

TENTATIVE AGENDA
REORGANIZATIONAL MEETING
SIKESTON CITY HALL
Monday, April 16, 2018
8:00 A.M.

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. COUNCIL REORGANIZATION
 - A. Presentation & Acceptance of Verification Board Results for Election of Mayor, Ward 2 and Ward 3 Council Representatives
 - B. Oath of Office Ceremony - Mayor, Ward 2 and Ward 3 Council Representatives
 - C. Nomination and Election of Mayor Pro Tem
 - D. Oath of Office Ceremony of Mayor Pro Tem
 - E. Nomination and Election of Council Representatives to Professional Consulting Committee
 - F. Nomination and Election of Council Representative to Liquor License Review Board
 - G. Nomination and Election of Council Representatives to the Planning and Zoning Commission
 - H. Nomination and Election of Council Representatives to the BMU Board of Commissioners
 - I. Nomination and Election of Council Representative to SAEDC Board
 - J. Nomination and Election of Council Representative to Library Board of Trustees
 - K. Nomination and Election of Council Representative to Housing Authority Board of Commissioners
 - L. Nomination and Election of Council Representative to LCRA Commission
 - M. Nomination and Election of Council Representative to Park Board
 - N. Nomination and Election of Council Representative to DPS Advisory Board
 - O. Nomination and Election of Council Representative to Tourism Advisory Board
 - P. Nomination and Election of Council Representative to Stormwater Management Board
 - Q. Nomination and Election of Council Representative to Friends of PAWS Animal Shelter Advisory Board
 - R. Nomination and Election of Council Representative to Capital Improvements Plan Committee

BUSINESS ITEMS

- A. 2nd Reading & Consideration, Bill #6091, Net Metering Services Amended
- B. 2nd Reading & Consideration, Bill #6089, Re-Adoption of Fair Housing Policy
- C. Award Liability & Property Insurance
- D. Authorization to Proceed with Scott County Floodplain Revisions
- E. Consideration of Lease and Option to Purchase Unilever South Property
- F. Other Items As May Be Determined During the Course of the Meeting

VI. ADJOURNMENT

Dated this 12th day of April 2018

Carroll Couch

Carroll Couch, City Clerk

Council Letter

Council Letter: 18-04-16

Originating Department: City Clerk

Subject: Presentation & Acceptance of April 3, 2018 Election Results

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Formally accept Scott & New Madrid County Election Results
2. Other action as may be deemed appropriate

Background:
The City Clerk will present to Council the Scott and New Madrid County April 3, 2018 Election results as compiled by each county's Verification Board. Council will be asked to formally accept these results.

Council Letter

Council Letter: 17-04-17

Originating Department: City Clerk

Subject: Oath of Office, Mayor, Ward 2 and Ward 3 Council Representative

To the Mayor and City Council:

Attachments:

None

Action Options:

None required

Background:

Before entering upon the duties of the office, every elective and appointive officer of the City and its Boards, including all members of boards and commissions and such other employees as prescribed by Ordinance, shall take, subscribe, and file with the City Clerk an oath or affirmation that they possess all the qualifications prescribed by this Charter for said office, will support the Constitution and laws of the United States and of the State of Missouri, and the Charter and Ordinances of the City of Sikeston, and will faithfully perform and discharge the duties of the office.

(Sikeston City Charter, Section 5.3)

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Nomination and Election of Mayor Pro Tempore

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Nominate and elect Council representative to serve as Mayor Pro Tem
2. Other action as may be deemed appropriate

Background:
Per Article III, Section 3.6(c) of the Sikeston City Charter, the Mayor Pro Tempore shall assume the mayor's position upon the mayor's absence or inability to serve. The Mayor Pro Tempore is elected by the City Council from within its current members.

Prior Council appointment to position of Mayor Pro Tem:

2017-2018 - Ryan Merideth
2016-2017 – Jon Gilmore
2015-2016 – Bob Depro
2014-2015 – Maude Harris

Staff requests the nomination and election of a Mayor Pro Tem.

Council Letter

Council Letter: 18-04-16

Originating Department: City Clerk

Subject: Oath of Office – Mayor Pro Tempore

To the Mayor and City Council:

Attachments:

None

Action Options:

None required

Background:

Before entering upon the duties of the office, every elective and appointive officer of the City and its Boards, including all members of boards and commissions and such other employees as prescribed by Ordinance, shall take, subscribe, and file with the City Clerk an oath or affirmation that they possess all the qualifications prescribed by this Charter for said office, will support the Constitution and laws of the United States and of the State of Missouri, and the Charter and Ordinances of the City of Sikeston, and will faithfully perform and discharge the duties of the office.

(Sikeston City Charter, Section 5.3)

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Nomination and Election of Professional Consulting Committee

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Nominate and elect three Council members to serve on Professional Consulting Committee.
2. Other action as may be deemed appropriate

Background:

Chapter 140 of the Municipal Code establishes a Professional Consulting Committee consisting of three City Council members that reviews and makes recommendation on the award of all professional services contracts when the fees for these services exceed \$10,000.

Professional services are defined as those services performed by and within the scope of the practice of accountants, architects, engineers, municipal planners, land surveyors, managerial consultants, attorneys and other independent services of like professional nature which may or may not be licensed and regulated by the State.

