

SPECIAL CITY COUNCIL MEETING
APRIL 16, 2018

CALL TO ORDER/RECORD OF ATTENDANCE

The special Sikeston City Council Meeting of April 16, 2018 was called to order at 8:00 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, Gerald Settles, Brian Self and Mary White-Ross. Councilman Ryan Merideth was absent. Staff in attendance were: City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster, Public Safety Director Mike Williams, Assistant Public Safety Director James McMillen, Street Superintendent Brian Dial, Street Supervisor Darren Martin and Senior Building Official Collin Cecil.

COUNCIL REORGANIZATION

Presentation and Acceptance of Verification Board for Election of At-Large, Council Representative

City Clerk Carroll Couch presented the New Madrid and Scott County Clerks' Certifications for Election of the At-Large Council Representative. Councilwoman White-Ross moved to accept the results as presented. The motion was seconded by Councilman Self and the following roll call vote recorded:

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

Oath of Office Ceremony

City Clerk Couch administered the oath of office to Mayor Steven Burch, Ward 2 Councilman Gerald Settles and Ward 3 Councilwoman Karen Evans.

Nomination and Election of Mayor Pro Tempore

Councilman Settles nominated Councilman Self to serve as Mayor Pro Tem. Councilman Gilmore seconded the nomination. There being no further nominations, the following roll call vote was recorded:

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

Oath of Office Ceremony of Mayor Pro Tempore

City Clerk Carroll Couch administered the oath to Mayor Pro Tempore Self.

Nomination and Election of Professional Consulting Committee

The Professional Consulting Committee consists of three members that review and make recommendation on the award of all professional services contracts when the fees for these services exceed \$10,000. Councilman Settles nominated Councilmen Gilmore, to serve on the Professional Consulting Committee. The nomination was seconded by Councilman Self. Councilwoman Mary White-Ross nominated Councilwoman Evans to serve on the Professional

Consulting Committee. The nomination was seconded by Councilman Gilmore. Councilman Gilmore nominated Councilman Settles to serve on the Professional Consulting Committee. The nomination was seconded by Councilman Self. There being no further nominations, the following roll call vote was recorded for the appointment of Councilmen Gilmore, Evans and Settles to serve on the Professional Consulting Committee:

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

Interim Council Appointment to Liquor License Review Board

The Liquor License Review Board created by Municipal Code Section 600.089, hears and rules on appeals to the City Manager's suspension or revocation of a City liquor license.

Councilwoman Evans nominated Councilman Merideth to continue serving on the Liquor License Review Board. The motion was seconded by Councilman Self. There being no further nominations, the following roll call vote was recorded:

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

Selection of Planning and Zoning Commission Representatives

The Planning and Zoning Commission consists of eleven members, including the Mayor or his designee and one other member of Council. Councilwoman White-Ross nominated Councilman Gilmore to represent the Mayor and Councilman Self as the Council's representative. The nomination was seconded by Councilman Settles and there being no further nominations, the following roll call vote was recorded:

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

Nomination and Election of Ex Officio Representative to the Board of Municipal Utilities Commission

Municipal Code establishes an ex officio position on the BMU Board of Commissioners for a City Council representative. Councilwoman Evans nominated Councilman Settles to continue serving as the ex-officio member to the Board of Municipal Utilities. The nomination was seconded by Councilman Gilmore. There being no further nominations, the following roll call vote was recorded:

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

Appointment of Council Representative to the Library Board of Trustees

Councilman Gilmore nominated Councilman Evans for to continue her appointment to the Library Board of Trustees. The nomination was seconded by Councilwoman White-Ross. There being no further nominations, the following roll call vote was recorded:

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

Council Appointment to Sikeston Housing Authority Board

Councilman Settles nominated Councilman Mary White-Ross for reappointment to the Sikeston Housing Authority Board. The nomination was seconded by Councilwoman Evans. There being no further nominations, the following roll call vote was recorded:

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

Council Appointment to the Land Clearance Redevelopment Authority (LCRA) Commission

Councilman Gilmore nominated Councilman Mary White-Ross to continue serving as the council representative to the LCRA Commission. The nomination was seconded by Councilman Settles. There being no further nominations, the following roll call vote was recorded:

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

Council Appointment to the Park Board

Councilwoman White-Ross nominated Councilman Self to continue serving as the council representative to the Park Board. The motion was seconded by Councilman Gilmore and there being no further nominations, the following roll call vote recorded:

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

Council Appointment to the Public Safety Advisory Board

Councilwoman White-Ross nominated Councilman Evans for reappointment on the Public Safety Advisory Board. The nomination was seconded by Councilman Self. There being no further nominations, the following roll call vote was recorded:

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

Appointment to Tourism Advisory Board

Two councilmembers serve on the seven member Tourism Advisory Board. Councilman Gilmore nominated Councilman Merideth and Councilman Self to continue serving on the Tourism Advisory Board. The motion was seconded by Councilman Settles. There being no further nominations, the following roll call votes were recorded:

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

Council Appointment to the Stormwater Management Board

The Stormwater Management Board meets to consider actions for municipal compliance with DNR Stormwater Management regulations and to design/implement on-going education campaigns. Councilwoman White-Ross nominated Councilman Settles for reappointment to the

Stormwater Management Board. The nomination was seconded by Councilman Self. There being no further nominations, the following roll call vote was recorded:

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

Appointment to Friends of the PAWS Animal Shelter Advisory Board

PAWS Board meets to raise community support and interest in the care and well-being of animals. Councilwoman White-Ross nominated Councilwoman Evans to serve as Council representative to the PAWS Animal Shelter Advisory Board. The nomination was seconded by Councilman Self and the following roll call vote recorded:

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

Council Appointment to Capital Improvements Plan Evaluation Committee

Councilwoman White-Ross nominated Councilman Settles to serve as the City Council representative on the Capital Improvement Evaluation Committee. Councilman Gilmore seconded the motion and there being no further nominations, the following roll call vote was recorded:

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

2nd Reading, Bill Number 6091, Net Metering Services Amended

Councilman Gilmore moved for the second reading of Bill Number 6091. The motion was seconded by Councilwoman Evans. The following vote was recorded:

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

Counselor Leible presented the bill for reading.

BILL Number 6091

ORDINANCE Number 6091

THIS BILL AS ADOPTED SHALL BECOME ORDINANCE NUMBER 6091, AMENDING THE NET METERING SERVICE POLICY AND PROCEDURES APPLICABLE TO ELECTRICAL UTILITY CUSTOMERS THAT OWN AND OPERATE RENEWABLE POWER SOURCES INTENDED PRIMARILY TO OFFSET PART OR ALL OF THE CUSTOMER'S OWN ELECTRICAL POWER REQUIREMENTS.

WHEREAS, the Net Metering and Easy Connection Act have updated their requirements for the establishment of net metering service for eligible electrical utility customers that own and operate a solar, wind or bio mass generating facility or hydrogen fuel cell, and

WHEREAS, this amendment includes language to cover a change in property ownership and Customer-Generators larger than 100 kw, allowing BMU customers the same rights given by the State of Missouri and includes no additional incentives or options.

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

SECTION I: This ordinance shall be codified in Title VII Utilities, Chapter 710, Net Metering Service of the Sikeston Municipal Code.

SECTION II: Title VII, Chapter 710 is hereby amended to read as follows:

"Section 710.010 Applicable Service Territory.

Net metering and electrical system interconnection is available on a first-come, first-served basis in the distribution service territory of Sikeston Board of Municipal Utilities (BMU) at any point on the Utility's existing facilities that has adequate capacity and suitable voltage for delivery of service until:

- 1.1 the total rated generating capacity of all net metering systems on the utility equals 5% of the utility's single-hour peak load during the previous year or
- 1.2 the total rated generating capacity of approved new interconnection agreements during the current calendar year equals or exceeds 1% of the utility's single-hour peak load for the previous calendar year.

Section 710.020. Availability of Service.

Net metering service is available to any existing customer who is in good standing under the City's electric service schedules, that owns and operates a renewable energy electric generator powered by solar, hydro, or wind or fuel cells using hydrogen produced by solar, hydro or wind with a capacity of not more than one hundred (100) kilowatts that is located on the customer's premises, is interconnected and operates in parallel phase and synchronization with the Utility's existing transmission and distribution facilities, and is intended primarily to offset part or all of the customer's own electrical power requirements. This rider is offered in compliance with the "Net Metering and Easy Connection Act" (RSMo 386.890 and appropriate Missouri Public Service Commission Rules.)

Additional sources of renewable energy may be certified by the Department of Natural Resources and they will accepted by the City.

All agreements hereunder are between the customer-generator and the City and shall not include a third party.

Section 710.030. Definitions.

Avoided Fuel Cost – the audited annual cost per kilowatthour of energy generated by the Sikeston Power Station during the previous fiscal year. Referred to as the 'Energy Charge' in the annual audit.

