

**FESTUS CITY COUNCIL  
MEETING MINUTES  
March 23, 2020  
5:00 p.m.**

The City Council of the City of Festus, Missouri met in emergency session on March 23, 2020 at 5:00 p.m. The following Council members were present in the council chambers for roll call: Underwood, Boyer, Cook, Dennis, Tinnin and Gray; present via live streaming – Wehner, Wilkey and Mayor Samuel F. Richards; Absent – none. Mayor Samuel F. Richards presided over the meeting. Also, present City Clerk Kerry Patek and City Administrator Greg Camp. And via live streaming City Attorney Brian Malone.

Mayor Richards called the meeting to order at 5:00 p.m.

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

**Approval of Consent Agenda**

Mayor Richards announced the bills were in the amount of \$365,794.63. Motion to approve the bills and minutes of the Council Meeting of March 11, 2020 was made by Councilman Cook, seconded by Councilman Dennis and approved by the following votes: Ayes – Underwood, Boyer, Wehner, Dennis, Tinnin, Wilkey, Gray, and Cook; Nays – none.

**Visitors**

No visitors were allowed in the building due to the emergency order regarding the coronavirus and no visitors asked to be heard via live streaming.

**Bids**

**Public Works – Cromwell Box Culvert (materials)**

Greg Camp provided a staff report from Matt Clemens which stated two bids were received as follows: McCann Concrete Products \$9,584.00 and R.C.P. \$14,240. After reviewing bids staff recommends accepting the bid from McCann for 32 L.F. of 8'x4' concrete box culvert for \$9,584.00. Councilman Gray made a motion to accept the bid from McCann Concrete Products, seconded by Councilman Underwood. Motion was approved by the following votes: Ayes- Underwood, Boyer, Wehner, Wilkey, Gray, Dennis, Cook and Tinnin; Nays – none.

### **Sunset Park Sidewalk and Handrail Replacement**

Greg Camp provided a staff report from Larry Crites which stated four bids were received as follows: Bartels & Missey Construction-Remodeling \$24,685.00; Jokerst Paving \$27,290.00; Spencer Contracting \$27,683.00 and Brockmiller Construction \$34,900.00. Councilman Dennis made a motion to accept the bid from Bartels & Missey Construction-Remodeling, seconded by Councilman Boyer. Motion was approved by the following votes: Underwood, Boyer, Wilkey, Wehner, Gray, Dennis, Tinnin and Cook; Nays – none.

### **Ordinances and Resolutions**

**Bill No. 4567** – An Ordinance of the City of Festus, MO. (“City”) declaring a State of Emergency within the City and Order to employ measures to protect public, life, health, safety, and property to limit the development, contraction, and spread of COVID-19, the disease creating the emergency. Clerk Patek read Bill No. 4567 for the first time. Mayor Richards called for discussion. Greg Camp gave a staff report. **Councilman Cook made a motion to suspend the rules and read Bill No. 4567 for the second time in title only, motion seconded by Councilman Tinnin. Motion carried unanimously. Clerk Patek read Bill No. 4567 for the second time. Bill No. 4567 was passed by the following votes: Ayes – Boyer, Underwood, Wehner, Dennis, Gray, Tinnin and Cook; Nays – none. Councilman Wilkey was not present for the vote due to technical difficulties. Mayor Richards declared Ordinance No. 4567 passed.**

**Resolution No. 4567 ½** – A Resolution of the City Council of the City of Festus, MO.; Adopting the Pandemic Preparedness Plan; and establishing an effective date. Clerk Patek read Resolution No. 4567 ½. Mayor Richards called for discussion. Greg Camp gave a staff report. **Councilman Dennis made a motion to approve Resolution No. 4567 ½, motion seconded by Councilman Underwood. Motion carried unanimously. Resolution No. 4567 ½ was passed by the following votes: Ayes – Boyer, Underwood, Wehner, Gray, Tinnin, Dennis and Cook; Nays – none. Councilman Wilkey was not present for the vote due to technical difficulties. Mayor Richards declared Resolution No. 4567 ½ passed.**

