boyer, Gray, Tinnin, Wehner, Venz, Underwood and Cook; Nays – none.**

Police Department – Rifle Rated Vest Purchase

Chief Lewis stated four bids were received as follows for 24 vests: Alpha Omega Firearms \$6120.00; Southern Police Supply \$6371.04; Leon's Uniform \$9000.00; Ed Roehr \$12,866.40. After review of all bids staff recommends accepting the bid from Alpha Omega Firearms for \$255.00 per vest for a total of \$6,120.00. **Councilman Cook made a motion to approve the bid from Alpha Omega Firearms, seconded by Councilman Boyer. Motion was approved by the following votes: Ayes – Boyer, Gray, Tinnin, Wehner, Venz, Underwood and Cook; Nays – none.**

Ordinances and Resolutions

Bill No. 4498 - An Ordinance of the City Council of the City of Festus, MO.; Authorizing the Mayor to enter into and execute a Lease with Community Treatment Incorporated (Comtrea); incorporating said Agreement as a part of this Ordinance; prescribing the conditions thereto; and establishing an effective date. Clerk Patek read Bill No. 4498 for the first time. Mayor Cage called for discussion. Greg Camp gave a staff report. **Councilman Wehner made a motion to read Bill No. 4498 for a second time by title only. Motion was seconded by Councilman Venz. Clerk Patek read Bill No. 4498 for the second time. Motion was approved by the following votes: Ayes – Tinnin, Boyer, Underwood, Cook, Venz, Gray and Wehner; Nays – none. Mayor Cage declared Bill No. 4498 passed.**

Bill No. 4499 - An Ordinance of the City Council of the City of Festus, MO.; Approving a Petition to establish Festus Commons Community Improvement District; establishing the District as a political subdivision of the State of Missouri; and making the findings and authorizing actions relating to the establishment of the District. Clerk Patek read Bill No. 4499 for the first time. Mayor Cage called for discussion. Greg Camp gave a staff report. Councilman Gray expressed some concerns over some of the language of the community improvement district. Tammy Fadler, owner and developer of the property responded to Mr. Gray's concerns. Melissa Vighi, City Attorney, also addressed some of Councilman Gray's concerns. **Councilman Venz made a motion to read Bill No. 4499 for a second time by title only. Motion was seconded by Councilman Underwood. Councilman Cook voted no on reading Bill No. 4499 for the second time. Bill No. 4499 will be carried over for a second reading at the next meeting.**

New Business - none

Old Business

Gene Fribis – Birchwood Estates

Mr. Fribis addressed the Council stating that the sidewalk connecting to school property is still problematic. Mr. Fribis presented to Council a rendering of a proposed sidewalk. Mr. Fribis stated that he and Mr. G'Sell, the developer (also present to address Council), should be relieved of the sidewalk requirement. Mr. Fribis discussed grade differentials and stated it would also cause stormwater issues. Councilman Cook asked about using the common ground area and about entering into an escrow agreement with the City so that the project can still be started. Councilman Gray questioned the placement of the sidewalk, the grades and stated that he had discussed the issue with the Festus school district. Council discussed the matter in detail further and decided unanimously to have Greg Camp and Matt Clemens meet with Mr. Fribis and Mr. G'Sell and work out an escrow agreement before bringing it back to Council for final approval. Mr. G'Sell asked for clarification that he could still go ahead and apply for permits while the negotiations were being worked out on the escrow agreement and Mayor and Council replied that yes he could.

Reports

City Administrator provided a written report which included the items listed below.

- City completed another employee health fair and thanked the staff for all the extra time put in to make this happen
- Update on status of compensation study being conducted by Beth Tatarko with the Austin Peters Group
- Welcomed Nathan Schauf as the new City Administrator for Pevely
- Notices sent to the 9 taxing jurisdictions as required by the State regarding the Chapter 100 financing project for the Hampton Inn
- Follow up meeting with Matt Clemens and Mike McCarty of Jacobs Engineering on the WWTF project
- Attended MML legislative conference – attaching a summary of Bills from the MML
- Update on LED lighting project for the tennis courts

Councilman Boyer – Commended the street department on fine job of snow removal.

Councilman Venz – Commended the road crews on snow removal. Asked about the lighting on Shapiro Drive. Matt Clemens informed him the City was working with Ameren on it. Asked about the street light at Fifth and Mill, Matt Clemens asked if he had gotten the pole number and that it would be reported to Ameren.

Councilman Cook – Requested a work session in the near future and stated he would like to see a change in the dog barking ordinance. Greg Camp stated he could get some sample ordinances for Council to look at. Informed Matt Clemens that he received some complaints regarding mud on Brothers Ave.

Councilman Underwood – Asked Matt Clemens if the City was ok on salt. Matt stated more has been ordered but the City is in good shape on salt.

Councilman Wehner – Thanked Greg Camp and Lisa Rothweiler for getting the Comtrea deal completed. Stated that the pickleball nets being put back up made people happy. Commended the street department on snow removal. Stated that on March 5, 2019 at 6:00 p.m. there would be a joint meeting with Crystal City at the Festus Library and there will be a small agenda.

Councilman Gray – Asked Larry Crites if the bathrooms in the parks were open and Larry replied that no they are not at this time.

Councilman Tinnin – Discussed making the tennis courts last longer by using post tension concrete v. asphalt and that the City should look into that since they are spending a lot of money on this project and that it would make it last longer and be a better playing surface. Councilman Tinnin stated that he would donate fill material if needed for this project.

Fire Chief Kevin Cremer – Stated that the fire house renovation project should be starting sometime between February 24th and March 4th.

Public Works Supt. Matt Clemens – Stated that Smoothie King had started construction.

Finance Director Pat Parsons – Provided Council with a sales tax report which indicated a recent down turn.

Mayor Cage – Asked Matt Clemens to survey all the pot holes around town and to get them filled.

Adjournment

Councilman Cook made a motion to adjourn, seconded by Councilman Wehner. On a call by the chair the motion carried unanimously. Meeting adjourned.