Net metering – a method to measure the difference between the electricity supplied by the Utility and the electricity generated by an eligible customer-generator and fed back to the electric grid over the applicable billing period.

Total System Energy - the sum of the total energy sold by the BMU and the total energy purchased for use at Sikeston Power Station Unit #1.

All other definitions shall be those contained in the Missouri "Net Metering and Easy Connection

Act” (RSMO 386.890) except where noted herein.

Section 710.040. Monthly Billing.

1. The electric service charge shall be computed in accordance with the monthly billing the under the customer’s effective standard rate schedule. Under this net metering rider, only the kilowatthour (kWh) units of a customer-generator’s bill are affected.
2. If the electricity supplied by the Utility exceeds the electricity generated by the Customer-Generator during the applicable billing period, the Customer-Generator shall be billed for the net billable kWhs supplied by the Utility in accordance with the rates and charges under the Utility’s standard rate schedule applicable to the customer.
3. If the electricity generated by the Customer-Generator exceeds the electricity supplied by the Utility, the Customer-Generator shall be credited for the net value of the electric energy delivered to the Utility during the applicable billing period at the Utility’s “Avoided Fuel Cost”, with this credit appearing on the Customer-Generator’s bill no later than the following billing period. See RSMO 386.890.5(4) for credit expiration terms.

Section 710.050. Transfer of Ownership

Upon change in ownership of the qualified unit, or of the premises on which the unit is located, the new Customer-Generator shall file a new application with the City for Net Metering.

Section 710.060. Special Conditions.

1. The Customer- Generator must have:
 - 1.1 An approved Application for Net Metering
 - 1.2 A signed Standard Interconnection Application/Agreement with the Utility.
2. The Customer-Generator is responsible for all costs associated with its generating facility and is also responsible for all costs related to any modifications to the facility that may be required by the Utility for purposes of safety and reliability.
3. A net metering facility shall meet all applicable safety and performance standards established by the National Electric Safety Code, the National Electric Code, the Institute of Electrical and Electronic Engineers, the Federal Energy Regulatory Commission, and Underwriters Laboratory.

In addition it shall:

- a. Be equipped at the Customer-Generator’s expense with a meter or meters approved by the utility and capable of measuring the net amount of electrical energy produced or consumed by the Customer-Generator. Any additional costs necessary for the utility to permit the meters or generator to be integrated into the utility distribution system shall be borne by the Customer-Generator. At the request of the Customer-Generator those costs can be initially paid by the utility which may bill the customer-generator the costs over a 12 billing cycle period along with a reasonable rate of interest.

- b. Have a mechanism that automatically disables and disconnects the unit from the supplier's electrical lines in the event that service to the Customer-Generator is interrupted.
 - c. Have an easily accessible device or feature in immediate proximity to the metering equipment to allow a utility worker to manually and instantly disconnect the unit from the utility's distribution system.
4. For systems of ten kilowatts or less, a Customer-Generator shall not be required to purchase any liability insurance. Insurance for systems above 10 kilowatts shall be negotiated as part of the Interconnection Agreement.

Section 710.070. Other Customer Generators

For Customer-Generators greater than 100 kilowatts, net metering does not apply. For Customer-Generators greater than 100 kilowatts, the guidelines of the Public Utility Regulatory Policy Act of 1978 (PURPA), as well as any related revisions such as The Energy Policy Act of 2005, will be applied."

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

SECTION IV: 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 V: Record of Passage.

A. Bill Number 6091 was introduced and read the first time this 26th day of March, 2018.

B. Bill Number 6091 was read the second time and discussed on this 16th day of April, 2018. Councilman Settles moved to approve Bill Number 6091. The motion was seconded by Councilman Self and the following roll call vote recorded:

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

C. Upon passage by the City Council, this bill shall become Ordinance 6091 and shall be in full force and effect from and after May 19, 2018.

Bill Number 6089, Re-adoption of Fair Housing Policy

Councilwoman Evans moved for the second reading of Bill Number 6089. The motion was seconded by Councilman Self and the following vote recorded:

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

Counselor Leible presented Bill Number 6056 for reading.

BILL Number 6089

ORDINANCE Number 6089

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6089, PROVIDING "FAIR HOUSING" FOR THE CITY OF SIKESTON, MISSOURI, DEFINING DISCRIMINATORY HOUSING PRACTICES, AND CREATING A FAIR HOUSING COMMITTEE.

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: Declaration of Policy: The City Council of the City of Sikeston hereby declares it to be the public policy of the City to eliminate discrimination and safeguard the right of any person to sell, purchase, lease, rent or obtain real property without regard to race, sex, color, national origin, ancestry, religion, religious affiliation, handicap and without regard to whether a family has children. This ordinance shall be deemed an exercise of the police powers of the City of Sikeston, Missouri, for the protection of the public welfare, prosperity, health and peace of the people of Sikeston.

SECTION III. Definitions. For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein unless the context otherwise indicates.

- A. Person shall include any individual, firm, partnership or corporation.
- B. Aggrieved Person shall include any person who is attempting to provide housing for himself and/or his family in the City of Sikeston, Missouri.
- C. Discriminate shall mean distinctions in treatment because of race, sex, color, religion, handicap, familial status or national origin of any person.

SECTION IV. Discriminatory Practices. It shall be a discriminatory practice and a violation of this ordinance for any person to:

- A. Refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin of any person.
- B. Discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin.
- C. Make, print, or publish, or cause to be made, printed or published any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, sex, color, religion, religious affiliation, handicap, familial status, or national origin, or an intention to make any such preference, limitation, or discrimination.
- D. Represent to any person because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin that any dwelling is not available for

inspection, sale or rental when such dwelling is in fact so available.

- E. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, sex, color, religion, religious affiliation, handicap, familial status, or national origin.
- F. Bars discrimination in the sale or rental of housing on the basis of a handicap, and requires the design and construction of new multi-family dwelling with four (4) or more units to meet certain adaptability and accessibility requirements.
- G. Bars discrimination in the sale or rental of housing because a family has children, but exempts certain types of buildings that house older persons, e.g. Section 202 housing.

SECTION V: Discrimination in the Financing of a House. It shall be unlawful for any bank, building and loan association, insurance company or other corporation, association, firm or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan to a person applying therefore for the purpose of purchasing, constructing, repairing, or maintaining a dwelling, or discriminate against any person in the fixing of the amount or conditions of such loan, because of the race, sex, color, religion, religious affiliation, handicap, familial status, or national origin of such person or of any person associated with him in connection with such financing.

SECTION VI. Exemptions. The provisions of this ordinance and particularly Section IV hereof, shall not apply to the following:

- A. The sale or rental of a dwelling unit in a building, which contains housing accommodations with no more than four (4) families living independently of each other, if the owner resides in one of the units.
- B. Housing need not be made available to a person who is a direct threat to the health or safety of others or who currently uses illegal drugs.
- C. Religious organizations and private clubs may limit the sale, rental or occupancy of housing owned or operated for other than a commercial purpose, to their members.
- D. Any single family house sold or rented by an owner provided that such house is sold or rented:
 - 1. without the use of sales or rental facilities or services of real estate brokers, agents, salesmen, or persons in the business of selling or renting dwelling, and
 - 2. without the publication, posting or mailing of any advertisement in violation of Section 3c of this ordinance.

provided however, that:

- 1. nothing in this provision shall prohibit the use of attorneys, escrow agents, abstractors, title companies, and other such professional assistance as necessary to perfect or transfer the title, and
- 2. that any such private individual owner does not own any interest in, nor is there owned or reserved on his behalf, under any

express or voluntary agreement, title to or any right to all or a portion of the process, from the sale or rental of more than three such single family houses at any one time.

- E. For the purposes of subsection e, a person shall be in the business of selling or renting dwelling if:
1. he has, within the preceding twelve months, participated as a principal in three or more transactions involving the sale or rental of any dwelling or any interest therein, or
 2. he has, within the preceding twelve months, participated as an agent, other than in the sale of his own personal residents in providing sales or rental facilities or sales or rental services in two or more transactions involving the sale or rental of any dwelling or any interest therein, or
 3. he is the owner of any dwelling designed or intended for occupancy, by or occupied by five or more families.

SECTION VII. Administration:

- A. There is hereby created a Fair Housing Committee whose membership shall consist of five members, who shall be appointed by the Mayor of the City with the approval of the City Council.
- B. Every complaint of a violation of this ordinance shall be referred to the Fair Housing Committee. The Fair Housing Committee shall forthwith notify the person against whom the complaint is made. The identity of the aggrieved person shall be made known to the person against whom the complaint is made at that time. If the Fair Housing Committee, after investigation, finds there is no merit to the complaint, the same shall be dismissed. If the Fair Housing Committee finds that there is merit in the complaint, in their opinion, then and in that event, the Fair Housing Committee will endeavor to eliminate the alleged discriminatory practice by conference and conciliation.
- C. If the Fair Housing Committee is unable to eliminate the alleged discriminatory practice by a conference and conciliation, then and in the event, the Fair Housing Committee shall forward said complaint to the City Attorney for handling. The final determination of whether or not to prosecute on said complaint shall be left to the City Attorney.

