



105 E. Center Street
Sikeston, MO 63801
573-471-2512
www.Sikeston.org


TENTATIVE AGENDA

REGULAR CITY COUNCIL MEETING
SIKESTON CITY HALL

Monday, February 5, 2018
5:00 P.M.

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. APPROVAL OF CITY COUNCIL MINUTES
 - A. Regular Council Minutes January 8, 2018
 - B. Special Council Minutes January 29, 2018
- VI. ACCEPTANCE OF BOARD AND COMMISSION MINUTES
 - A. Library Board December 4, 2017
- VII. ADVISORY BOARD COUNCIL LIAISON REPORTS
- VIII. ITEMS OF BUSINESS
 - A. 2nd Reading & Consideration, Bill #6086, Taxicab Services Amended
 - B. 2nd Reading & Consideration, Bill #6087, Battery Backup Units at Traffic Signals
 - C. Other Items As May Be Determined During the Course of the Meeting
- IX. ADJOURNMENT

Dated this 31st day of January 2018


Carroll Couch, City Clerk

The City of Sikeston complies with ADA guidelines. Notify Rhonda Council at 471-2512 (TDD Available) to notify the City of any reasonable accommodation needed to participate in the City Council's Meeting.

REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 8, 2018

The regular Sikeston City Council meeting of January 8, 2018 was called to order at 5:00 p.m. in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Pro Tem Ryan Merideth and Councilmen Jon Gilmore, Brian Self, Gerald Settles, Mary White-Ross and Karen Evans. Mayor Steven Burch arrived at 5:30 p.m. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Safety Director Mike Williams, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Senior Building Official Collin Cecil and Parks Director Dustin Care.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of November 6 (Executive Session), November 27 and December 4, 2017 were presented for approval. Councilwoman Ross-White moved to approve the minutes as presented. Councilman Self seconded the motion and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

Minutes from various board and commission meetings were presented to the City Council. Councilman Gilmore moved to approve the minutes as presented. The motion was seconded by Councilwoman Evans and voted as follows:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

ADVISORY BOARD COUNCIL LIAISON REPORTS

No reports were presented.

ITEMS OF BUSINESS

Appointment to Friends of the Sikeston PAWS Advisory Board

Due to two vacancies on the PAWS Advisory Board, appointments were needed to fill these positions.

Councilman Gilmore moved to appoint Madeline Bell and Andy Caton to the PAWS Advisory Board. The motion was seconded by Councilman Settles and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

2nd Reading & Consideration of Bill #6079, Calling for 2018 General Election

Councilman Self moved for the second reading of Bill Number 6079. The motion was seconded by Councilwoman White-Ross and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented the bill for reading.

Bill Number 6079

Ordinance Number 6079

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6079, CALLING FOR A GENERAL ELECTION IN THE CITY OF SIKESTON, MISSOURI, ON TUESDAY, APRIL 3, 2018, FOR THE PURPOSE OF ELECTING A CANDIDATE FOR THE POSITION OF COUNCILMAN-WARD 2, COUNCILMAN-WARD 3 AND MAYOR.

BE IT ORDAINED by the City Council of the City of Sikeston, Missouri, as follows:

SECTION I: This ordinance shall not be codified.

SECTION II: That in accordance with the Missouri Comprehensive Election Laws of the State of Missouri, applicable Missouri Revised Statutes of the State of Missouri and the ordinances of the City of Sikeston, Missouri, a General Election shall be held and the same is hereby ordered to be held on Tuesday, April 3, 2018.

SECTION III: That the polls be open for said election continuously from six o' clock in the forenoon until seven o'clock in the afternoon of that day, April 3, 2018.

SECTION IV: That said election be held in the City of Sikeston, Missouri, in the polling places and precincts designated by the County Clerk.

SECTION V: That said election is hereby called for the purpose of electing one (1) candidate for the office of Councilman-Ward 2, Councilman-Ward 3 and Mayor, pursuant to the City Charter adopted April 02, 2002.

SECTION VI: That the Judges and Clerks of said election shall be those appointed by the County Clerk.

SECTION VII: That the City Clerk shall cause notice, poll books, ballots, and all other matters necessary to the election to be requested from the County Clerk's office as required by law.

SECTION VIII: That the City Clerk of the City of Sikeston, Missouri, be and he is hereby authorized and directed to notify the County Clerk of Scott County, Missouri, of the adoption of this ordinance no later than January 23, 2018, and to include in said notification all the terms and provisions required by the Comprehensive Election Act of 1986, as amended, and the above cited Statutes and ordinances.

SECTION IX: General Repealer Section. Any other ordinance or parts thereof inconsistent herewith, are hereby repealed.

SECTION X: Severability. Should any part or parts of this Ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION XI: Record of Passage.

- A. Bill Number 6079 was introduced to Council and read the first time this 4th day of December, 2017.
- B. Bill Number 6079 was read the second time and discussed this 8th day of January, 2018. Councilman Gilmore moved to approve Bill Number 6079. The motion was seconded by Councilman Self, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed,
and becoming ordinance 6079.

2nd Reading Bill #6077, Group Home Zoning

Councilman Self moved for the second reading of Bill Number 6077. The motion was seconded by Councilwoman White-Ross and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NUMBER 6077

ORDINANCE NUMBER 6077

AN ORDINANCE OF THE CITY OF SIKESTON, MISSOURI, ADDING CERTAIN SECTIONS AND AMENDING CERTAIN PROVISIONS OF ARTICLE VII, SECTION 405.450 OF THE CITY CODE; AND ENACTING A POLICY REGARDING REASONABLE ACCOMMODATION AND REGULATIONS PERTAINING TO GROUP HOMES.

WHEREAS, legislation of the State of Missouri evidences a long-standing policy of encouraging the deinstitutionalization of persons who are affected by a mental disorder, mental illness, intellectual disability or developmental disability (herein, "Persons with Disabilities"); and

WHEREAS, the State of Missouri requires licensure for residential facilities for Persons with Disabilities. §630.715, RSMo. Missouri seeks through the licensing of group homes to place Persons with Disabilities in the least restrictive environment possible and to "enable the person to maximize his or her functioning potential to participate as freely as feasible in normal living activities." See §630.005(21), RSMo.; and

WHEREAS, Missouri's legislation follows the Developmental Disabilities Assistance and Bill of Rights Act, 42 U.S.C. §§ 6010(1) & (2), which similarly provided Persons with Disabilities the right to receive "appropriate treatment, services, and habilitation" in a setting that is "least restrictive of (their) personal liberty," and

WHEREAS, also consistent with the Federal and State goals of deinstitutionalization of Persons with Disabilities, the Missouri General Assembly, in 1985, amended § 89.020 of its Zoning Enabling Act to read, in pertinent part, as follows:

2. For the purpose of any zoning law, ordinance or code, the classification single family dwelling or single family residence shall include any home in which eight or fewer unrelated mentally or physically handicapped persons reside, and may include two additional persons

acting as houseparents or guardians who need not be related to each other or to any of the mentally or physically handicapped persons residing in the home. In the case of any such residential home for mentally or physically handicapped persons, the local zoning authority may require that the exterior appearance of the home and property be in reasonable conformance with the general neighborhood standards. Further, the local zoning authority may establish reasonable standards regarding the density of such individual homes in any specific single family dwelling neighborhood; and

WHEREAS, the City Council finds and determines that it is to the benefit of the health, safety and welfare of the residents of the City to establish group home dispersal requirements designed to ensure that Persons with Disabilities needing residential treatment will not be forced into enclaves of treatment facilities that would replicate and thus perpetuate the isolation resulting from institutionalization; and

WHEREAS, in order to preserve the public health, safety and welfare, it is the desire of the City to amend various provisions of the zoning code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SKESTON, MISSOURI, AS FOLLOWS:

SECTION I. That Article VII of the Skeston City Code be and it is hereby amended by enacting a new Section 405.455 to read as follows:

SECTION 405.455 REASONABLE ACCOMMODATION POLICY AND PROCEDURE

- A. Purpose. This Section implements the policy of the City of Skeston on requests for reasonable accommodation in its rules, policies and procedures for persons with disabilities as required by the Fair Housing Act, as amended, 42 U.S.C. Section 3604(f)(3)(B) and Title II of the Americans with Disabilities Act., 42 U.S.C. § 12132. The policy of the City of Skeston is to comply fully with the provisions of the Fair Housing Act and Title II of the Americans with Disabilities Act.

Any person with disabilities and eligible under the Fair Housing Act or Title II of the Americans with Disabilities Act may request a reasonable accommodation with respect to the various land use or zoning laws, rules, policies, practices and/or procedures of the City as provided by the Fair Housing Act and Title II of the Americans with Disabilities Act pursuant to the procedures set out in this Section.

Nothing in this Section requires persons with disabilities or operators of group homes for persons with disabilities acting or operating in accordance with applicable zoning, licensing or land use laws or practices to seek reasonable accommodation under this Section.

- B. Definitions. For the purposes of this Section, certain terms and words are hereby defined as follows:

ACTS. Collectively, the FHA and the ADA.

ADA. Title II of the Americans with Disabilities Act, 42 U.S.C. § 12131, et seq., and its implementing regulations, 28 C.F.R. Part 35.

APPLICANT. An individual, group or entity making a request for reasonable accommodation pursuant to this Section.

CODE. The Sikeston City Code

DEPARTMENT. The Code Enforcement Department of the City of Sikeston.

DISABLED PERSON. Any person who is "handicapped" within the meaning of 42 U.S.C. § 3602(h) or a "qualified individual with a disability" within the meaning of 42 U.S.C. § 12131(2).

DWELLING. A "dwelling" as defined in 42 U.S.C. § 3602(b).

FHA. The Fair Housing Act, Title III of the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988, 42 U.S.C. §§ 3601 et seq., as may be amended.

- C. Notice to the public of availability of accommodation process. The Department shall prominently display a notice in the Department advising those with disabilities or their representatives that they may request a reasonable accommodation in accordance with the procedures established in this Section.
- D. Requesting reasonable accommodation. In order to make specific housing available to one or more individuals with disabilities, a disabled person or a person acting on his or her behalf at his or their request (collectively, the "Applicant") may request a reasonable accommodation relating to the various land use or zoning rules, policies, practices and/or procedure of the City applicable to such housing.
 - 1. A request by an applicant for reasonable accommodation relating to land use or zoning rules, policies, practices and/or procedures shall be made orally or in writing on a reasonable accommodation request form provided by the Department. The form shall contain:
 - a. The current zoning for the property;
 - b. The name, phone number and address of the owner of the fee interest of the property (if other than the Applicant);
 - c. The nature of the disability that requires the reasonable accommodation. In the event that the specific individuals who are expected to reside at the property are not known to the Applicant in advance of making the application, the Applicant shall not be precluded from filing the application, but shall submit details describing the range of disabilities that prospective residents are expected to have to qualify for the housing. The Applicant shall notify the Department in the event the residents at the location are not within the range described. The Department shall then determine if an amended application and subsequent determination of reasonable accommodation is appropriate;
 - d. The specific type of accommodation requested by the Applicant. To the extent practicable, this portion should include information concerning the impact of the reasonable accommodation on the adjoining properties and area, the number of people who are expected to be availing themselves of the reasonable accommodation, the estimated number of people in an average week who will be necessary to provide services to the persons(s) with disabilities at the property on an on-going basis, whether or not this type of reasonable accommodation is

- required to obtain a license from any state or county authority to operate, and any other information the Applicant thinks would assist in determining the reasonableness of the accommodation;
- e. The Applicant should also note, if known, whether this accommodation requires any additional licensure from the City (e.g. , business license); and
 - f. Whether the accommodation requested may be necessary to afford one or more disabled persons equal opportunity to use and enjoy a specific dwelling.

The Department will assist the Applicant with furnishing the Department all information necessary for processing the reasonable accommodation request, including that information which the Department deems necessary to complete a reasonable accommodation request form. Upon the City's receipt of the necessary information to process the Applicant's request for reasonable accommodation, the Department shall use the information to complete a reasonable accommodation request form.

2. The Department will provide the assistance necessary to an Applicant in making a request for reasonable accommodation. The Department will provide any reasonable assistance necessary to any Applicant wishing to appeal a denial of a request for reasonable accommodation to ensure the process is accessible to the Applicant. The Applicant is entitled to be represented at all stages of the proceedings identified in this Section by a person designated by the Applicant.
3. Should the information provided by the Applicant to the Department include medical information or records of the Applicant, including records indicating the medical condition, diagnosis or medical history of the Applicant, the Applicant may, at the time of submitting such medical information, request that the Department to the extent allowed by law, treat such medical information as confidential information of the Applicant.
4. The Department shall provide written notice to the Applicant, and any person designated by the Applicant to represent the Applicant in the application proceeding, of any request received by the Department for disclosure of the medical information or documentation which the Applicant has previously requested be treated as confidential by the Department. The Department will cooperate with the Applicant, to the extent allowed by law, in actions initiated by the Applicant to oppose the disclosure of such medical information or documentation.

E. Jurisdiction

1. Supervisor/Designee. The Supervisor of the Department, or his/her designee ("Supervisor/Designee"), shall have the authority to consider and act on requests for reasonable accommodation. When a request for reasonable accommodation is filed with the Department, it will be referred to the Supervisor/Designee for review and consideration. The Supervisor/Designee shall issue a written determination within thirty (30) days of the date of receipt of a completed application and may (1) grant the accommodation request, or (2) deny the request, in accordance with federal law. Any such denial shall be in writing and shall state the grounds therefor. All written determinations shall give notice of the right to appeal and the right to request reasonable accommodation in the appeals process. The notice of determination shall be sent to the Applicant by certified mail, return receipt requested and by regular mail.
2. If reasonably necessary to reach a determination on the request for reasonable accommodation, the Supervisor/Designee may, prior to the end of the thirty (30) day

period, request additional information for the Applicant, specifying in detail what information is required. The Applicant shall have fifteen (15) days after the date of the request for additional information to provide the requested information. In the event a request for additional information is made, the thirty (30) day period to issue a written determination shall be stayed. The Supervisor/Designee shall issue a written determination within thirty (30) days after receipt of the additional information. If the Applicant fails to provide the requested additional information within said fifteen (15) day period, the Supervisor/Designee shall issue a written determination within thirty (30) days after expiration of said fifteen (15) day period.

F. Findings for Reasonable Accommodation

The following findings, while not exhaustive of all considerations and findings that may be relevant, must be made before any action is taken to approve or deny a request for reasonable accommodation and must be incorporated into the record relating to such approval or denial:

1. Whether the accommodation requested may be necessary to afford one or more persons with disabilities equal opportunity to use and enjoy a specific dwelling;
2. Whether the requested accommodation would require a fundamental alteration to the City's zoning scheme; and
3. Whether the requested accommodation would impose undue financial or administrative burdens on the City.

A request for a reasonable accommodation shall not be denied for reasons which violate the provisions of the Acts. This ordinance does not obligate the City to grant any accommodation request unless required by the provisions of the Acts or applicable Missouri State law.

G. Appeals.

1. Within thirty (30) days after the date the Supervisor/Designee mails a written adverse determination, under subsection E of this Section, to the Applicant, the Applicant requesting reasonable accommodation may appeal the adverse determination.
2. All appeals shall contain a statement of the grounds for the appeal.
3. If an individual Applicant needs assistance in appealing a determination, the Department will provide reasonable assistance necessary to ensure that the appeal process is accessible to the Applicant. All Applicants are entitled to be represented at all stages of the appeal proceeding by a person designed by the Applicant.
4. Appeals shall be to the Board of Adjustment who shall hear the matter and render a determination as soon as reasonably practicable, but in no event later than forty-five (45) days after an appeal has been filed. All determinations on appeal shall address and be based upon the findings identified in subsection F of this Section and shall be consistent with the Acts.
5. An Applicant may request reasonable accommodation in the procedure by which an appeal will be conducted.

H. Fee. The City shall not impose any additional fees or costs in connection with a request for reasonable accommodation under the provisions of this Section or an appeal of a denial of such request by the Supervisor/Designee. Nothing in this ordinance obligates the City to pay an applicant's attorney fees.

- I. Stay of Enforcement. While an application for reasonable accommodation or appeal of a denial of said application is pending before the City, the City will not enforce the subject zoning ordinance against the Applicant.
- J. Record-keeping. The City shall maintain records of all oral and written requests submitted under the provisions of this Section, and the City's responses thereto, as required by State law.

SECTION II. That Section 405.450 Paragraph 4 of the Sikeston City Code be amended as follows:

Deleting Paragraph Four (4) in its entirety and replacing with the following:

4. Group Homes.

SECTION III. That Article VII of the Sikeston City Code be and is hereby amended by enacting a new Section 405.452 to read as follows:

SECTION 405.452: REGULATIONS FOR GROUP HOME PROVIDERS

Purpose: It is necessary and desirable to provide suitable sites for group homes in residential areas provided that, in furtherance of the goals of de-institutionalization and dispersal, group homes are not unduly concentrated in neighborhoods so as to ensure that mentally or physically disabled persons are afforded the opportunity to be integrated in the community.

1. In order to promote deinstitutionalization and dispersal of group homes, no group home may be located within 500 feet of another group home, measured by the straight line distance between the nearest points of their exterior walls, (exclusive of overhangs) of the buildings within which the relevant facilities or uses are located; or (a) adjoin any lot upon which another group home already exists or (b) be separated from any lot upon which an existing group home already exists only by a street or roadway.
2. The exterior appearance of the home and property, occupancy limitation, signage and other standards applicable to single family residences shall apply equally to group homes.
3. In order to achieve the deinstitutionalization and dispersal goals referenced herein, owners and operators of group homes must register the facility with the Code Enforcement Department on forms provided for that purpose and certify compliance with all applicable ordinances of the City. Owners and operators of group homes must also notify the Code Enforcement Department of any change of use, transfer or termination of a group home use and revise the facility registration as appropriate.
4. Notwithstanding any other provision of this Section to the Contrary, any individual, group or entity may make a request for reasonable accommodation from the provisions of this Section pursuant to the procedures set forth in Section 405.455 of this Code.

SECTION IV. Any other ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V. Should any part or parts of this Ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall continue in full force and effect.

SECTION VI: Record of Passage:

- A. Bill Number 6077 was introduced and read the first time this 4th day of December, 2017.
- B. Bill Number 6077 was read the second time and discussed on this 8th day of January 2018. Councilman Settles moved to approve Bill Number 6077. The motion was seconded by Councilman Self, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed,
and becoming ordinance 6077.

2nd Reading, Bill #6080, Establishing No Parking on the South Side of Center Street between Kingshighway & Moore Avenue

Councilman Self moved for the second reading of Bill Number 6080. The motion was seconded by Councilman Evans and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented Bill Number 6080 for reading.

BILL Number 6080

ORDINANCE Number 6080

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6080 AND SHALL AMEND TITLE III, CHAPTER 365 OF THE UNIFORM TRAFFIC CODE ESTABLISHING ADDITIONAL TRAFFIC CONTROL MEASURES WITHIN THE CITY OF SIKESTON, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:

SECTION I: This Ordinance shall be codified in the City Municipal Code.

SECTION II: The Traffic Committee did meet on November 27, 2017 and voted favorably to amend the uniform traffic code by placing no parking signs on the south side of East Center Street from the intersection of Center Street and Moore Avenue.

SECTION III: Title III – Chapter 365 – Section 365.030 – Parking Prohibited at all Times on Certain Streets (Schedule IV); shall be amended by including the following:

<u>Name of Street</u>	<u>From</u>	<u>To</u>	<u>Side of Street</u>
Center Street	N. Kingshighway	Moore Avenue	South

SECTION IV: General Repealer Section: Any ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V: Severability: Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, then the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VI: Record of Passage:

- A. Bill Number 6080 was introduced and read the first time this 4th day of December, 2017.
- B. Bill Number 6080 was read the second time and discussed on this 8th day of January 2018. Councilman Self moved to approve Bill Number 6080. The motion was seconded by Councilman Evans, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed,
and becoming ordinance 6080.

2nd Reading, Bill #6081, Removing No Parking Signs on Kingshighway in Front of DPS Headquarters

Councilman Gilmore moved for the second reading of Bill Number 6081. The motion was seconded by Councilman Settles and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented Bill Number 6081 for reading.

BILL Number 6081

ORDINANCE Number 6081

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6081 AND SHALL AMEND TITLE III, CHAPTER 365 OF THE UNIFORM TRAFFIC CODE ESTABLISHING ADDITIONAL TRAFFIC CONTROL MEASURES WITHIN THE CITY OF SIKESTON, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:

SECTION I: This Ordinance shall be codified in the City Municipal Code.

SECTION II: The Traffic Committee did meet on November 27, 2017 and voted favorably to amend the uniform traffic code by removing no parking signs on South Kingshighway, fifteen feet north of Trotter Street corner to fifteen feet south of the corner of the DPS parking lot, approximately 132 feet.

SECTION III: Title III – Chapter 365 – Section 365.030 – Parking Prohibited at all Times on Certain Streets (Schedule IV); shall be amended by deleting the following:

<u>Name of Street</u>	<u>From</u>	<u>To</u>	<u>Side of Street</u>
S. Kingshighway	Trotter	150' North	West

SECTION IV: General Repealer Section: Any ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V: Severability: Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, then the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VI: Record of Passage:

- A. Bill Number 6081 was introduced and read the first time this 4th day of December, 2017.
- B. Bill Number 6081 was read the second time and discussed on this 8th day of January 2018. Councilman Gilmore moved to approve Bill Number 6081. The motion was seconded by Councilman Self, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed,
and becoming ordinance 6081.

1st & 2nd Reading, Emergency Bill #6082, Rezoning of Wing Lake Estates

Councilwoman Settles moved for the first reading of Bill Number 6082. The motion was seconded by Councilman Self and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented Bill Number 6082 for reading, this bill as approved shall become Ordinance Number 6082 providing for the rezoning from Agriculture "AG" to Two Family Dwelling "R-4" the following described real estate to wit: A tract of land, which consists of approximately 5.078 acres and is located generally south of Colonel George E. Day Parkway and north of U.S. Highway 60, in the City of Sikeston, New Madrid County, Missouri.

The rezoning would change the current zoning so that a planned commercial subdivision could be developed. Due to time requirements, this matter is being presented as an emergency measure.

Councilwoman White-Ross moved for the second reading of Bill Number 6082. The motion was seconded by Councilman Self and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented the bill for a second reading.

Bill Number 6082

Ordinance Number 6082

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6082 PROVIDING FOR THE REZONING FROM AGRICULTURE "AG" TO TWO FAMILY DWELLING "R-4" THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A TRACT OF LAND, WHICH CONSISTS OF APPROXIMATELY 5.073 ACRES AND IS LOCATED GENERALLY SOUTH OF COLONEL GEORGE E DAY PARKWAY AND NORTH OF U.S. HIGHWAY 60, IN THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:

SECTION I: This Ordinance shall not be codified in the City Municipal Code.

SECTION II: The Planning and Zoning Commission met on December 12, 2017 and voted to approve the rezoning from Agriculture "AG" to Two Family Dwelling "R-4" the following described real estate to-wit: A tract of land, which consists of approximately 5.073 acres and is located generally South of Colonel George E Day Parkway and North of U.S. Highway 60 in the City of Sikeston, New Madrid County, Missouri.

SECTION III: A plat of said real estate is marked as Exhibit "A" attached hereto and incorporated by reference.

SECTION IV: The above tract of land is hereby rezoned from "AG" Agriculture to "R-4" Two Family Dwelling.

SECTION V: General Repealer Section: Any other ordinance or parts thereof inconsistent herewith, are hereby repealed.

SECTION VI: Severability: Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VII: Emergency Clause. Due to the time requirements, this matter is being presented as an emergency measure.

SECTION VIII: Record of Passage

- A. Bill Number 6082 was introduced and read the first time this 8th day of January 8, 2018.
- B. Bill Number 6082 was read the second time and discussed on this 8th day of January 2018. Councilwoman Evans moved to approve Bill Number 6082. The motion was seconded by Councilman Self, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Nay, and Burch Absent, thereby being passed,
and becoming ordinance 6082.

1st Reading, Bill #6083, Replat Lot B-1 of Belz*Burrow's 2nd Addition

Councilman Self moved for the first reading of Bill Number 6083. The motion was seconded by Councilman Settles and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented Bill Number 6083 for reading, this bill as approved shall become Ordinance Number 6083 providing for approval of the re-plat of Lot B-1 of Belz*Burrow's, 2nd Addition in the City of Sikeston, New Madrid County, Missouri.

Authorize Staff to Execute Contract with Park Revitalization Group for Management of VFW Park

Councilman Self recused himself from the meeting.

The VFW Park Revitalization Group (PRG) is seeking a renewal of the current contract for the 2018 calendar year. The contract agreement and terms would be similar to the 2017 contract.

Late last year the Council approved the purchase of a new scoreboard for VFW Stadium. The PRG wants to manage the scoreboard revenue.

The City would like to renew the contract with PRG for the oversight and maintaining of the VFW Baseball Facility. PRG assuming day to day operations and maintenance of the facility allowed the Parks and Recreation Department more time to focus on other tasks and the group was a great asset in terms of making significant improvements to VFW Stadium.

Councilman Settles moved to renew the contract with the VFW Park Revitalization Group. The motion was seconded by Councilman Gilmore and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Councilman Self returned to the meeting.

Authorization to Purchase Used Vehicle from Missouri Highway Patrol Inventory

In September 2017, one of the City's detective vehicles was involved in a motor vehicle accident. The accident was not the City's fault and a check was issued to us from the other insurance company around \$8,000. The estimates to replace this vehicle with a used 2013 Dodge Charger from the Missouri Highway Patrol inventory will be between \$12,000-\$14,000, plus equipment. Funding is left over in the current budget to cover the additional costs.

Councilman Self moved to authorize the purchase of a used vehicle from the Missouri Highway Patrol inventory. The motion was seconded by Councilwoman Evans and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Briefing: Capital Improvement Plan

City Manager Douglass presented the City's 5 year Capital Improvement Plan which are projects or purchases of \$5,000 or more with a life of 5 years or greater. This plan is used to prepare for the upcoming budget process.

Councilwoman White-Ross moved to accept the 2019-2023 Capital Improvement Plan. The motion was seconded by Councilman Self and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Mayor Burch arrived at the meeting.

1st & 2nd Reading, Emergency Bill #6084, Authorization to Execute Agreement with MoDOT for Cost Share Project on Route Y

Councilman Self moved for the first reading of Bill Number 6084. The motion was seconded by Councilwoman Evans and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading, this bill as approved shall become emergency Ordinance Number 6084 authorizing the Mayor to execute a contract between the City of Sikeston, Missouri and the Missouri Highways and Transportation Commission for Cost Share Project #J9S3507 on Route Y.

To comply with Missouri Highways & Transportation Commission requirements, this is being presented as an emergency bill.

Councilman Self moved for the second reading of Bill Number 6084. The motion was seconded by Councilwoman Evans and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading.

Bill No. 6084

Ordinance No. 6084

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6084 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF SIKESTON, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR COST SHARE PROJECT# J9S3507 ON ROUTE Y.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI, AS FOLLOWS:

SECTION I: This Ordinance shall not be codified in the City Municipal Code.

SECTION II: That the Agreement set forth on "Exhibit A" set forth the various responsibilities and liabilities of the parties regarding the Cost Share Project# J9S3507 on Route Y.

SECTION III: The Mayor and such other officials as may be necessary are hereby authorized, empowered and directed to execute any documents necessary and proper to effectuate the same and specifically "Exhibit A" which is attached hereto and incorporated by reference.

SECTION IV: General Repealer Section. Any ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V: Severability. Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall be severable and

shall continue in full force and effect.

SECTION VI: Emergency Clause. This Ordinance is adopted as an emergency measure to comply with Missouri Highways and Transportation Commission requirements.

SECTION VII: Record of Passage:

- A. Bill Number 6084 was introduced to Council and read the first time this 8th day of January 2018.
- B. Bill Number 6084 was read the second time and discussed on this 8th day of January 2018. Councilman Self moved to approve Bill Number 6084. The motion was seconded by Councilwoman Settles, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed,
and becoming ordinance 6084.

Other Items

Mayor Burch recused himself from the meeting.

1st & 2nd Reading, Emergency Bill #6085, Purchase of Lil Peddler Building

Councilman Gilmore moved for the first reading of Bill Number 6085. The motion was seconded by Councilman Self and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented the bill for reading, an emergency ordinance authorizing the City of Sikeston, Missouri to enter into a certain agreement to purchase the Lil Peddler Building.

To accommodate the time table and schedule the closing of this transaction, this bill is being considered as an emergency measure.

Councilman Self moved for the second reading of Bill Number 6085. The motion was seconded by Councilwoman Evans and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NUMBER 6085

ORDINANCE NUMBER 6085

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO A CERTAIN AGREEMENT TO PURCHASE THE LIL PEDDLER BUILDING.

WHEREAS, the City Council finds and determines that it is necessary and desirable to enter into an Agreement to purchase the Lil Peddler Building in order to preserve a building with historical significance in downtown Sikeston.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI, AS FOLLOWS:

SECTION I: Authorization of Documents. The City is hereby authorized to enter into the following documents (the "City Documents"), in substantially the form presented to the City Council and attached to this Ordinance, with such changes therein as are approved by the officials of the City executing the documents, such officials' signatures thereon being conclusive evidence of their approval thereof:

(a) Contract for Sale of Real Estate.

SECTION II: Execution of Documents. The Mayor is hereby authorized to execute the City Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk is hereby authorized to attest to and affix the seal of the City to the City Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

SECTION III. Further Authority. The City shall, and the officials, agents and employees of the City are hereby authorized to, take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the City Documents.

SECTION IV. To accommodate the time table and schedule the closing of the transaction, this bill is being considered as an emergency measure.

SECTION V. Any other ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION VI. Should any part or parts of this Ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall continue in full force and effect.

SECTION VII: Record of Passage:

- A. Bill Number 6085 was introduced and read the first time this 8th day of January, 2018.
- B. Bill Number 6085 was read the second time and discussed on this 8th day of January 2018. Councilwoman White-Ross moved to approve Bill Number 6085. The motion was seconded by Councilman Self, discussed and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Absent, thereby being passed,
and becoming ordinance 6085.

Mayor Burch returned to the meeting.

The Community Outreach meeting scheduled for January 18th has been cancelled. The next Council meeting will be held January 29.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Settles moved to adjourn into executive session for discussion of property and personnel. The motion was seconded by Councilman Gilmore and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Mayor Burch called the executive session to order. Present were: Mayor Steven Burch and Councilmen Karen Evans, Ryan Merideth, Jon Gilmore, Gerald Settles, Brian Self, Karen Evans and Mary White-Ross. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster, and Public Safety Director Mike Williams.

Councilman Settles moved to have the Sikeston Area Economic Development Corporation (SAEDC) to send out bid packets for the sale of Unilever's former south plant to include the following: 90 days to submit bids with no minimum bid amount, right to refuse/reject bids and for SAEDC to submit to Council their findings for approval of bids. Councilman Gilmore seconded the motion and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Mayor Burch appointed Councilman Settles to verify the signatures on the decertification petition presented by DPW skilled workers.

Councilman Self moved to authorize the hiring of a Code Enforcement Supervisor/City Planner and Code Enforcement Officer. The motion was seconded by Councilman Settles and the following roll call vote was recorded:

Evans Aye, Gilmore Aye, Merideth Aye, Settles Aye,
White-Ross Nay, and Burch Aye, thereby being passed.

ADJOURNMENT OUT OF EXECUTIVE SESSION

Councilman Merideth moved to adjourn from executive session. The motion was seconded by Councilwoman Evans and the following roll call vote recorded:

Evans Aye, Gilmore Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

ADJOURNMENT

There being no further business before the City Council, Councilman Settles moved to adjourn. The motion was seconded by Councilman Gilmore and the following roll call vote was recorded:

Evans Aye, Gilmore Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

SPECIAL CITY COUNCIL MEETING
JANUARY 29, 2018

The special Sikeston City Council meeting of January 29, 2018 was called to order at 11:30 a.m. in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmen Karen Evans, Jon Gilmore and Ryan Merideth. Mary White-Ross arrived at 11:35 a.m. Councilmen Gerald Settles and Brian Self were absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Safety Director Mike Williams, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Parks Director Dustin Care, and Senior Building Official Collin Cecil. Also present was Lorenzo Ware, Intern for the City of Sikeston.

ITEMS OF BUSINESS

Appointment to Scott County Extension Council

Councilman Merideth nominated Susan Howle Werner for appointment to the Scott County Extension Council. The nomination was seconded by Councilman Gilmore and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Absent, and Burch Aye, thereby being passed.

Second Reading & Consideration, Bill #6083, Replat Lot B-1 of Belz*Burrow's, 2nd Addition

Councilwoman Evans moved for the second reading of Bill Number 6083. The motion was seconded by Councilman Merideth and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Absent, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6083 PROVIDING FOR APPROVAL OF THE RE-PLAT OF LOT B-1 OF BELZ*BURROW'S, 2ND ADDITION TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:

SECTION I: This Ordinance shall not be codified in the City Municipal Code.

SECTION II: The Planning and Zoning Commission met on December 12, 2017 and passed a favorable recommendation to approve the replat of Lot B-1, of Belz*Burrow's, 2nd Addition to the City of Sikeston, New Madrid County, Missouri, the plat of which is attached hereto, marked Exhibit "A" and incorporated by reference.

SECTION III: Aforesaid replat is accepted and approved subject to its recording in Scott County, Missouri and full compliance with the building codes and housing ordinances of the City of

Sikeston, Missouri, and in the event the provision of aforesaid codes of this City conflict with said replat, the Code shall be determinative.

SECTION IV: Aforesaid replat is accepted subject to full compliance with the stormwater management plan.

SECTION V: General Repealer Section. Any other ordinance or parts thereof inconsistent herewith, are hereby repealed.

SECTION VI: Severability. Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VII: Record of Passage

- A. Bill Number 6083 was introduced and read the first time this 8th day of January 2018.
- B. Bill Number 6083 was read the second time and discussed this 29th day of January, 2018. Councilman Gilmore moved to approve Bill Number 6083. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, White-Ross Absent, Evans Aye, and Burch Aye thereby being passed and becoming ordinance 6083.

- C. Ordinance 6083 shall be in full force and effect from and after Wednesday, February 28, 2018.

1st Reading, Bill #6086, Taxicab Services Amended

Councilman Merideth moved for the first reading of Bill Number 6086. The motion was seconded by Councilman Gilmore and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye, White-Ross Absent, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading. This bill as approved shall become Ordinance Number 6086 and shall amend Chapter 640 of the Sikeston Municipal Code establishing additional provisions regarding taxicabs within the City of Sikeston, Missouri.

This bill will require taxicabs to have on both sides and rear of the vehicle in professionally stenciled or applied vinyl of no less than four inches the word "Taxi", the name of the cab company and identification number. Handwritten letters shall not be considered legible.

1st Reading, Bill #6087, Battery Backup Units at Traffic Signals

Councilman Gilmore moved for the first reading of Bill Number 6087. The motion was seconded by Councilman Merideth and the following vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,

White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented Bill Number 6087 for reading. This bill as approved shall become Ordinance Number 6087 authorizing the Mayor to execute a contract between the City of Sikeston, Missouri and the Missouri Highways and Transportation Commission providing for the installation of uninterrupted power supply units (hereinafter "UPS"), a the traffic signals in the City.

This agreement with MoDOT will authorize the installation of battery backup units at 6 signal locations. The City will provide the materials and MoDOT will install and maintain them. Any future battery costs will be divided 50/50. Anticipated cost is \$23,100 and is included in this year's budget.

Briefing: Digital Sign for Recreation Complex

Parks Director Care briefed Council on the possible purchase of a digital sign at the Recreation Complex. This sign would promote recreational events being held at the complex and can also be used for potential revenue for individuals or families who rent the Clinton Building to advertise events. The cost projection is \$32,000, which is \$7,000 over budget.

Briefing: Drop-Off Recycling Locations

City Manager Douglass gave an overview of possible locations needed for recycling drop-off containers. Per the City's contract with Sonny's Solid Waste, three drop-off recycling containers are to be placed in the city. Possible locations include Fire Stations 1 & 3 and Sonny's headquarters on Smith Street. After reviewing Station 3, it was determined that there was not enough room at that location for a container. Other optional locations include the old Essex building and in the vicinity of Lowe's.

Receive Annual Financial Audit

City Manager Douglass informed Council that the audit for FY17 has been completed by Bucher, Essner & Miles, LLC and is posted on the City's website for public access. The auditor's report expresses the opinion that the city's financial statements "present fairly, in all material aspects, the respective financial position" of the city's funds.

Councilman Gilmore moved that the City formally receive the FY17 annual financial audit. The motion was seconded by Councilman Merideth and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Gilmore moved to adjourn into executive session for discussion of property and personnel. The motion was seconded by Councilman Merideth and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Mayor Burch called the executive session to order. Present were: Mayor Steven Burch and Councilmen Karen Evans, Ryan Merideth, Jon Gilmore, and Mary White-Ross. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster, and Public Safety Director Mike Williams.

No action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

Councilman Merideth moved to adjourn from executive session. The motion was seconded by Councilwoman Gilmore and the following roll call vote recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

ADJOURNMENT

There being no further business before the City Council, Councilman Gilmore moved to adjourn. The motion was seconded by Councilwoman White-Ross and the following roll call vote was recorded:

Gilmore Aye, Merideth Aye, Self Absent, Settles Absent, Evans Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

**Sikeston Public Library
Board of Trustees Meeting
Monday, December 4, 2017
4:30pm**

The Board of Trustees of Sikeston Public Library met at 4:30 p.m. on Monday, December 4, 2017, in the McAmis Community Room of the Sikeston Public Library. Present were Mrs. Boardman, Dr. Bohannon, Mrs. Brown, Mrs. Chitwood, Mrs. Lawson, Mr. Leible, Mr. Polivick, and Mr. Eifert, Director. Absent were Mrs. Harris and Mrs. Tetley.

The meeting was called to order at 4:30 p.m. by board president Lew Polivick

MINUTES

Dr. Bohannon made a motion to accept the minutes from the November 2017 meeting. Mrs. Chitwood seconded and the motion carried.

PETTY CASH

Mrs. Chitwood made a motion to accept the Petty Cash Report for November 2017. Mr. Leible seconded and the motion carried.

BILLS

Mrs. Brown made a motion to accept the bills for November 2017 as presented. Mrs. Lawson seconded and the motion carried.

CITY FINANCIAL STATEMENT

The city financial statement for October 2017 was presented to the board.

COMMITTEES

FINANCE—The minimum wage for the state of Missouri will increase by 15 cents on January 1, 2018, bringing the hourly rate to \$7.85 per hour. This affects only the two shelvers. Wage adjustments for other hourly employees will be considered as part of the FY 2019 budget.

PERSONNEL—The personnel committee met on November 13 to discuss full time/part time staffing ratios for future openings at the library. Mr. Eifert announced that part-time staff member Joan Pero has given notice that she will be leaving in early February. The search for her replacement will begin after the holidays.

OPERATIONS—no report

LIBRARIAN'S REPORT

- Mr. Eifert requested that the library be allowed to close for a 90-minute period during the month of December for a staff holiday luncheon. The exact date will be chosen after employee schedules are checked. The board agreed by consensus.
- Due to the first Monday of January falling on New Year's Day, the next meeting of the Board of Trustees will be held at 4:30 p.m. on Monday, January 8, 2018.

ADJOURNMENT

Dr. Bohannon made a motion to adjourn. Mrs. Lawson seconded and the motion carried. The meeting adjourned at 4:45 pm.

Council Letter

Date of Meeting: 18 – 01 – 29

Originating Department: City Manager/Governmental Services

To the Mayor and City Council:

Subject: 2nd Reading & Consideration, Bill 6086, Taxicab Service

Attachment(s):

1. Bill 6086
2. Photograph of local taxicab vehicle

Action Options:

1. Approve Bill Number 6086
2. Other action Council may deem appropriate

Background:

Bill #6086 will amend city code pertaining to signage on city approved taxicabs, which is currently inconsistent in the manner of display and application methods. Some taxi information has been hand applied to vehicles by means of paint in a non-aesthetically appealing manner, while other taxis have professionally applied signage.

The City of Sikeston has been requested by its stakeholders to address this matter.

The purpose of this update to existing policy is to clarify the method, placement, and type of signage required by the city on city approved taxicabs.

Staff seeks Council's approval of this bill.

BILL Number 6086

ORDINANCE Number 6086

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6086 AND SHALL AMEND CHAPTER 640 OF THE SIKESTON MUNICIPAL CODE ESTABLISHING ADDITIONAL PROVISIONS REGARDING TAXICABS WITHIN THE CITY OF SIKESTON, MISSOURI.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:

SECTION I: This Ordinance shall be codified in the City Municipal Code.

SECTION II: Section 640.020 shall be amended to read as follows:

Section 640.020 – Defined

Whenever used in this Chapter, the term “taxicab” means every motor vehicle used to transport persons for a charge or fee within the corporate limits of the City, **except Transportation Network Companies regulated separately by the State of Missouri.**

SECTION III: Section 640.060 shall be amended to read as follows:

Section 640.060 – Vehicle Identification

Every motor vehicle being used as a taxicab shall have printed **on both sides and the rear of the vehicle** written designation that it is a “Taxi”, the name of the cab company or the owner thereof and the identification number of such taxicab, in legible letters **professionally stenciled or applied vinyl** of not less than four (4) inches. **Hand written letters shall not be considered legible.**

SECTION IV: General Repealer Section: Any ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V: Severability: Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, then the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VI: Record of Passage:

A. Bill Number 6086 was introduced and read the first time this 29th day of January, 2018.

B. Bill Number 6086 was read the second time and discussed this 5th day of February, 2018, and voted as follows:

Evans, _____, Gilmore, _____, Merideth, _____,

Self, _____, Settles, _____, White-Ross, _____,

Burch, _____, thereby being

_____,

becoming ordinance 6086.

C. Ordinance 6086 shall be in full force and effect from and after Wednesday, March 7, 2018.

Steven Burch, Mayor

Approved as to form
Charles Leible, City Counselor

Seal / Attest:

Carroll Couch, City Clerk



Council Letter

Date of Meeting: 18-02-05

Originating Department: Public Works Department

To the Mayor and City Council:

Subject: 2nd Reading and Approval, Bill #6087, Authorization for the Mayor to sign a contract with Missouri Highways and Transportation Commission

Attachment(s):

1. Bill #6087
2. Exhibit "A"

Action Options:

1. Conduct 2nd Reading and approve request
2. Other action Council may deem appropriate

Background:

The first reading was conducted by Council on January 29, 2018. This bill pertains to an agreement with MoDOT to install battery backup units at 5 traffic signal locations. These include the following intersections:

- US 61 (Main Street) and Lake Street
- US 61 (Main Street) and Plantation Blvd.
- US 61 (Main Street) and Larcel Drive
- US 62 (Malone Avenue) and US 61 (Kingshighway)
- US 62 (Malone Avenue) and New Madrid Street
- US 62 (Malone Avenue) and N. West Street

Unless there are further questions from the Council or the public, staff recommends that Council approve Bill #6087 allowing the Mayor to sign the contract with Missouri Highways and Transportation Commission.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6087 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF SIKESTON, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION PROVIDING FOR THE INSTALLATION OF UNINTERRUPTED POWER SUPPLY UNITS (HEREINAFTER "UPS), AT TRAFFIC SIGNALS IN THE CITY.

WHEREAS, THE CITY BELIEVES THAT THE INSTALLATION OF UNINTERRUPTED POWER SUPPLY UNITS AT CERTAIN INTERSECTIONS IS IN THE BEST INTEREST OF ITS RESIDENTS.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI, AS FOLLOWS:

SECTION I: This Ordinance shall not be codified in the City Municipal Code.

SECTION II: That the Agreement set forth on "Exhibit A" set forth the various responsibilities and liabilities of the parties regarding the installation of UPS.

SECTION III: The Mayor and such other officials as may be necessary are hereby authorized, empowered and directed to execute any documents necessary and proper to effectuate the same and specifically "Exhibit A" which is attached hereto and incorporated by reference.

SECTION IV: General Repealer Section. Any ordinance or parts thereof inconsistent herewith are hereby repealed.

SECTION V: Severability. Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VI: Record of Passage:

A. Bill Number 6087 was introduced to Council and read the first time this 29th day of January 2018.

B. Bill Number 6087 was read the second time this 5^h day of February 2018, discussed and was voted as follows:

Self_____, Evans_____, Settles_____,

Merideth_____, White-Ross_____, Gilmore_____,

and Burch_____

thereby being_____,

becoming Ordinance 6087.

C. Ordinance 6087 shall be in full force and effect March 7, 2018.

Steven Burch, Mayor

Approved as to Form
Charles Leible, City Counselor

SEAL/ATTEST:

Carroll Couch, City Clerk

CCO Form: TR16
Approved: 12/93 (DPP)
Revised: 01/15 (ASB)
Modified: 10/15 (DLP)

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
AGREEMENT FOR THE INSTALLATION OF
TRAFFIC SIGNAL COMPONENTS TO BE MAINTAINED
BY THE COMMISSION**

This Agreement is made and entered into by and between the Missouri Highways and Transportation Commission (hereinafter, "Commission"), whose address is P.O. Box 270, 105 W. Capitol, Jefferson City, Missouri 65102, and City of Sikeston, Scott County, Missouri (hereinafter, "City"), whose address is 105 East Center, Sikeston, MO, 63801.

WITNESSETH:

WHEREAS, the Commission owns and operates, as part of the State Highway System, Traffic Signals in the City; and

WHEREAS, the City is desirous of the installation of Uninterrupted Power Supply Units (hereinafter "UPS"), at the Traffic Signals in the City.

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations contained herein, the parties agree as follows:

(1) OWNERSHIP: The Commission represents that it is the owner of certain property located at the Traffic Signal locations in City.

(2) PROPOSAL: The City proposes and the Commission will allow the installation of a UPS at Traffic Signals in the City.

(3) LOCATION: The general location of the UPS to be installed pursuant to this Agreement is at the intersections listed below in the City.

Traffic Signals at the Following Locations:

US 62 (Malone Street) and US 61 (Kingshighway)

US 62 (Malone Street) and New Madrid St.

US 62 (Malone Street) and N. West St.

US 61 (Main Street) and Lake St.

US 61 (Main Street) and Plantation Blvd.

US 61 (Main Street) and Larcel Dr.

(4) COSTS: All costs associated with purchasing the UPS will be borne entirely by the City, with no cost incurred by the Commission.

(5) INSTALLATION: The installation of the UPS will be performed by the Commission's forces.

(6) MAINTENANCE: Upon completion of construction of this improvement, the Commission shall accept control and maintenance of the UPS installed and shall thereafter keep, control, and maintain the same, and for all purposes, a part of the State Highway System. Any cost associated with maintaining the UPS and/or battery replacement will be shared on a 50/50 basis between the City and the Commission.

(7) REMOVAL:

(A) If the Applicant fails to comply with the provisions stated herein regarding the maintenance responsibilities, the Commission may remove the UPS.

(B) If the Commission, in its sole discretion, determines that the UPS is no longer justified, the Commission may remove the UPS.

(C) If the Commission, in its sole discretion, determines that the UPS should be removed or eliminated as part of a highway or transportation project, the Commission may remove the UPS.

(D) If the Commission, in its sole discretion, determines that the removal of the UPS from the Commission's right of way is in the best interests of the state highway system, the Commission may remove the UPS.

(E) If the Commission removes the UPS in accordance with any provision of this Agreement, the Commission will not reimburse the Applicant for the cost or value of the UPS.

(8) INDEMNIFICATION:

(A) To the extent allowed or imposed by law, the City shall defend, indemnify and hold harmless the Commission, including its members and department employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the City's wrongful or negligent performance of its obligations under this Agreement.

(B) In no event shall the language of this Agreement constitute or be construed as a waiver or limitation for either party's rights or defenses with regard to each party's applicable sovereign, governmental, or official immunities and protections as provided by federal and state constitution or law.

(9) UTILITY LOCATING RESPONSIBILITY: The Commission shall be

responsible for any utility locate request information at the intersection(s) concerning the cable(s) to the traffic signal cabinet, the pullbox(es) and conduit(s) which are not located on Commission right of way.

(10) AMENDMENTS: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representative of the City and the Commission.

(11) ASSIGNMENT: The City shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(12) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the state of Missouri. The City shall comply with all local, state and federal laws and regulations relating to the performance of this Agreement.

(13) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(14) SECTION HEADINGS: All section headings contained in this Agreement are for the convenience of reference only and are not intended to define or limit the scope of any provision of this Agreement.

(15) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

(16) ENTIRE AGREEMENT: This Agreement represents the entire understanding between the parties regarding this subject and supersedes all prior written or oral communications between the parties regarding this subject.

(17) VOLUNTARY NATURE OF AGREEMENT: Each party to this Agreement warrants and certifies that it enters into this transaction and executes this Agreement freely and voluntarily and without being in a state of duress or under threats or coercion.

(18) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the City.

(19) REIMBURSEMENT: As specified in paragraph (6), any costs associated with the maintenance of the UPS and/or battery replacement will be shared on a 50/50 basis between the City and the Commission. The Commission

will be responsible for 100% of the costs and will seek reimbursement of 50% of the maintenance costs from the City as maintenance events occur. The Commission will deliver an invoice to the City for the City's share of maintenance costs and the City shall pay the invoice within thirty (30) days of receipt.

(Remainder of Page Intentionally Left Blank)

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the _____ this ____ day of _____, 20__.

Executed by the Commission this ____ day of _____, 20__.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF SIKESTON, MISSOURI

By _____

By _____

Title _____

Title _____

ATTEST:

ATTEST:

Secretary to the Commission

By _____

Title _____

Approved as to Form:

Approved as to Form:

Commission Counsel

Title _____

MUNICIPAL DIVISION SUMMARY REPORTING FORM

Refer to instructions for directions and term definitions. Complete a report each month even if there has not been any court activity

I. COURT INFORMATION		Contact information same as last report <input type="checkbox"/>	
Municipality: SIKESTON		Reporting Period: January, 2018	
Mailing Address: 105 E. CENTER ST.		Software Vendor: Tyler Technologies	
Physical Address: 105 E. CENTER ST.		County SCOTT COUNTY	Circuit: 33RD
Telephone Number: (573) 475-3705		Fax Number: (573) 471-1526	
Prepared By: PAT COX	E-mail Address courtclerk@sikeston.org		iNotes <input type="checkbox"/>
Municipal Judge(s): FRANKLIN MARSHALL		Prosecuting Attorney: RYAN KYE LAWRENCE	

II. MONTHLY CASELOAD INFORMATION	Alcohol & Drug related Traffic	Other Traffic	Non-Traffic Ordinance
A. Cases (citations / informations) pending at start of month	135	1,763	3,140
B. Cases (citations / informations) filed	0	51	29
C. Cases (citations / informations) disposed			
1. jury trial (Springfield, Jefferson County, and St. Louis County only)	0	0	0
2. court / bench trial - GUILTY	0	0	0
3. court / bench trial - NOT GUILTY	0	0	0
4. plea of GUILTY in court	1	12	1
5. Violations Bureau Citations (i.e., written plea of guilty) and bond forfeitures by court order (as payment of fines / costs)	0	44	24
6. dismissed by court	0	20	4
7. nolle prosequi	0	1	0
8. certified for jury trial(not heard in the Municipal Division)	0	0	0
9. TOTAL CASE DISPOSITIONS	1	77	29
D. Cases (citations / informations) pending at end of month [pending caseload = (A + B) - C9]	134	1,737	3,140
E. Trial de Novo and / or appeal applications filed	0	0	0

III. WARRANT INFORMATION (pre- & post-disposition)	IV. PARKING TICKETS
1. # Issued during reporting period	23
2. # Served/withdrawn during reporting period	14
3. # Outstanding at end of reporting period	184
<input type="checkbox"/> Court staff does not process parking tickets	

Office of State Courts Administrator, Statistics, 2112 Industrial Drive, P.O. Box 104480, Jefferson City, MO 65110

OSCA Help Desk: 1-888-541-4894

Fax: 573-526-0338

E-mail: MunicipalDivision.Reports@courts.mo.gov

MUNICIPAL DIVISION SUMMARY REPORTING FORM

I. COURT INFORMATION	Municipality: SIKESTON	Reporting Period: January, 2018
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V. DISBURSEMENTS

Excess Revenue (minor traffic and municipal ordinance violations, subject to the excess revenue percentage limitation)		Other Disbursements cont.	
Fines - Excess Revenue	\$ 3,014.30		\$
Clerk Fee - Excess Revenue	\$ 457.00		\$
Crime Victims Compensation (CVC) Fund surcharge - Paid to City/Excess Revenue	\$ 14.06		\$
Bond forfeitures (paid to city) - Excess Revenue	\$ 150.00		\$
Total Excess Revenue	\$ 3,635.36		\$
Other Revenue (non-minor traffic and ordinance violations not subject to the excess revenue percentage limitation)			\$
Fines - Other	\$ 4,888.00		\$
Clerk Fee - Other	\$ 347.44		\$
Judicial Education Fund (JEF) <input checked="" type="checkbox"/> Court does not retain funds for JEF	\$ 0.00		\$
Peace Officer Standard and Training (POST) Commission surcharge	\$ 201.06		\$
Crime Victims Compensation (CVC) Fund surcharge - Paid to State	\$ 477.94		\$
Crime Victims Compensation (CVC) Fund surcharge - Paid to City/Other	\$ 10.71		\$
Law Enforcement Training (LET) Fund surcharge	\$ 0.00		\$
Domestic Violence Shelter surcharge	\$ 268.14		\$
Inmate Prisoner Detainee Security Fund surcharge	\$ 134.06		\$
Sheriff's Retirement Fund (SRF) surcharge	\$ 201.09		\$
Restitution	\$ 0.00		\$
Parking ticket revenue (including penalties)	\$ 0.00		\$
Bond forfeitures (paid to city) - Other	\$ 350.00		\$
Total Other Revenue	\$ 6,878.44	Total Other Disbursements	\$ 47.60
Other Disbursements: Enter below additional surcharges and/or fees not listed above. Designate if subject to the excess revenue percentage limitation. Examples include, but are not limited to, arrest costs, witness fees, and board bill/jail costs.		Total Disbursements of Costs, Fees, Surcharges and Bonds Forfeited	\$ 10,561.40
COLLECTION AGENCY FEE	\$ 47.60	Bond Refunds	\$ 174.00
	\$	Total Disbursements	\$ 10,735.40

Office of State Courts Administrator, Statistics, 2112 Industrial Drive, P.O. Box 104480, Jefferson City, MO 65110

February 2018

Monthly Planner

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday																																										
<div>Jan 2018</div> <table> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td></td></tr> <tr><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td></tr> <tr><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td></tr> <tr><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td></tr> <tr><td>28</td><td>29</td><td>30</td><td>31</td><td></td><td></td><td></td></tr> </table>				S	M	T	W	T	F	S	1	2	3	4	5	6		7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31				1	2	3
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4	5 Library Board Meets 4:30 p.m. Regular City Council Meeting 5:00 P.M.	6	7	8	9	10																																										
11	12 Housing Authority Board Meets - Noon Park Board Meets 5:15 p.m.	13 BMU Commission Meets 4:00 p.m.	14 Valentine's Day	15 Community Outreach Meeting - 5:00 p.m.	16	17																																										
18	19 President's Day - City Offices Closed	20	21	22	23 Youth In Government Day - 11:00 a.m.	24																																										
25	26 Special City Council Meeting 11:30 a.m.	27	28																																													

March 2018

Monthly Planner

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday																																										
<div>Feb 2018</div> <table> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td></td><td>1</td><td>2</td><td>3</td></tr> <tr><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td></tr> <tr><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td></tr> <tr><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td></tr> <tr><td>25</td><td>26</td><td>27</td><td>28</td><td></td><td></td><td></td></tr> </table>				S	M	T	W	T	F	S					1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28				1	2	3
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11 Daylight Saving Time Begins	12 Housing Authority Board Meets - Noon Park Board Meets 5:15 p.m.	13 BMU Commission Meets 4:00 p.m.	14	15	16	17																																										
18	19 LCRA Meets 11:30 a.m. Public Safety Meets 6:00 p.m.	20	21	22	23	24																																										
25	26 Special City Council Meeting 11:30 a.m.	27 Tourism Advisory Board Meets 8:00 a.m.	28	29	30 Good Friday - City Offices Open	31																																										

April 2018

Monthly Planner

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1 Easter Day	2 Regular City Council Meeting 5:00 P.M.	3	4	5	6	7
8	9 Housing Authority Board Meets - Noon Library Board Meets 4:30 p.m. Park Board Meets 5:15 p.m.	10 BMU Commission Meets 4:00 p.m.	11	12	13	14
15	16 LCRA Meets 11:30 a.m.	17	18	19	20	21
22	23	24	25 Administrative Professionals Day	26	27	28
29	30 Special City Council Meeting 11:30 a.m.	<div> <div> Mar 2018 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 </div> <div> May 2018 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 </div> </div>				