The following Council members have served in this capacity:

2017-2018: Jon Gilmore, Karen Evans and Gerald Settles
2016-2017: Jon Gilmore, Karen Evans and Gerald Settles
2015-2016: Jon Gilmore, Karen Evans and Gerald Settles
2014-2015: Jon Gilmore, Maude Harris and Bob Depro
2013-2014: Jon Gilmore, Maude Harris and Bob Depro

Staff requests the appointment of a Professional Consulting Committee to serve during the 2017-2018 term.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Liquor License Review Board

To the Mayor and City Council:

Attachments:

None

Action Options:

1. Make appointment to Liquor License Review Board
2. Other action as may be deemed appropriate

Background:

The Liquor License Review Board created by Municipal Code Section 600.089, adopted in July 2014, hears and rules on appeals to the City Manager's suspension or revocation of a City liquor license.

The following Council members have served in this capacity:

2017-2018: Ryan Merideth
2016-2017: Ryan Merideth
2015-2016: Ryan Merideth
2014-2015: John Graham
Board created July 2014.

Council action is requested to fill this position.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

To the Mayor and City Council:

Subject: Selection of Planning & Zoning Commission Representatives

Attachments:
None

Action Options:

- A. Confirm Mayor's service on Commission or name designee;
- B. Appoint member to serve as Council representative on Commission; or
- C. Other action as may be deemed appropriate

Background:

Municipal Code Chapter 130.1310 establishes an eleven-member Planning & Zoning Commission. This number includes the Mayor or his designee, and one other member of Council. The Planning & Zoning Commission is an advisory body charged with making recommendations on City's physical development, land use, general location of streets, public grounds and utilities. It also makes recommendation to Council on all zoning issues and subdivision development. The Planning & Zoning Commission meets as needed on the second Tuesday of the month at 4 PM.

Council members who have served on the Planning & Zoning Commission are as follows:

2017-2018: Jon Gilmore (Mayor's rep) and Brian Self
2016-2017: Gerald Settles (Mayor's rep) and Bob Depro
2015-2016: Gerald Settles (Mayor's rep) and Bob Depro
2014-2015: Jon Gilmore (Mayor's rep) and Bob Depro
2013-2014: Jon Gilmore and Bob Depro

Staff requests:

1. The Mayor confirms his intention of serving on the Planning & Zoning Commission. If not, Council will appoint a member to serve in his stead.
2. Council appoints a representative, from their members, to serve on the Commission.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

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

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Nominate and elect Council representative to serve as ex-officio member of the Board of Municipal Utilities Commission
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.250 establishes an ex officio position on the BMU Board of Commissioners for a City Council representative. This position may be filled by the Mayor, Mayor Pro Tem, any Council Member, or the City Manager. The Commission provides general oversight over BMU operations which include the development, production, purchase and distribution of electricity and water, and operation of the City's sanitary sewer system. The Commission meets at 4:30 PM on the second Tuesday of each month.

Councilmembers who have served in this capacity include:

2017-2018: Gerald Settles
2016-2017: Ryan Merideth
2015-2016: Maude Harris
2014-2015: Jon Gilmore
2013-2014: Steven Burch

Staff requests action taken on this appointment.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

To the Mayor and City Council:

Subject: Nomination and Election of SAEDC Representatives

Attachments:
None

Action Options:

- A. Confirmation of Mayor's service on SAEDC Board:
 - 1) If the Mayor wishes to serve on the SAEDC Board, no further action is required; or
 - 2) Mayor names a Council designee to serve in his position.
- B. Confirmation of Mayor Pro Tem's service on SAEDC Board:
 - 1) If Mayor Pro Tem wishes to serve on SAEDC Board, no further action is required; or
 - 2) Mayor Pro Tem names a Council designee to serve in his position.
- C. Nomination and election of Council representative to serve on the SAEDC Board; or
- D. Other action as may be deemed appropriate.

Background:

Board members include the BMU Board Chairman, BMU Board Vice Chairman and the Director of Municipal Utilities. This board is charged with promoting the City's economic development, including general oversight of the Sikeston Business, Education and Technology Park.

Prior year Council representatives include:

- 2017-2018: Mayor Burch, Mayor Pro Tem Ryan Merideth and Councilman Gilmore
- 2016-2017: Mayor Burch, Mayor Pro Tem Gilmore and Councilman Settles
- 2015-2016: Mayor Burch, Mayor Pro Tem Depro and Councilman Gilmore
- 2014-2015: Mayor Pullen, Mayor Pro Tem Burch and Councilman Depro
- 2013-2014: Mayor Pullen, Mayor Pro Tem Harris, and Councilman Gilmore

Staff requests Council action on these appointments.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Appointment of Council Representative to the Library Board of Trustees

To the Mayor and City Council:

Attachments:

None

Action Options:

1. Appoint ex-officio Council representative to the Library Board of Trustees
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.590 establishes the Sikeston Library Board of Trustees, which consists of nine citizen members. This group is charged with general oversight of all municipal library operations. The Board meets on the first Monday of each month at 4:30 PM.

Council representation on the Board of Trustees follows:

2017-2018: Karen Evans
2016-2017: Bob Depro
2015-2016: Bob Depro
2014-2015: Bob Depro
2013-2014: Bob Depro

Staff requests appointment of a Council representative to the Library Board of Trustees.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Sikeston Housing Authority Board

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Council appointment of non-voting representative to the Housing Authority Board of Commissioners
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.550 establishes the Sikeston Housing Authority's 5-member Board of Commissioners who is responsible for the management and operation of the Housing Authority. Council appoints an ex-officio member to attend Commission meetings held at noon on the second Tuesday of each month.

