

**FESTUS CITY COUNCIL  
MEETING MINUTES  
July 22, 2019  
7:00 p.m.**

The City Council of the City of Festus, Missouri met in regular session on July 22, 2019 at 7:00 p.m. The following Council members were present for roll call: Boyer, Gray, Wehner, Cook, Dennis, Tinnin, Wilkey and Underwood; Absent – none. Mayor Samuel F. Richards presided over the meeting. Also present City Administrator Greg Camp, City Clerk Kerry Patek, Police Chief Tim Lewis, Fire Chief Kevin Cremer, Parks Supt. Larry Crites, Public Works Supt. Matt Clemens, Treasurer Lori Eisenbeis, Finance Director Pat Parsons and City Attorney Brian Malone.

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

**Minutes**

Minutes of the July 10, 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.**

Amended Minutes of the June 26, 2019 council meeting were presented for approval. **Councilman Cook made a motion to approve the minutes, seconded by Councilman Wilkey. Motion carried unanimously. On a call by the chair, minutes of the council meeting were then approved.**

**Warrants**

Mayor Richards reported warrants in the amount of \$562,002.04. **Councilman Cook made a motion to approve the warrants, seconded by Councilman Wilkey. Votes to approve the warrants were as follows: Ayes – Wehner, Wilkey, Tinnin, Underwood, Cook, Dennis, Boyer and Gray; Nays – none.**

**Visitors**

Debra Renee Buff, 211 N. Ninth Street, addressed the Council regarding her pet pig and that she would like to see the Ordinance changed so that she is allowed to keep her pet.

Mike Povich, 812 Horine Road, addressed the Council regarding speeding on Horine Road and street lighting. He also requested that the audio system in the

Council Chambers be used. Greg Camp stated new speakers were being installed.

**Correspondence** - none

**Bids** - none

### **Ordinances and Resolutions**

**Bill No. 4526** - An Ordinance of the City Council of the City of Festus, MO.; Approving the Plat of RP Lumber Plat 1; and establishing an effective date. Clerk Patek read Bill No. 4526 for the first time. Mayor Richards called for discussion. Matt Clemens gave a staff report. **Councilman Gray made a motion to read Bill No. 4526 for the second time, motion seconded by Councilman Tinnin. Motion carried unanimously. Clerk Patek read Bill No. 4526 for the second time. Bill No. 4526 was approved by the following votes: Ayes - Council Members Wilkey, Tinnin, Wehner, Boyer, Cook, Dennis, Underwood and Gray; Nays - none. Mayor Richards declared Ordinance No. 4526 passed.**

**Bill No. 4527** - An Ordinance of the City Council of the City of Festus, MO.; Approving the Plat of Festus Commerce and Business Center Plat 3; and establishing an effective date. Clerk Patek read Bill No. 4527 for the first time. Mayor Richards called for discussion. Matt Clemens gave a staff report. **Councilman Tinnin made a motion to read Bill No. 4527 for the second time, motion seconded by Councilman Wehner. Motion carried unanimously. Clerk Patek read Bill No. 4527 for the second time. Bill No. 4527 was approved by the following votes: Ayes - Council Members Wilkey, Tinnin, Wehner and Gray; Nays – Dennis, Cook, Underwood and Boyer. Mayor Richards declared Ordinance No. 4527 passed by voting Aye and breaking the tie.**

### **New Business**

#### **Friends of the Park Liquor License**

The Friends of the Park requested a liquor license for the Tanglefoot Brewfest which is held at West City Park during Twin City Days. **Councilman Underwood made a motion to approve this liquor license, seconded by Councilman Wilkey. Motion carried unanimously.**

### **Thomas Elliott/Historic Tanglefoot Association – Parking Lot Issues**

Mr. Elliott asked the City if the parking lot behind Fredericks could be closed to the public on October 5, 2019 to accommodate a wedding that was going on at Fredericks that day which was scheduled the same time as an event going on with the Downtown Association. **Councilman Cook made a motion to close the city parking lot on October 5<sup>th</sup> for the wedding at Fredericks, seconded by Councilman Underwood. Motion passed by the following votes: Ayes – Underwood, Boyer, Wilkey, Wehner, Gray, Tinnin and Cook; Nays – Dennis.**

Mr. Elliott also asked that there be a change made to the Marble Run event that was passed by the City Council. Mr. Elliott stated due to the noise of the motorcycles the Association would like to close off the back parking lot behind Main & Mill rather than closing down Main Street. Greg Camp stated that he had received some input from downtown businesses and they would rather have the back parking lot closed off for the one day event rather than Main Street. **Councilman Cook made a motion to not close Main Street for the Marble Run event and to close the city parking lot behind Main & Mill Brewing Co. instead. Motion was seconded by Councilman Underwood. Motion carried unanimously.**

### **Old Business**

Michael Povich, 812 Horine, requested that the City take over paying for the street light that he ordered from Ameren to light his house. Mr. Povich was asked to stand next to Mr. Clemens due to his hearing impairment so that he could discuss the matter. Matt Clemens gave a staff report and prepared a map showing the location of street lights on Horine Road and that they are in compliance with city code. Mr. Clemens stated that he had spoken with Mr. Povich on several occasions regarding this issue and that City Administrator Greg Camp had also spoken with Mr. Povich. Matt stated that in his opinion the street lights on Horine Road are sufficient, they meet code and that Mr. Povich took it upon himself to order and pay for a light from Ameren and now does not want to continue paying for it and the City should not take over payment of this light for Mr. Povich. Mayor Richards stated no action would be taken on Mr. Povich's request.

## **Reports**

City Administrator was not present at the meeting but left a written report which addressed the following:

- Met with Twin City Days coordinators – making preparations for the Nitty Gritty Dirt Band to perform at West City park
- Monthly Administrator's report on KJFF
- Attended monthly Jefferson County Water Authority meeting
- Attended Festus Tourism Commission meeting
- Budget meetings are starting with department heads
- Attending MIRMA annual conference with Kerry Patek. I am an elected member of the MIRMA Health Committee and we will be discussing transitioning
- 15 days until August 6<sup>th</sup>!

Councilman Boyer – Stated he had been receiving complaints from residents regarding the S. Adams Park and the homeless abusing the facilities there and asked that the Parks Dept. work with the Police Dept. in resolving these issues.

Councilman Wehner – Thanked the Fire Department for doing a great job and that the new addition is really nice.

Councilman Dennis – Asked if the Council should revisit the animal control ordinance and look into the matter regarding the pet pig. Matt Clemens stated the owner was given a citation and the owner stated the court date was July 30<sup>th</sup>. Greg Camp stated he has dealt with this before and can offer some input and that the court date could be continued until this matter can be further reviewed. Brian Malone, City Attorney, stated he would speak with the Prosecuting Attorney about the case and see about a continuance.

Councilman Gray – Asked Matt Clemens if the water test from his house was back yet. Matt Clemens stated it is still at St. Louis Testing Labs and he has not received the results from them yet. Councilman Gray asked if one of the mailboxes that was put too close to the street by the contractor could be moved.

Councilman Cook – Stated he had received complaints about large semi-trucks on Gamel Cemetery Rd. Greg Camp, Chief Lewis and Matt Clemens will get together and check on load limits, etc. to see what can be done about this problem. Councilman Cook asked that this issue stay on upcoming agendas under Old Business until it's resolved. Councilman Cook stated he was very glad to see the way Main Street has turned around and is once again booming.

City Clerk Patek – Stated that Smoothie King purchased their business license today and that they would be open on Monday, July 29<sup>th</sup> for business. Clerk Patek informed Council members that for years she and the City have been working with Mr. Povich to find a solution for his hearing impairment. Clerk Patek stated they have worked with the Disability Resource Association, who provided the City and Mr. Povich with a listening device and suggestions and they have tried various things through the years but none of which have seemed to benefit Mr. Povich.

Finance Director Pat Parsons – Provided Council with a sales tax report indicating that the City's sale tax revenue is down 8% from what was budgeted and 5% down from last year.

Mayor Richards – Stated that he was with the Marine Corps for 23 years, he was a police officer with Crystal City and has served his communities and that he would like to express the importance of loyalty to the City Council, the City and the Citizens and Community. He asked Council members that when they pass an Ordinance whether they voted yes or no, that if that Ordinance passes and becomes a City law then to please support it.

Councilman Gray stated that his main loyalty was to his Lord and Savior and that the Festus City Council was way down at the bottom of his list.

### **Adjournment**

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