**Bill No. 4568** – An Ordinance of the City Council of the City of Festus, MO.; Authorizing the Mayor to enter into and execute a contract with Bartels & Missey Construction-Remodeling for Sunset Park Sidewalk and Handrail Replacement; incorporating said Contract as a part of this Ordinance; and establishing an effective date. Clerk Patek read Bill No. 4568 for the first time. Mayor Richards called for discussion. Greg Camp gave a staff report. **Councilman Boyer made a motion to suspend the rules and read Bill No. 4568 for the second time in title only, motion seconded by Councilman Gray. Motion carried unanimously. Clerk Patek read Bill No. 4568 for the second time. Bill No. 4568 was passed by the following votes: Ayes – Boyer, Underwood, Wehner, Gray, Tinnin, Cook and Dennis; Nays - none. Councilman Wilkey was not present for the vote due to technical difficulties. Mayor Richards declared Ordinance No. 4568 passed.**

**Bill No. 4569** – An Ordinance of the City Council of the City of Festus, MO.; Approving the Plat of Hunn’s Home; and establishing an effective date. Clerk Patek read Bill No. 4569 for the first time. Mayor Richards called for discussion. Greg Camp gave a staff report. **Councilman Tinnin made a motion to suspend the rules and read Bill No. 4569 for the second time in title only, motion seconded by Councilman Dennis. Motion carried unanimously. Clerk Patek read Bill No. 4569 for the second time. Bill No. 4569 was passed by the following votes: Ayes – Boyer, Underwood, Wehner, Wilkey, Gray, Tinnin, Cook and Dennis; Nays - none. Mayor Richards declared Ordinance No. 4569 passed.**

**Bill No. 4570** – An Ordinance of the City Council of the City of Festus, MO.; Approving Festus Steak N Shake Subdivision/Consolidation Plat; and establishing an effective date. Clerk Patek read Bill No. 4570 for the first time. Mayor Richards called for discussion. Greg Camp gave a staff report. **Councilman Dennis made a motion to suspend the rules and read Bill No. 4570 for the second time in title only, motion seconded by Councilman Cook. Motion carried unanimously. Clerk Patek read Bill No. 4570 for the second time. Bill No. 4570 was passed by the following votes: Ayes – Boyer, Underwood, Wehner, Wilkey, Gray, Tinnin, Cook and Dennis; Nays - none. Mayor Richards declared Ordinance No. 4570 passed.**

**New Business**

**Old Business**

## Reports

City Administrator Greg Camp gave a briefing on the proposed plan for employee scheduling (excluding Fire and Police Departments) during this crisis situation. Greg stated that department heads would still report to work Monday through Thursday and all city buildings would be closed Friday through Sunday. Other employees would be divided into groups with alternating shifts. Greg stated that he would like this plan to take effect this Wednesday, March 25, 2020. City Attorney Brian Malone provided the Council with information on voting and meeting online. Mr. Camp asked for a Council vote on this matter which was approved by the following votes: Ayes – Underwood, Boyer, Wilkey, Wehner, Dennis and Tinnin; Nays – Cook and Gray.

Councilman Cook – Stated his reasons for voting no on City Administrator Camp's plan for city operations during this crisis.

Councilman Wilkey – Thanked everyone and the City leadership for their work during this crisis and asked if the Leader newspaper could relay this information to the public.

Councilman Dennis – Thanked everyone for working and doing the right thing and being progressive during this time and reminded everyone to show unity.

Councilman Underwood – Stated he felt the Council was moving in the right direction.

Councilman Tinnin – Asked that we take this one day at a time and that we will be stronger when this is all over.

Councilman Gray – Stated that his no vote was nothing personal against anyone that he just sincerely disagrees with the plan.

Councilman Wehner – Stated that this is uncharted waters and that we need to adapt to the situation as it changes. Thanked Greg and Sam for their hard work and leadership.

Mayor Richards – Stated that this is uncharted territory and we can adapt and do what we need to do. Mayor Richards reminded everyone that you can delegate authority but not responsibility and that himself and Greg Camp are responsible for keeping the citizens and employees safe.

**Adjournment**

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