Past Council representation on the Commission follows:

2017-2018: Mary White-Ross
2016-2017: Mary White-Ross,
2015-2016: Gerald Settles,
2014-2015: Kathy Teachout,
2013-2014: Kathy Teachout,

Staff requests an appointment for Council's continued ex-officio representation on the Sikeston Housing Authority Board of Commissioners.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Land Clearance Redevelopment Authority Commission

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Make Council appointment of non-voting representative to the LCRA Commission
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.1160 establishes the Land Clearance Redevelopment Authority Commission, which consists of five citizen members charged with redevelopment of areas identified in the City's redevelopment plan. The Commission meets on the third Monday of each month at 11:30 AM.

Council members who have served as an ex-officio representative include:

2017-2018: Mary White-Ross
2016-2017: Mary White-Ross
2015-2016: Karen Evans
2014-2015: Bob Depro
2013-2014: Steven Burch

Staff requests an appointment to the LCRA Commission.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Park Board

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Council appointment of non-voting representative to the Park Board;
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.500 establishes the Sikeston Park Board whose nine (9) citizen members are charged with the development of short and long range plans for the provision of park and recreational facilities, and making recommendation on policies and procedures associated with park operations and facility use. The Board meets at 5:15 PM on the second Monday of each month at the Clinton Building.

Council members who have served in this capacity include:

2017-2018: Brian Self
2016-2017: Karen Evans
2015-2016: Maude Harris
Position created, April 2015.

Staff requests the appointment of a non-voting Council representative to the Park Board.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Public Safety Advisory Board

To the Mayor and City Council:

Attachments:

None

Action Options:

1. Make Council appointment to Public Safety Advisory Board
2. Other action as may be deemed appropriate

Background:

Municipal Code Section 130.800 establishes the Public Safety Advisory Board, consisting of eight citizens, a Council member and the Director of Public Safety (a non-voting member). The Board may recommend to the City Manager such administrative actions and to the City Council such legislative actions as believed necessary to increase the effectiveness of the Public Safety Department. The Board shall recommend such programs as believed necessary to enhance the public cooperation and acceptance of the Public Safety Department. It meets at 6 PM, bi-monthly at DPS HDQ.

Council members who have served on this board include:

2017-2018: Karen Evans
2016-2017: Karen Evans
2015-2016: Karen Evans
2014-2015: John Graham
2013-2014: Steven Burch

Staff requests a Council appointment to the DPS Advisory Board.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

To the Mayor and City Council:

Subject: Appointments to Tourism Advisory Board

Attachments:
None

Action Options:

1. Appoint two Council Representatives to Tourism Advisory Board
2. Other action as may be deemed appropriate

Background:
City Code 130.870 establishes the Tourism Advisory Board. Consisting of seven members, two of which are Council members, it is charged with providing advice and recommendation on tourism marketing. This Board meets at 8:00 AM on the last Tuesday of every other month in the Sikeston Regional Chamber's Conference Room.

Council members serving on this board include:

- 2017-2018: Ryan Merideth and Brian Self
- 2016-2017: Ryan Merideth and Jon Gilmore
- 2015-2016: Ryan Merideth and Jon Gilmore
- 2014-2015: Steven Burch and John Graham
- 2013-2014: Bob Depro and Kathy Teachout, and

Staff is seeking two Council appointments.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Stormwater Management Board

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Council appointment of representative to the Stormwater Management Board
2. Other action as may be deemed appropriate

Background:

The Stormwater Management Board meets on an as-needed basis to consider actions for municipal compliance with DNR Stormwater Management Regulations and to design/implement on-going public education campaigns. It is composed of a Council representative, members of all City Departments and a representative from the BMU.

Council members who have served on this board include:

2017-2018: Gerald Settles
2016-2017: Gerald Settles
2015-2016: Gerald Settles
2014-2015: John Graham
2013-2014: Maude Harris (Partial Term)

Staff requests an appointment this board.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Friends of the PAWS Advisory Board

To the Mayor and City Council:

Attachments:
None

Action Options:

1. Council appointment of representative to the PAWS Advisory Board
2. Other action as may be deemed appropriate

Background:
The Friends of the PAWS Advisory Board, formed in June of 2017, meets on an as-needed basis to raise community support and interest in the care and well-being of animals. In addition to the seven appointees, a City Council liaison, the PAWS Director and other members of City Staff will also serve in a non-voting capacity.

Council members who have served on this board:
2017-2018: Karen Evans

Staff requests an appointment this board.

Council Letter

Council Letter: 18-04-16

Originating Department: Department of Governmental Services

Subject: Council Appointment to Capital Improvements Plan Evaluation Committee

To the Mayor and City Council:

Attachments:

None

Action Options:

1. Council appointment to Capital Improvements Plan Evaluation Committee,
2. Other action as may be deemed appropriate

Background:

In December 2014 the Capital Improvements Plan Evaluation Committee was created. It consists of the City Manager, all department heads, and a member of City Council. The Committee's purpose is to evaluate and rank capital project submissions. Project rankings will be communicated in the City's Annual Capital Plan (submitted to Council each December), and are used to determine capital purchase priorities and future funding requirements.

Council member(s) who have served in this position include:

2017-2018: Mayor Burch

2016-2017: Mayor Burch

2015-2016: Mayor Burch

Position created December 2014.

Staff requests a Council appointment be made to this committee.

Council Letter

Council Letter: 18-04-16

Originating Department: Governmental Services/BMU

Subject: Second Reading Bill 6091, Net Metering Service Amended

To the Mayor and City Council:

Attachments:

1. Bill 6091

Action Options:

1. 2nd Reading and Consideration of Bill 6091
2. Other actions as Council may deem appropriate

Background:

Due to changes in MO RS 890.386, the Net Metering and Easy Connection Act, the City's current Net Metering Ordinance requires some updates. These updates would match the language related to Applicable Service Territory, Availability of Service, Definitions, Monthly Billing, and Special Conditions. Additionally, Transfer of Ownership and Other Customer Generators larger than 100 kw was included in the ordinance.

This ordinance allows Board of Municipal Utilities (BMU) customers the same rights given by the State of Missouri and includes no additional incentives or options.

Staff asks for approval of this bill.

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 to Council and read the first time this 26th day of March 2018.
- B. Bill Number 6091 was read the second time this 16th day of April 2018, discussed and voted as follows:

White-Ross, _____, Self, _____, Evans, _____,
Gilmore, _____, Settles _____, Merideth, _____,
Burch, _____, thereby being
_____, and
becoming ordinance 6091.

- C. Ordinance 6091 shall be in full force and effect from and after May 16, 2018.

STEVEN BURCH, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll L. Couch, City Clerk

Council Letter

Council Letter: 18-04-16

Originating Department: Governmental Services

Subject: Second Reading Bill 6089, Re-adoption of Fair Housing Policy

To the Mayor and City Council:

Attachments:

1. Bill 6089

Action Options:

1. Second Reading & Consideration of Bill 6089
2. Other actions as Council may deem appropriate

Background:

Bill 6089 calling for the re-adoption of the City's Fair Housing Policy is being submitted for first reading. Annual re-adoption of this policy is required to maintain compliance with State CDBG funding requirements. Bill 6089 defines discriminatory practices and establishes a Fair Housing Committee to hear violations of municipal Fair Housing Complaints and eliminate alleged discriminatory practice by conference and conciliation. (The Housing Authority Board of Commissioners serves as the Fair Housing Committee.)

Staff asks for Council's approval of Bill #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 this 13th day of March 2018, and voted as follows:

White-Ross, _____, Self, _____, Evans, _____,
Gilmore, _____, Settles _____, Merideth, _____,
Burch, _____, thereby being
_____, and
becoming ordinance 6089.

- C. Ordinance 6089 shall be in full force and effect from and after April 13, 2018.

Steven Burch, Mayor

Approved as to form
Chuck Leible, City Counselor

Seal / Attest

Carroll Couch, City Clerk

Council Letter

Date of Meeting: 18-04-16

Originating Department: Administrative Services

To the Mayor and City Council:

Subject: Authorization to Renew Commercial Insurance

Attachment(s):

1. Quote Comparison
2. Coverage Analysis
3. Insurance Policy Descriptions

Action Options:

1. Authorize Payment to Wortham Insurance Co.
2. Other actions as Council may deem appropriate

Background:

The City received four responses to RFP18-38: 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.

Coverage varied, as did the premiums. Bids were reviewed by Councilman Self, city staff Karen Bailey and Amanda Groves and BMU staff Ron Friday. In addition, Councilmen Gilmore and Settles met with the above along with Jeremy Anderson and Mark Grimes to discuss their proposal and concerns regarding other quotes.

The low bidder is Wortham Insurance of Houston, Texas. They submitted a proposal from Brit Public Entity Insurance Program. Most of their deductibles are higher but their umbrella is \$10,000,000 and it covers all liability policies. Trying to determine how high a deductible can go before it is too high is a challenge. We reviewed losses over the last 5 years and it appears the proposed deductibles would be more than covered by the savings. They also offer free educational programs which will be of great value to the city.

Last year's renewal with The Travelers was \$387,968. Wortham's quote for the City is \$302,375. That represents a savings of \$85,593 from last year. Chap Arnold had the next lowest bid of \$355,267.

It is never easy to select an out of town vendor over a business that is located in Sikeston. The local vendor preference for bids over \$100,000 is 1%. The cost difference between Chap Arnold and Wortham Insurance is \$52,892, or nearly 18%.

It is the recommendation of staff to authorize payment in the amount of \$302,375 to Wortham Insurance for property and liability insurance for the period of May 1, 2018 through May 1, 2019.

Agent	PREMIUM COMPARISON							
Entity	Wortham Power Gen							
	City	City and BMU	City and BMU	BMU	BMU	BMU		
Insurance Company	Brit Public Entity Insurance Program	Brit Public Entity Insurance Program	Ascent	Everest	Liberty Mutual	Associated Electric & Gas Insurance Services	Chubb	
Best Rating	A	A	A+15	A+XV	AXV	A	A++	
Property		192,097						
Valuable Papers & Records		Incl. In Pkg.						
Business Income /Extra Expense		Incl. In Pkg.						
Commercial Inland Marine		Incl. In Pkg.						
Data Processing		Incl. In Pkg.						
Cyberfirst Liability			17,252					
General Liability		Incl. In Pkg.		202,085	220,000			
Public Entity Mgmt Liability		Incl. In Pkg.					17382	
Employee Benefits Plans Admin Liability		Incl. In Pkg.						
Employment Practices Liability Protection		Incl. In Pkg.						
Law Enforcement Liability		Incl. In Pkg.					7817	
Auto Liability Annual Premium	80,905			68,289	47,874			
Automobile Physical Damage	Incl. in Auto Liab.			Incl. in Auto Liab.	14,900			
Crime	1180							
Umbrella	47,584			60,895	37,013	147,778		
Total	129,669	192,097	17,252	331,269	319,787	147,778	25,199	
Grand total City & BMU	Grand total City & BMU	684,004		City's cost	302,375			
Earthquake	Earthquake	62,000		BMU's cost	381,629			
	Pricing is based on placing all proposed coverages and services with Liberty Mutual							
	Disclaimer: The terms & conditions of this proposal may differ materially from those you requested in your submission.							

PREMIUM COMPARISON							
Agent	Newton & Company LLC			Anderson & Green		Chap Arnold Insurance Agency	
Entity	City and BMU	City Only	BMU Only	City Only	BMU Only	City	BMU
Insurance Company	The Travelers	The Travelers	Zurich	Missouri Rural Services /National Specialty Ins. Co.	Missouri Rural Services /National Specialty Ins. Co.	Selective Insurance	Selective Insurance
Best Rating	A++15	A++15	A++15	A	A	XIV	XIV
Property	116,513			93,732	82,436	36,632	43,390
Valuable Papers & Records	Incl. in Property			100	100	Incl. in Property	Incl. in Property
Business Income /Extra Expense	Incl. in Property			1,648	1,120	Incl. in Property	Incl. in Property
Commercial Inland Marine	21,770			6,949	9,456	23,284	15,214
Data Processing	Incl. in Property			15,225	2,400	Incl. in Property	Incl. in Property
Cyberfirst Liability		947		6,263	6,389	1,252	929
General Liability		34,877	211,261	91,713	166,460	58,578	252,718
Public Entity Mgmt Liability		6,459	4,800	1,930	2,134	17,249	21,110
Employee Benefits Plans Admin Liability	439			312	312	Incl. in Gen. Liability	Incl. in Gen. Liability
Employment Practices Liability Protection	25,015			4,953	4,977	Incl. in Public Entity Liability	Incl. in Public Entity Liability
Law Enforcement Liability		60,614		Incl. in Gen. Liability		61,202	
Auto Liability Annual Premium		111,940	44,083	50,768	22,951	68,433	28,601
Automobile Physical Damage		27,427	12,549	44,966	26,131	17,470	10,726
Crime		Incl. in Property		100	Incl. in Property	Incl. in Property	Incl. in Property
Umbrella		40,389	114,000	37,382	49,822	71,167	102,408
Total	163,737	282,653	386,693	356,041	374,688	355,267	475,096
Grand total City & BMU			833,083		730,729		830,363
Earthquake	93,732			98,407			

Chap Arnold Insurance						
Agent	Newton & Company LLC	Anderson & Green	Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Insurance Company	The Travelers	Missouri Rural Services /National Specialty Ins. Co.	Selective Insurance	Brit Public Entity Insurance Program	Brit Public Entity Insurance Program	Ascent
Best Rating	A++15	A	XIV	A	A	A+15
Property						
Limit	65,546,977	30,523,019	67,590,008		66,505,099	
Blanket	Yes, building & contents except 3-3, 7-8 to 7-10, 8-11, 9-13, 19-38, 19-39	yes, building & contents	yes, building & contents		yes, building & contents	
All Risk	no response	Yes	Yes		Yes	
Agreed Amount Endorsement	No coinsurance applicable	No coinsurance applicable	Yes		Yes	
Replacement Cost	Yes	Yes	Yes		Yes	
90 Day Cancellation	not on policy, can be added	60 days	Yes		60 days	
Include Property of Others	Yes	yes	yes		yes	
Include Theft	Yes	yes	yes		yes	
Include Antennas	Yes, \$100,000 sublimit	yes	yes		no	
Rebuild at Optional Location if Total Loss	Yes	yes	Yes		Yes - also depends on ordinances of law	
Property in Transit Limit	covered, \$50,000 sublimit	50,000	50,000		100,000	
Joint Loss Agreement	No	yes	yes		yes	
Deductible, Per Occurrence	\$5,000 AOP deductible for bldg & BPP	5,000 per occurrence	5,000		10,000	

Agent	Chap Arnold Insurance					
	Newton & Company LLC	Anderson & Green	Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Valuable Papers & Records						
Blanket All Locations	Yes	Yes	yes		yes	
Limit of Coverage	\$100,000	250,000	100,000		250,000 (on premises limit)	
All Risk	Yes	yes	yes		yes	
Blanket Limit	Yes	yes	yes		yes	
Deductible	AOP Ded	5,000 per occurrence	5,000 per occurrence		10,000 per occurrence	
Business Income /Extra Expense						
All Scheduled Locations	no answer	yes	yes		yes	
BI/EE Form	Yes	yes	yes		yes	
Limit	\$1,000,000	549,000	Actual loss sustained: 24 months		600,000	
All Risk Coverage	yes	yes	yes		yes	
Blanket Limit	Yes	yes	yes		yes	
Agreed Amount	Yes	yes	yes		yes	
Ordinary Payroll	Included	Included	included		included	
Period of Indemnity	120 Days	no time limit			180 days	
Deductible	72 hours	included in property deductible	72 hours		10,000 per occurrence	
		n/a - extra expense coverage included in Business Income coverage				
Business Income /Extra Expense Option A						
All Scheduled Locations	Yes		yes		yes	
Extra Expense Form	Yes		yes		yes	
Limit	\$1,000,000		Actual loss sustained: 24 months		600,000	
All Risk Coverage	See Form Property		yes		yes	
Blanket Limit	Yes		yes		yes	
Agreed Amount	N/A or 50% coinsurance		yes		yes	
Period of Indemnity	no answer				180 days	

Agent	Newton & Company LLC		Chap Arnold Insurance Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Deductible	Included in property deductible		included in property deductible		10,000	
Commercial Inland Marine						
Limit	5,368,736	1,748,051	6,102,749		4,318,111	
All Risk	Yes, except flood & earthquake	yes	Yes		yes	
Actual Cash Value	Yes	Yes	Replacement Cost		Replacement Cost	
90 Day Cancellation	if required	60 days	yes		60 days, 10 days for non-payment	
Coinsurance Provision	none	n/a	80%			
Contractors Equipment Deductible	\$1,000	1000	1,000		10,000 per occurrence	
Units on Auto Schedule Excluded	no answer	Yes	no		no, see schedule	
Data Processing						
All Scheduled Locations	Yes, or all included property, BPP blanket limits	Yes	yes		yes	
Hardware Limit		2,030,000	included in Property limits		1,030,000	
Hardware Transit Limit		100,000	25,000		10,000	
Media Limit		50,000	included in Property limits		1,030,000	
Media Transit Limit		10,000	25,000		10,000	
Extra Expense Limit		10,000	250,000		600,000	
Blanket Limit		Yes	yes		yes	
All Risk		Yes	yes		yes	
Replacement Cost		Yes	yes		yes	
Agreed Amount		N/A	yes		yes	
Data Processing Deductible	1,000 per occurrence	1,000 per occurrence	5,000		10,000	
Mechanical Breakdown		covered condition	covered condition		covered condition	
Mechanical Breakdown Deductible	5,000	1,000	5,000		10,000	

Agent	Newton & Company LLC		Chap Arnold Insurance Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Cyberfirst Liability						
Limits of Insurance						
Aggregate Limit	\$25,000 with \$100,000 option	100,000	100,000			1,000,000
Each Wrongful Act Limit	\$25,000 with \$100,000 option	100,000	100,000			1,000,000
Security Breach Notification & Remediation Expense Limit	\$10,000 with \$25,000 option	100,000	100,000			1,000,000
Crisis Management Service Expenses Limit	\$10,000 with \$25,000 option	100,000	100,000			1,000,000
Third Party Liability Coverage Froms Each Wrongul Act Retention	\$25,000 with \$100,000	100,000	5,000			0
First-Partycoverage From Security Breach Notification & Remediation Expenses Retention	Same as seruity breach limit	100,000	5,000			0
Crisis Management Service Expenses Retention	Same as crisis management limit	1,000	5,000			0
General Liability						
Commercial General Form	Occurrence Form	yes	yes		yes	
Occurrence Form	Yes	yes	yes		yes	
Reroactive Date	N/A	5/1/1986 if current policy is on a claims made form	n/a		n/a	
Limits						
Each Person	2,804,046	2,000,000	n/a		1,000,000	
Each Occurrence	same	2,000,000	2,000,000		1,000,000	
Personal/Adv. Inj.	same	2,000,000	2,000,000		1,000,000	
General Aggregate		5,000,000	4,000,000		3,000,000	
Prod/Comp Op Agg	same	5,000,000	4,000,000		3,000,000	
Fire Damage Legal		300,000	1,000,000		1,000,000	
Medical Payments	excluded	5,000	5,000		5,000	

Agent	Chap Arnold Insurance					
	Newton & Company LLC	Anderson & Green	Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Employee Benefits Liability		2,000,000	2,000,000		1,000,000	
Law Enforcement Liability		2,000,000	1,000,000		1,000,000/2,000,000 agg	
Sewer Backup	excluded					
Failure to Supply	excluded					
Premises Rented	500,000					
Deductible	None					
Bodily Injury or		0	n/a		10,000	
Property Damage or		0	n/a		included	
BI/PD Combined or		0	0		10,000	
Employee Benefits or		1,000	1,500		none	
Law Enforcement		5,000	15,000		25,000	
Incl. Independent Contractors	not included	not included	included		included	
Contractual Liability	Included	included	included		included	
Supplementary Defense Costs	No	yes	yes		yes	
Incl. Special Events	Yes	yes	no		yes	
Incl. Employees as Add'l Insured	No	yes	yes		yes	
Incl. XC&U	Yes	yes	yes		yes	
Fellow Employee Exclusion	Deleted	included	deleted		deleted	
90 Day Cancellation	No	60 days	yes		yes	
Include Host Liquor	No	yes	yes		yes	
Include Law Enforcement Liability	No	yes	yes		yes	
Premium Subject to Audit	No	no	no		none	
Public Entity Mgmt Liability						
Form	Claims Made	claims made	claims made		claims made	
Retro Date 5/1/1986	5/1/1986	5/1/1986	n/a		5/1/1986	
Limits of Liability						
Each Occurrence	\$2,000,000	2,000,000	1,000,000		1,000,000	
Aggregate	\$4,000,000	4,000,000	2,000,000		2,000,000	
Each Claim		\$10,000	10,000		25,000	
Deductible includes Loss Adjustment Expenses	Yes	No	yes		yes	

Agent	Newton & Company LLC	Anderson & Green	Chap Arnold Insurance Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Wrongful Act Coverage	Yes, E& O coverage included in limits	yes	yes		yes	
Defense Costs are Supplemental	defense are within the deductible & limits	yes	yes		yes	
90 Day Cancellation		60 days	yes		60 days, 10 days for nonpayment	
Pay on Behalf of Insured	yes	yes	yes		yes	
Includes Discrimination	No	yes	yes		no	
Includes All Employees & Volunteers	Yes	yes	yes		yes	
Employee Benefits Plans Admin Liability						
Form	Claims Made	Occurrence	Claims Made		Occurrence Form	
Retro Date	n/a	n/a			n/a	
Limits of Liability						
Each Occurrence	2,000,000	2,000,000	2,000,000		1,000,000	
Aggregate	6,000,000	5,000,000	4,000,000		3,000,000	
Deductible	1,000 each claim	1,000 each claim	1,000 each claim		none	
Deductible includes Loss Adjustment Expenses	Yes	No	yes		no	
Wrongful Act Coverage	Yes	yes	E & O coverage		yes	
Defense Costs are Supplemental	Yes, within the deductible and limits	yes	yes		yes	
90 Day Cancellation	no	60 days	yes		60 days, 10 days for nonpayment	
Pay on Behalf of Insured	Yes	yes	yes		yes	
Includes Discrimination	No	yes	yes		no	
Includes All Employees & Volunteers	Employees Yes, Volunteers No	yes	yes		yes	

Agent	Newton & Company LLC	Anderson & Green	Chap Arnold Insurance Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Employment Practices Liability Protection						
Form	Claims Made	Claims Made	Claims Made		Claims Made	
Retro Date	5/1/1986	5/1/1986	TBD		5/1/1986	
Limits of Liability						
Each Occurrence	2,000,000	2,000,000	1,000,000		1,000,000	
Aggregate	4,000,000	4,000,000	2,000,000		2,000,000	
Deductible	\$25,000 ea. Claim	\$10,000 each claim	10,000 each claim		25,000 each claim	
Deductible includes Loss Adjustment Expenses	Yes, Defenses are within deductible & limits	No	yes		yes	
Wrongful Act Coverage	Yes	Yes	yes		yes	
Defense Costs are Supplemental	no answer	Yes	yes		yes	
90 Day Cancellation	no	60 days	yes		60 days, 10 days for non-payment	
Pay on Behalf of Insured	Yes	Yes	yes		yes	
Includes Discrimination	Yes	Yes	yes		yes	
Includes All Employees & Volunteers	Yes	Yes	yes		yes	
Law Enforcement Liability						
Form	Occurrence Form	Occurrence	Occurrence		Occurrence	
Retro Date	N/A	1/1/1986	1/1/1986		1/1/1986	
Limits of Liability						
Limit	2,804,046	2,000,000	1,000,000		1,000,000	
Aggregate	2,804,046	5,000,000	1,000,000		2,000,000	
Deductible	15,000	5,000	15,000		25,000	
Deductible includes Loss Adjustment Expenses	Yes, Defenses are within deductible & limits	No	yes		yes	
Wrongful Act Coverage	Yes	Yes	yes		yes	
90 Day Cancellation	No	No	yes		60 days, 10 days for non-payment	
Includes Bodily Injury, Personal Injury & Property Damage	Yes	Yes	yes		yes	
Includes Moonlighting	Yes	Yes	no		yes	

Agent	Newton & Company LLC	Anderson & Green	Chap Arnold Insurance Agency	Wortham Power Gen		
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU
Includes Discrimination	No	Yes	yes		yes	
Defense Costs are Supplemental	Yes	Yes	yes		yes	
Pay on Behalf of Insured	Yes	Yes	yes		yes	
Incl. Violation of Civil Rights	Yes	Yes	yes		yes	
Auto						
Liability Limits	2,804,046	2,000,000	3,000,000	1,000,000		
Uninsured/Underinsured Motorist	50,000	50,000	1,000,000	100,000		
Medical Payments	5,000	5,000	5,000	5,000		
	Will be symol 12, 13, autos are described as, "Any auto other than those autos that are maintained or used for the operations, activities, service, or work for the City of Sikeston or BMU					
Symbol 'One' Liability		Yes	Yes	yes		
Hired & Non-Owned Liability	Included	Included	Included	Included		
Employees as Insureds	No	yes	yes	yes		
Fellow Employee Exclusion	Deleted	included	deleted	Included		
90 Day Cancellation	No	60 days	yes	30 days, 10 days for nonpayment		
Includes Emergency Equipment Attached to Vehicles	Yes	yes	yes	yes		
Auto Physical Damage Deductible						
Collision	1,000	500	1,000	1,000		
Comprehensive	1,000	500	500	1,000		

Agent	Newton & Company LLC		Anderson & Green		Chap Arnold Insurance Agency		Wortham Power Gen	
Entity	City and BMU	City Only	City & BMU	City	City and BMU	City and BMU		
Crime								
Limits of Liability								
					250,000			
Each Occurrence	100,000	50,000 employee dishonesty, 25,000 money & securities	100,000	10,000				
Aggregate	no answer	n/a	100,000					
Deductible Per Occurrence	5,000	5,000	5,000					
Umbrella								
Liability Limit								
Each Occurrence	5,000,000	5,000,000	6,000,000	10,000,000				
Annual Aggregate	5,000,000	5,000,000	6,000,000	10,000,000				
Retention	10,000	10,000	None	10,000				
Umbrella Form	Yes	yes	yes	yes				
Excess of Law Enforcement Liability	Yes	yes	yes	yes				
Exclusions and Limitations	Abuse, lead, failure to supply	see attached list	none listed					
Must be purchased as a package	Yes	Yes						
AOP - all other perils								
BPP - business personal property								
XC&U - explosion, collapse & underground								

INSURANCE POLICY DESCRIPTIONS

Automobile Liability and Physical Damage are designed to cover amounts any protected person is legally required to pay as damages for covered bodily injury and property damage that results from the ownership, maintenances, use, loading or unloading of a covered auto and is caused by an accident. In addition, coverage is provided for covered pollution costs or expense that results from accident which also causes bodily injury or property damage. Coverage also applies for physical damage to covered autos.

Cyberfirst Liability is special coverage that provides network and information security liability and communications and media liability.

Employee Benefit Plans Administration Liability is designed to cover liability arising out of a wrongful act committed in the administration of certain types of employee benefit plans. Administration includes advice, interpretation and calculation of benefits, except as excluded.

Employment Practices Liability is designed to cover damages (other than bodily injury or property damage) any protected person is legally required to pay for covered employment injury to employees that results from a wrongful employment practice offense. Wrongful employment practice offense is defined to include discrimination, termination, employment-related harassment, retaliatory action, wrongful discipline, hiring, supervision, demotion, or failure to promote, and employment-related misrepresentation, defamation, libel, slander, disparagement, and invasion of privacy.

Excess Errors and Omissions Liability is designed to provide excess limits above primary coverage for damages *other than* bodily injury, property damage, personal injury, and advertising injury that results from a catastrophic event. "Drop down" coverage responds to a reduction in the available primary insurance limit as a result of an impaired each wrongful act limit and replaces the primary insurance should the underlying total limit be exhausted. Coverage is on a following form over primary basis.

General Liability is designed to cover the premises and operations exposures of the named insured. It covers amounts any protected person is required to pay as damages for covered injury or damage that results from an event.

Inland Marine is designed to indemnify loss to moving or movable property that is not self powered, i.e. generators, portable lights, snow plows.

Law Enforcement Liability is designed to cover the premises and operations exposures and the professional liability of law enforcement agencies, including jail operations. It covers amounts any protected person is legally required to pay as damages for covered injury or damage that result from the conduct of law enforcement duties by or for your law enforcement agency and is caused by wrongful act. Wrongful act is defined as any act, error or omission.

Property Insurance is designed to provide protection against most risks to property, such as fire, theft and some weather damage.

Public Entity Management Liability is designed to cover damages (other than bodily injury, personal injury, advertising injury or property damage) any protected person is legally required to pay for covered loss that results from the conduct of duties by or for a public entity and is caused by wrongful act. Wrongful act is defined as any act, error or omission. However, wrongful employment practice offenses are not covered.

Umbrella Excess Liability is designed to provide excess limits above primary coverage for bodily injury, property damage, personal injury and advertising injury that result from a catastrophic event. "Drop down" coverage responds to a reduction in the available primary insurance should the underlying total limit be exhausted. Coverage is broader than primary basis.

TEAM Platform

Available to accounts generating \$100,000 in premium or greater.

Our free risk management services:

Brit Insurance package clients receive access - at no cost - to the Brit Insurance TEAM platform, a self directed risk management platform which purchased individually would cost approximately \$30,000 annually. The Brit Insurance TEAM platform is a robust online resource offering:

- You Pick 3 web-based training courses from a list of approximately 40 courses covering areas such as employment practices liability, safety, leave-related laws, workplace risk management, human resources, and youth-related risks.
- Weekly training bulletins and articles about new and/or updated matters of interest.
- Comprehensive model handbook.
- Self-guided human resources assessments.
- Built-in management tools to track and run reports on usage (e.g., completion of training).
- Customizability to: have your logo on the landing page ... upload your own policies and procedures ... determine the access levels for all users.
- Much, much more - all free of charge to you - just contact your Underwriter or log in at

These services are an extension of Brit Insurance's partnership with our clients. We recognize the need for customized risk management tools, and we proudly provide the Brit Insurance TEAM platform to you with our compliments to help you manage risk.

Council Letter

Date of Meeting 18-04-16

Originating Department: Public Works

To the Mayor and City Council:

Subject: Authorization to Proceed with Scott County Floodplain Revisions

Action Options:

1. Authorization to Proceed with Scott County Floodplain Revisions
2. Other action the City Council deems appropriate.

Background:

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.

Consideration of Lease and Option to Purchase Unilever South Property

Information will be presented
at Council Meeting