

**FESTUS CITY COUNCIL  
MEETING MINUTES  
October 10, 2022  
6:00 p.m.**

The City Council of the City of Festus, Missouri met in regular session on October 10, 2022 at 6:00 p.m. The following Council members were present for roll call in the Council chambers: Boyer, Collier, Templeton, Venz and Cook. Councilman Dennis was present via Zoom. Absent: Councilman Tinnin and Councilman Wehner. Mayor Richards presided over the meeting. Also present in the Council chambers were City Administrator Greg Camp, Finance Director Stephanie Cunningham, City Clerk Kerry Patek, Parks Director Josh Whaley, Asst. Fire Chief Chuck Boyer, Building Official Mark Harris, Police Chief Tim Lewis, Tourism Director Barb Lowry, Treasurer Lori Eisenbeis, Public Works Director Matt Unrein and City Attorney Brian Malone.

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

**Approval of Consent Agenda**

Mayor Richards announced the bills were in the amount of \$626,558.37. Motion to approve the bills, minutes of the Council Meeting of September 26, 2022 (open and closed) was made by Councilman Cook, seconded by Councilwoman Templeton and approved by the following votes: Ayes – Boyer, Collier, Dennis, Templeton, Venz and Cook; Nays – none.

**Correspondence**

**Visitors**

Dr. Nikki Ruess, Supt. of Festus R-6 School District introduced herself and expressed the desire of the school district to continue its partnership with the City.

Anna Mayer addressed the Council regarding the City's tattoo ordinance and how it addresses how many tattoo businesses can operate in the city limits. Ms. Mayer asked the Council to look into updating the ordinance. Mayor Richards stated they would take it under advisement.

## **Bids**

### **Software and Services for BS&A Cloud Upgrade**

Finance Director Stephanie Cunningham asked Council to accept the proposal from BS&A Software and allow the City Administrator to enter into an agreement with them for software and services for BS&A Cloud Upgrade for a total cost of \$153,205 to be broken down into three payments. Stephanie stated \$154,000 was budgeted for this expense. **Councilman Venz made a motion to approve the proposal from BS&A, seconded by Councilwoman Templeton. Motion was approved as follows: Ayes – Boyer, Collier, Templeton, Venz, Dennis and Cook; Nays – none.**

### **Fire Department – Self Contained Breathing Apparatus**

Assistant Fire Chief Chuck Boyer requested permission to buy 42 new air packs from Leo M. Ellebracht Company through the Houston Galveston Area Council (a pricing program which is a competitive bid process). This purchase will replace the current air packs which will expire soon. \$300,000 was budgeted and the cost for the 42 new air packs is \$249,275.00. Asst. Chief Boyer requested permission to use the remaining funds for other equipment. **Councilman Boyer made a motion to approve this purchase, seconded by Councilwoman Templeton. Motion was approved by the following votes: Ayes – Boyer, Collier, Templeton, Venz, Dennis and Cook; Nays – none.**

### **W. Main St. and Collins Dr. Traffic Study**

Public Works Director Matt Unrein requested authorization to enter into a contract with CBB Engineering for traffic engineering services pertaining to an evaluation of the intersections of West Main Street with Collins Drive and with Sunshine Drive, which also includes engineering services to assist the City in preparing a STP/CMAQ application for recommended improvements at the intersections. **Councilman Venz made a motion to approve this contract with CBB Engineering, seconded by Councilman Boyer. Motion was approved as follows: Ayes – Collier, Boyer, Templeton, Venz, Dennis and Cook; Nays – none.**

### **Public Works – New John Deere Mini Excavator**

Public Works Director Matt Unrein and Chuck Boyer requested approval for the purchase of a new excavator from McCoy Construction through the Source Well Bid (a pricing program/competitive bid process). \$82,000 was budgeted and the bid came in at \$83,700. Councilman Cook stated that it was too early in the new fiscal year to be going over budget. City Administrator Camp accepted responsibility for not firming up pricing prior to finalization of the budget and discussed with Council the issues that are arising from the supply chain, inflation, etc. **Councilman Venz made a motion to approve this purchase, seconded by Councilwoman Templeton. Motion was approved as follows: Ayes – Collier, Boyer, Templeton, Venz, Dennis and Cook; Nays – none.**

### **Ordinances and Resolutions**

**Bill No. 4700** – An Ordinance of the City Council of the City of Festus, Missouri; Authorizing the Mayor to enter in to and execute a Contract with CBB Transportation Engineers & Planners for a Traffic Study and related Engineering; incorporating said Contract as a part of this Ordinance; and establishing an effective date. **Clerk Patek read Bill No. 4700 for the first time. Mayor Richards called for discussion. Public Works Director Unrein stated this was discussed under bids earlier. Councilman Venz made a motion to suspend the rules and read Bill No. 4700 for the second time, motion seconded by Councilman Boyer. Bill No. 4700 passed by the following votes: Ayes – Boyer, Collier, Templeton, Dennis, Venz and Cook; Nays - none. Mayor Richards declared Bill No. 4700 Passed.**

### **New Business**

#### **Stifel – Present Bids for City Selection of Purchaser**

Stifel was engaged by the City to secure financing in connection with the City's 2022 Tax-Exempt Lease. Stifel, represented by Martin Ghafoori, indicated that they had received six qualifying bids, the lowest of which was Webster Bank at 3.750%. Based on the interest rate received from Webster Bank and the financing terms, Stifel recommended the City proceed with the proposal from Webster Bank. Mr. Camp stated he will bring an Ordinance to Council on October 24, 2022, to approve the formal agreement.

**Councilman Cook made a motion to approve this request, seconded by Councilman Venz. Motion was approved as follows: Ayes – Collier, Boyer, Templeton, Dennis, Venz and Cook; Nays – none.**

#### **Waste Connections – Contract Renewal**

City Administrator Camp stated that the City is in the final year of a three-year contract

with Waste Connections and would like to extend their contract for another three years due to the service we have received from them and their cost remaining low.

**Councilman Venz made a motion to extend the contract with Waste Connections, seconded by Councilman Cook. Motion was approved as follows: Ayes – Collier, Boyer, Templeton, Venz, Dennis and Cook; Nays – none.**

### **Tree of Life – Ladies Night Out Street Closure**

Owner of the Daisy Chain was present to request permission for Main Street to be closed from Mill Street to Brierton from 3:30 to 9:00 p.m. on Saturday, November 5, 2022, for the annual Ladies Night Out. Chief Lewis stated he had no problem with this event. **Councilman Dennis made a motion to approve this request, seconded by Councilman Venz. Motion carried unanimously.**

### **Old Business**

#### **Reports**

Councilman Boyer – Commented on S. Mill Street project looking good. Stated the Trash and Treasure Expo was very good and asked Barb Lowry if she could look into getting a coffee/hot chocolate vendor next year.

Councilman Cook – Asked Council to give the employees Indigenous Peoples Day (aka Columbus Day) off since there were so many other offices/banks/post offices, etc. closed on that day and it would give the employees another incentive since the City cannot compete in pay with other companies, public entities, etc. Councilman Cook requested since the day has passed that for this year only employees be given an extra vacation day and then starting in 2023 they would be given the extra holiday on Indigenous Peoples Day. **Councilman Cook made a motion to give employees this extra holiday, seconded by Councilman Dennis. Council approved this motion unanimously.**

Councilwoman Templeton – Stated that S. Mill Street looks great and thanked Matt Unrein, Mark Harris and Doug Wendel for being very responsive to a situation she was contacted about through a constituent.

Councilman Venz – Asked Chief Lewis to monitor late night speeding problems on Horine Road. Chief Lewis stated he would investigate it.

Councilman Dennis – Commented on how spectacular the light show in Crites Park was and that it was very accessible for handicapped individuals. Commented on how nice Mill Street looks. Asked about creating an Ordinance on the selling of stolen property, mentioning that a parochial school was broken into, and vandalized and catalytic

convertors were stolen. City Administrator Camp stated he would review our Ordinances along with City Attorney Brian Malone.

Mayor Richards – Commented that he felt the City was headed in the right direction.

### **CLOSED SESSION**

Councilman Cook made a motion to go into closed session pursuant to Missouri Law for the purpose of dealing with matters relating to RSMo. 610.021 (1) legal and (3)(13) personnel. Motion was seconded by Councilman Collier and approved by the following votes: Ayes – Boyer, Collier, Templeton, Dennis, Venz, Cook; Nays – none.

### **Adjournment**

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