SECTION VIII. Enforcement.

- A. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than two hundred (\$200.00) or confinement in the County jail for not more than thirty (30) days, or both such fine and imprisonment.
- B. The City Attorney, instead of filing a complaint in Municipal Court of said City, may, as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

SECTION IX: General Repealer Section: Any 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, then the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION XI: Savings Clause. This ordinance shall not affect violations of any other ordinance, code or regulation of the City of Sikeston existing prior to the effective date hereof. Any such violations shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.

SECTION XII: Record of Passage:

A. Bill Number 6089 was introduced and read the first time this 26th day of March, 2018.

B. Bill Number 6089 was read the second time and discussed on this 16th day of April, 2018. Councilwoman White-Ross moved to approve Bill Number 6089. The motion was seconded by Councilwoman Evans and the following roll call vote recorded:

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

C. Upon passage by the City Council, this bill shall become Ordinance 6091 and shall be in full force and effect from and after May 19, 2018.

Authorization to Renew Property & Casualty Insurance

Bids were received from the following companies for RFP 18-38: Newton & Company LLC offered a renewal quote from Travelers; Anderson & Green submitted a quote from Missouri Rural Services/National Specialty Ins. Co.; Chap Arnold provided a bid from Selective Insurance and Wortham Insurance's quote was for Brit Public Entity Insurance Program.

The low bid was received from Wortham Insurance of Houston, Texas in the amount of \$302,375. Local representatives from Chap Insurance, 713 Tanner St, #B and also from Anderson & Green, 526 Main St. addressed the City.

After much discussion, Councilwoman White-Ross moved to award the property & casualty insurance bid to Wortham Insurance of Houston, Texas in the amount of \$302,375, for a term of three (3) years. The motion was seconded by Councilman Self and the following vote recorded:

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

Authorization to Proceed with Scott County Floodplain Revisions

After completing the study, and holding a public meeting to reveal and discuss the proposed map revisions to the local citizens, staff is requesting authorization from the Council to proceed with the proposed map revisions for Scott County and submit necessary documentation for the Letter of Map Revision (LOMR) to SEMA for their review and approval. This will also require concurrence from the Scott County Commission, since some of the proposed areas are outside of the current city limits.

Councilman Self moved to proceed with the Scott County Floodplain revisions. The motion was seconded by Councilman Settles and the following vote recorded:

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

1st & 2nd Reading, Emergency Bill #6094, Consideration of Lease and Option to Purchase Unilever South Property

Councilwoman White-Ross moved for the first reading of Bill Number 6094. The motion was seconded by Councilwoman Evans and the following vote recorded:

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

Counselor Leible presented Bill 6094 for reading, an emergency ordinance authorizing the City of Sikeston, Missouri to enter into a certain lease with option to purchase agreement with Sweet Grass Farms, LLC on the prior Unilever Plant at 1010 County Line Road, Sikeston, Missouri.

Councilman Self moved for the first reading of Bill Number 6094. The motion was seconded by Councilman Gilmore and the following vote recorded:

Gilmore Aye, Merideth Absent, 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 NUMBER 6094

ORDINANCE NUMBER 6094

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO A CERTAIN LEASE WITH OPTION TO PURCHASE AGREEMENT.

WHEREAS, the City Council finds and determines that it is necessary and desirable to enter into a certain lease with option to purchase with Sweet Grass Farms, LLC on the prior Unilever plant at 1010 County Line Road, Sikeston, Missouri.

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) Lease with Option to Purchase Agreement.

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 enable the tenant to begin certain repairs and remodeling, this bill is being presented 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 6094 was introduced and read the first time this 16th day of April, 2018.
- B. Bill Number 6094 was read the second time and discussed on this 16th day of April, 2018. Councilman Gilmore moved to approve Bill Number 6094. The motion was seconded by Councilman Self and the following roll call vote recorded:

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

- C. Upon passage by the City Council, this bill shall become Ordinance 6094 and shall be in full force and effect from and after its passage.

ADJOURNMENT

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

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

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, DEPUTY CITY CLERK

SEAL: