

REGULAR CITY COUNCIL MEETING
MARCH 4, 2019

The regular Sikeston City Council meeting of March 4, 2019 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 Steven Burch and Councilmen Brian Self, Karen Evans, Mary White-Ross, Gerald Settles, Jon Gilmore and Ryan Merideth. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Public Safety Director Mike Williams, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Park Supervisor Dustin Care, Code Enforcement Supervisor Lorenzo Ware and Lt. Ryan Smith.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of January 28 and February 4, 2019 were presented for approval. Councilman Settles moved to approve the minutes as presented. Councilman Merideth 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 Aye, thereby being passed.

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

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

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

ADVISORY BOARD COUNCIL LIAISON REPORTS

No reports were presented.

ITEMS OF BUSINESS

Interim Appointment to Housing Authority Board

This agenda item was tabled to the next Council meeting on March 25th.

2nd Reading & Consideration, Bill #6134, Authorization to Rezone Copeland Estates from Agriculture "AG" to Single Family Residential "R-1"

Councilman Gilmore moved for the second reading of Bill Number 6134. 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 Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL Number 6134

ORDINANCE Number 6134

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6134 PROVIDING FOR THE REZONING FROM AGRICULTURE "AG" TO SINGLE FAMILY RESIDENTIAL "R-1" THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A TRACT OF LAND, WHICH CONSISTS OF APPROXIMATELY 3.0 ACRES AND IS LOCATED GENERALLY WEST OF THE BURLINGTON NORTHERN RAILROAD, EAST OF NORTH WEST STREET, AND NORTH OF SALCEDO ROAD, IN THE CITY OF SIKESTON, SCOTT 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 February 12, 2019 and voted to approve the rezoning from Agriculture "AG" to Single Family Residential "R-1" the following described real estate to-wit: A tract of land, which consists of approximately 3.0 acres and is located generally west of the Burlington Northern Railroad, east of North West Street, and north of Salcedo Road, in the City of Sikeston, Scott County, Missouri and incorporated by reference and legally described as follow:

"A TRACT OR PARCEL OF LAND LYING AND BEING A PART OF THE SOUTH HALF OF SECTION 13, TOWNSHIP 26 NORTH, RANGE 13 EAST, OF THE FIFTH PRINCIPAL MERIDIAN, SCOTT COUNTY, MISSOURI AND BEING MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF LOT 12 IN BLOCK 5 IN CLEARVIEW ESTATES SUBDIVISION SECOND ADDITION TO THE CITY OF SIKESTON, SCOTT COUNTY, MISSOURI AS RECORDED ON PAGE 40, PLAT BOOK 13 IN THE OFFICE OF THE RECORDER OF DEEDS FOR SCOTT COUNTY, MISSOURI; THENCE NORTH 150 FEET TO A POINT; THENCE EAST 9.28 FEET TO A POINT; THENCE NORTH 60 FEET TO THE POINT OF BEGINNING; THENCE N.30°00'00"E. A DISTANCE OF 331.35 FEET TO A POINT; THENCE N.18°28'00"W. A DISTANCE OF 186.99 FEET TO A POINT; THENCE N.71°37'00"E. A DISTANCE OF 180.05 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF BURLINGTON NORTHERN RAILROAD; THENCE S.18°23'00"E. ON AND ALONG THE WEST RIGHT-OF-WAY LINE OF BURLINGTON NORTHERN RAILROAD A DISTANCE OF 549.12 FEET TO A POINT; THENCE WEST A DISTANCE OF 450.48 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 3.00 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, IF ANY, AFFECTING THE SAME".

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-1" Single Family Residential.

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 6134 was introduced and read the first time this 25th day of February 2019.
- B. Bill Number 6134 was read the second time and discussed this 4th day of March 2019. Following discussion, Councilman Gilmore moved to approve Bill Number 6134. The motion was seconded by Councilman Merideth, discussed 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.

- C. Ordinance 6131 shall be in full force and effect from and after Wednesday, April 3, 2019.

2ND Reading, Bill #6135, Copeland Estates Subdivision Request

Councilman Self moved for the second reading of Bill Number 6135. 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 Aye, thereby being passed.

Counselor Leible presented the bill for reading.

Bill No. 6135

Ordinance No. 6135

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6135 PROVIDING FOR APPROVAL OF SUBDIVIDING A 3.0 ACRE TRACT OR PARCEL OF LAND BEING KNOWN AS COPELAND ESTATES, IN THE CITY OF SIKESTON, SCOTT COUNTY, MISSOURI, AND WHICH GENERALLY LIES WEST OF THE BURLINGTON NORTHERN RAILROAD, EAST OF NORTH WEST STREET, AND NORTH OF SALCEDO ROAD.

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 February 12, 2019 and passed a favorable recommendation to approve the subdividing of a tract or parcel of land the plat of which is attached hereto, marked Exhibit "A" and incorporated by reference and legally described as follows and known as Copeland Estates:

"A TRACT OR PARCEL OF LAND LYING AND BEING A PART OF THE SOUTH HALF OF SECTION 13, TOWNSHIP 26 NORTH, RANGE 13 EAST, OF THE FIFTH PRINCIPAL MERIDIAN, SCOTT COUNTY, MISSOURI AND BEING MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF

LOT 12 IN BLOCK 5 IN CLEARVIEW ESTATES SUBDIVISION SECOND ADDITION TO THE CITY OF SIKESTON, SCOTT COUNTY, MISSOURI AS RECORDED ON PAGE 40, PLAT BOOK 13 IN THE OFFICE OF THE RECORDER OF DEEDS FOR SCOTT COUNTY, MISSOURI; THENCE NORTH 150 FEET TO A POINT; THENCE EAST 9.28 FEET TO A POINT; THENCE NORTH 60 FEET TO THE POINT OF BEGINNING; THENCE N.30°00'00"E. A DISTANCE OF 331.35 FEET TO A POINT; THENCE N.18°28'00"W. A DISTANCE OF 186.99 FEET TO A POINT; THENCE N.71°37'00"E. A DISTANCE OF 180.05 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF BURLINGTON NORTHERN RAILROAD; THENCE S.18°23'00"E. ON AND ALONG THE WEST RIGHT-OF-WAY LINE OF BURLINGTON NORTHERN RAILROAD A DISTANCE OF 549.12 FEET TO A POINT; THENCE WEST A DISTANCE OF 450.48 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 3.00 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, IF ANY, AFFECTING THE SAME".

SECTION III: Said plat and subdivision is accepted and approved subject to full compliance with all applicable building and other codes and the stormwater management plan.

SECTION IV: General Repealer Section: Any other 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 6135 was introduced and read the first time this 25th day of February 2019.
- B. Bill Number 6135 was read the second time and discussed this 4th day of March 2019. Following discussion, Councilman Settles moved to approve Bill Number 6135. The motion was seconded by Councilman Merideth, discussed 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.

- C. Ordinance 6132 shall be in full force and effect from and after April 3, 2019.

1st & 2nd Reading, Emergency Bill #6138, Authorizing Mayor to Sign MoDOT Cost-Share Application for Ingram Interchange

Councilwoman White-Ross moved for the first reading of Bill Number 6138. The motion was seconded by Councilman Merideth 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 6138, authorizing the Mayor to execute the South Ingram Interchange Project #J9P3584 including, but not limited to: Cost Share Application, Missouri Transportation

Finance Corporation Application and Program Agreements with the Missouri Highways and Transportation Commission.

To comply with Missouri Highways and Transportation Commission timeline requirements, this matter is being presented as an emergency measure.

Councilman Merideth moved for the second reading of Bill Number 6138. 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 Aye, thereby being passed.

Counselor Leible presented the bill for a second reading.

Bill No. 6138

Ordinance No. 6138

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6138 AUTHORIZING THE MAYOR TO EXECUTE THE SOUTH INGRAM INTERCHANGE PROJECT #J9P3584 INCLUDING, BUT NOT LIMITED TO: COST SHARE APPLICATION, MISSOURI TRANSPORTATION FINANCE CORPORATION APPLICATION AND PROGRAM AGREEMENTS WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION.

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: 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) Cost Share Application;
- (b) Missouri Transportation Finance Corporation Application & Program Agreements.

SECTION III: 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 IV. 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 V: General Repealer Section. Any 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. This Ordinance is adopted as an emergency measure to comply with Missouri Highways and Transportation Commission timeline requirements.

SECTION VIII: Record of Passage:

- A. Bill Number 6138 was introduced to Council and read the first time this 4th day of March 2019.
- B. Bill Number 6138 was read the second time and discussed this 4th day of March, 2019. Following discussion, Councilman Settles moved to approve Bill Number 6138. The motion was seconded by Councilman Self, discussed 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.
- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6138 and shall be in full force and effect.

Award Bid #19-37, Lambert Engineering Street Plan FY 2019

Two bids were received for street and drainage improvements utilizing Lambert Engineering and Surveying for consultant services. The lowest bidder for the base bid was from Apex Paving in the amount of \$372,601.83. The also presented the low Alternate Bid for additional paving for \$42,195.67, if funds are available.

Councilman Gilmore moved to award Bid #19-37 for Street Plan FY2019 to Apex Paving Company of Cape Girardeau in the amount of \$372,601.83 and also for Alternate Bid #1 for additional paving in the amount of \$42,195.67, should additional funds become available. 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 Aye, thereby being passed.

Award Bid #19-38, 19-39 and 19-40, Waters Engineering Street Plan CY2019

Three (3) street and drainage projects with Waters Engineering were sent out for bid. Authorization to award the projects per the following:

Project 19-38 – Asphalt Paving (Southland, North West, Euclid): Four bids were received on this project. Staff recommends awarding the milling and overlay of North West and Southland to Chester Bross Construction in the amount of \$128,578.50. Due to budget reasons, Euclid was removed which resulted in a savings of \$124,717.50.

Project 19-39 – Moore Avenue Pavement Improvements: Seven bids were received for this project. Lowest bid was from Fronabarger Concreters from Oak Ridge, MO in the amount of \$83,637.05.

Project 19-40 – David Blvd. and Hackberry Drainage Improvements: Seven bids were received for this project. Staff seeks to award the Base Bid (Davis Blvd. south of Station 32+33.5) and Alternate #1 Bid (Davis Blvd. drainage work and proceed north of Station 32+33.5 to the low point north of Wakefield Avenue) to Kluesner Concreters of Kelso. Base Bid amount is \$127,530.00 and Alternate Bid amount is \$48,444.75 for a total bid of \$175,974.75.

Councilman Gilmore moved to award Bid #19-38 to Chester Cross Construction in the amount of \$128,578.50; award Bid #19-39 to Fronabarger Concreters from Oak Ridge, MO in the amount of \$83,637.05; and award Bid #19-40 to Kluesner Concreters of Kelso in the amount of \$175,974.75. 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 Aye, thereby being passed.

Authorization to Advertise for Bids for Repairs to Lil Peddler Building

Staff is requesting Council's approval to advertise for bids for repairs to the north wall of the Lil Peddler Building located at 104 E. Front Street. The plan includes removing the existing wall and replacing it with a concrete masonry unit wall with brick veneer utilizing new brick.

Mike Marshall, Director of the Sikeston Regional Chamber and Area Economic Development Corporation, has requested using the name "Stallcup Building" instead of "Lil Peddler Building".

Councilman Self moved to authorize the advertisement for bids for repairs to the Stallcup (Lil Peddler) Building. The motion was seconded by Councilman Merideth and the following vote recorded:

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

Other Items

Councilman Merideth recused himself at 5:30 p.m.

BMU has notified Staff of their intent to exercise their option to purchase real estate from D. Lape Farms to build a well. Councilman Gilmore moved to authorize BMU to purchase real estate from D. Lape Farms with the intention of building a well. The motion was seconded by Councilwoman White-Ross and the following vote recorded:

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

Councilman Merideth returned to the meeting at 5:35 p.m.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Gilmore moved to adjourn into executive session for discussion of personnel. The motion was seconded by Councilwoman White-Ross 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 Burch and Councilmen Brian Self, Karen Evans, Ryan Merideth, Gerald Settles, and Mary White-Ross. Staff in attendance were: City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey and Public Safety Director Mike Williams.

Council reviewed candidates that applied for the City Counselor position. Councilman Merideth moved for staff to contact Tabatha Thurman regarding her interest in this position. The motion was seconded by Councilman Self and the following roll call vote recorded:

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

ADJOURNMENT OUT OF EXECUTIVE SESSION

Councilwoman Gilmore moved to adjourn from executive session. The motion was seconded by Councilwoman Evans 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.

ADJOURNMENT

There being no further business before the City Council, Councilman Self moved to adjourn. The motion was seconded by Councilman Settles 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.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL: