



105 E. Center Street  
Sikeston, MO 63801  
573-471-2512  
[www.Sikeston.org](http://www.Sikeston.org)

TENTATIVE AGENDA  
REORGANIZATIONAL MEETING  
SIKESTON CITY HALL  
Monday, April 17, 2017  
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 At-Large Council Representative
  - B. Oath of Office Ceremony – At-Large Council Representative
  - 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 DED Executive 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 Representatives to Strategic Plan Implementation Commission
  - O. Nomination and Election of Council Representative to DPS Advisory Board
  - P. Nomination and Election of Council Representative to Tourism Advisory Board
  - Q. Nomination and Election of Council Representative to Stormwater Management Board
  - R. Nomination and Election of Council Representative to Capital Improvements Plan Committee

BUSINESS ITEMS

- A. 2<sup>nd</sup> Reading & Consideration, Bill #6051, Authorizing the Closing on 265 Acres (Boyer Farm)
- B. 1<sup>st</sup> Reading, Bill #6056, Amendment to 60 West Redevelopment Agreement
- C. Other Items As May Be Determined During the Course of the Meeting

VI. ADJOURNMENT

Dated this 13th day of April 2016

  
Carroll Couch, City Clerk

# **Council Letter**

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Council Letter: 17-04-17

Originating Department: City Clerk

Subject: Oath of Office, Newly Elected 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**

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Council Letter: 17-04-17

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:

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**

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Council Letter: 17-04-17

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

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Council Letter: 17-04-17

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:

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,  
2012-2013: Mike Conway, Maude Harris and Tom Hedrick.

Staff requests the appointment of a Professional Consulting Committee to serve during the 2016-2017 term.

## Council Letter

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Council Letter: 17-04-17

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:

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

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Council Letter: 17-04-17

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 on the first Tuesday of the month at 4 PM.

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

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  
2012-2013: Kathy Teachout 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**

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Council Letter: 17-04-17

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:

2016-2017: Ryan Merideth  
2015-2016: Maude Harris  
2014-2015: Jon Gilmore  
2013-2014: Steven Burch  
2012-2013: Mike Conway

Staff requests action taken on this appointment.



# **Council Letter**

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Council Letter: 17-04-17

Originating Department: Department of Governmental Services

To the Mayor and City Council:

Subject: Nomination and Election of DED Executive Board Representatives

Attachments:  
None

Action Options:

- A. Confirmation of Mayor's service on DED Board:
  - 1) If the Mayor wishes to serve on the DED 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 DED Board:
  - 1) If Mayor Pro Tem wishes to serve on DED 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 DED Board; or
- D. Other action as may be deemed appropriate.

Background:

Municipal Code Section 130.690, as amended, establishes a six-member DED Executive Board consisting of the Mayor, Mayor Pro Tem and a Council person. Other 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:

- 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
- 2012-2013: Mayor Pullen, Mayor Pro Tem Bohannon, and Councilman Conway

Staff requests Council action on these appointments.

## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Bob Depro  
2015-2016: Bob Depro  
2014-2015: Bob Depro  
2013-2014: Bob Depro  
2012-2013: Bob Depro

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

## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Mary White-Ross,  
2015-2016: Gerald Settles,  
2014-2015: Kathy Teachout,  
2013-2014: Kathy Teachout,  
2012-2013: Kathy Teachout.

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

## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Mary White-Ross

2015-2016: Karen Evans

2014-2015: Bob Depro

2013-2014: Steven Burch

2012-2013: Maude Harris

Staff requests an appointment to the LCRA Commission.

## Council Letter

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Council Letter: 17-04-17

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:

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**

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Council Letter: 17-04-17

Originating Department: Department of Governmental Services

Subject: Council Appointments to Strategic Plan Implementation Commission

To the Mayor and City Council:

Attachments:  
None

Action Options:

- A. Confirmation of Mayor or his Designee:
  - 1. If Mayor wishes to serve, no further action is needed, or
  - 2. Mayor names designee to fill his position on the Commission;
- B. Appointment of 2 members to fill Council positions on the Commission;
- C. Other action as may be deemed appropriate

Background:

City Code Section 13.980 establishes the Strategic Plan Implementation Commission's 7-member body, consisting of the Mayor, 2 Council members and 4 citizen appointees. The Commission is charged with promoting the findings and goals of the VISION Strategic Plan; making recommendations to Council on prioritization of municipal projects; providing assistance with implementation of the strategic plan; and communicating the plan's progress to the community. The Commission meets on an as-needed basis.

Council members who have served on the Commission include:

2016-2017: Ryan Merideth, Gerald Settles and Karen Evans,  
2015-2016: Mayor Burch, John Gilmore and Ryan Merideth,  
2014-2015: Mayor Pullen, Bob Depro and John Graham,  
2013-2014: Mayor Pullen, Bob Depro and Jon Gilmore,  
2012-2013: Mayor Pullen, Bob Depro and Tom Hedrick.

Staff requests Council action on these appointments.

## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Karen Evans,  
2015-2016: Karen Evans,  
2014-2015: John Graham,  
2013-2014: Steven Burch, and  
2012-2013: Mike Conway.

Staff requests a Council appointment to the DPS Advisory Board.

## Council Letter

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Council Letter: 17-04-17

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 4:30 PM on the fourth Tuesday of every other month in the C.D. Matthews Room.

Council members serving on this board include:

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  
2012-2013: Mike Bohannon and Kathy Teachout.

Staff is seeking two Council appointments.



## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Gerald Settles  
2015-2016: Gerald Settles,  
2014-2015: John Graham,  
2013-2014: Maude Harris (Partial Term), and  
2012-2013: Tom Hedrick.

Staff requests an appointment this board.

## Council Letter

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Council Letter: 17-04-17

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:

2016-2017: Mayor Burch,

2015-2016: Mayor Burch

Position created December 2014.

Staff requests a Council appointment be made to this committee.

# **Council Letter**

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Date of Meeting: 17-04-17

Originating Department: Governmental Services

To the Mayor and City Council:

Subject: 2<sup>nd</sup> Reading Bill #6051, Authorizing the Closing on 265 Acres (Boyer Farm)

Attachment(s):

1. Bill #6051

Action Options:

1. Approve Bill #6051
2. Other action Council may deem appropriate

Background:

The need for a future industrial park has been determined and Council desires to purchase property totaling 265 acres from Boyer Leasing, Inc. for such use.

Approval of Bill #6051 is being requested.

AN ORDINANCE AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO A CERTAIN REAL ESTATE CONTRACT WITH BOYER LEASING, INC.

WHEREAS, the City Council finds and determines that it is necessary and desirable to purchase from Boyer Leasing, Inc. certain property for a future industrial park.

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

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

(a) Contract for Sale of Real Estate.

SECTION II: Execution of Documents. Upon the compliance by all parties with the terms of the contract and any associated closing 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 closing of the contract and 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. Any other ordinance or parts thereof inconsistent herewith are hereby repealed.

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

SECTION VI: Record of Passage:

A. Bill Number 6051 was introduced and read the first time this 3<sup>rd</sup> day of April, 2017.

B. Bill Number 6051 was read the second time and discussed on this 17<sup>th</sup> day of April, 2017, and was voted as follows:

Gilmore \_\_\_\_\_, Settles \_\_\_\_\_, Evans \_\_\_\_\_,

White-Ross \_\_\_\_\_, Burch \_\_\_\_\_, Self \_\_\_\_\_,

and Merideth \_\_\_\_\_,

thereby being \_\_\_\_\_.

C. Upon passage by the City Council, this bill shall become Ordinance 6051 and shall be in full force and effect from and after May 17, 2017.

\_\_\_\_\_  
STEVEN BURCH, Mayor

Approved as to Form:

\_\_\_\_\_  
CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

\_\_\_\_\_  
CARROLL COUCH, City Clerk

# **Council Letter**

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Date of Meeting: 17-04-17

Originating Department: Administrative Services

To the Mayor and City Council:

Subject: 1<sup>st</sup> Reading, Bill # 6056, Amendment to 60 West Redevelopment Agreement

Attachments:

1. Bill #6056
2. Amended Redevelopment Agreement

Action Options:

1. 1<sup>st</sup> Reading, Bill #6056
2. Other Action Council may deem appropriate

Background:

Bill #6056 provides further clarification of reimbursable language in the Amended and Restated Agreement approved by Council on May 2, 2016.

Consideration for approval of this bill will be asked at the April 24<sup>th</sup> Council meeting.

**AN ORDINANCE APPROVING A FIRST AMENDMENT TO THE AMENDED AND RESTATED REDEVELOPMENT AGREEMENT AMONG THE CITY OF SIKESTON, MISSOURI, SIKESTON DEVELOPMENT CO., LLC AND COTTON RIDGE DEVELOPMENT CO., LLC.**

**WHEREAS**, the City of Sikeston, Missouri (the “City”), Sikeston Development Co., LLC (“SDC”) and Cotton Ridge Development Co., LLC (“CRD”) are parties to an Amended and Restated Redevelopment Agreement (the “Redevelopment Agreement”) relating to an area described as “RPA 1” in “The Sikeston 60 West Tax Increment Financing Redevelopment Plan” (as amended, the “Plan”); and

**WHEREAS**, the City, SDC and CRD desire to amend the Redevelopment Agreement to clarify the categories of redevelopment project costs eligible for reimbursement to CRD under the Redevelopment Agreement and the Plan;

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

**Section 1.** The City Council finds and determines that it is necessary and desirable to enter into the First Amendment to the Amended and Restated Redevelopment Agreement among the City, SDC and CRD in substantially the form of **Exhibit A** attached hereto (the “First Amendment”). The Mayor is hereby authorized and directed to execute the First Amendment on behalf of the City. The City Clerk is hereby authorized and directed to attest to the First Amendment and to affix the seal of the City thereto. The First Amendment shall be in substantially the forms attached to this Ordinance, which First Amendment is hereby approved by the City Council, with such changes therein as shall be approved by the officers of the City executing the same.

**Section 2.** The officers, agents and employees of the City are hereby authorized and directed to execute all documents and take such steps as they deem necessary and advisable in order to carry out and perform the purpose of this Ordinance.

**Section 3.** The sections of this Ordinance shall be severable. If any section of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining sections shall remain valid, unless the court finds that: (i) the valid sections are so essential to and inseparably connected with and dependent upon the void section that it cannot be presumed that the City Council has or would have enacted the valid sections without the void ones; and (ii) the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

**Section 4. Record of Passage:**

A. Bill number 6056 was introduced to the City Council and read the first time on this 17<sup>th</sup> day of April, 2017.

B. Bill number 6056 was read for the second and final time and discussed on this 24<sup>th</sup> day of April, 2017, and final passage thereon was voted as follows:

Self \_\_\_\_\_, Evans \_\_\_\_\_, Gilmore \_\_\_\_\_,  
Merideth \_\_\_\_\_, Settles \_\_\_\_\_, White-Ross \_\_\_\_\_,  
Burch \_\_\_\_\_,  
thereby being \_\_\_\_\_.

C. Upon passage by the City Council, this bill shall become Ordinance 6056 and shall be in full force and effect from 30 days after its passage.

\_\_\_\_\_  
Mayor Steven Burch

\_\_\_\_\_  
Approved as to form  
Chuck Leible, City Attorney

**SEAL/ATTEST**

\_\_\_\_\_  
Carroll L. Couch, City Clerk

**EXHIBIT A**

**FIRST AMENDMENT TO THE  
AMENDED AND RESTATED REDEVELOPMENT AGREEMENT**

**FIRST AMENDMENT TO THE  
AMENDED AND RESTATED REDEVELOPMENT AGREEMENT**

This **FIRST AMENDMENT TO THE AMENDED AND RESTATED REDEVELOPMENT AGREEMENT** (this “First Amendment”) is made and entered into as of April 24, 2017 (the “Effective Date”) by and among the **CITY OF SIKESTON, MISSOURI**, a charter city organized and existing under the laws of the State of Missouri (the “City”), **SIKESTON DEVELOPMENT CO., LLC**, a limited liability company organized and existing under the laws of the State of Missouri (“SDC”), and **COTTON RIDGE DEVELOPMENT CO., LLC**, a limited liability company organized and existing under the laws of the State of Missouri (“CRD” and together with SDC, the “Developers”). *All capitalized terms used, but not otherwise defined herein shall have the meanings set forth in the below-defined Redevelopment Agreement.*

**RECITALS**

**A.** The City and the Developers are parties to an Amended and Restated Redevelopment Agreement (the “Redevelopment Agreement”) relating to tax increment financing for the area described as “RPA 1” in “The Sikeston 60 West Tax Increment Financing Redevelopment Plan” (as amended, the “Plan”).

**B.** The City and the Developers desire to enter into this First Amendment to clarify the categories of redevelopment project costs eligible for reimbursement to CRD under the Redevelopment Agreement and the Plan.

**AGREEMENT**

**NOW, THEREFORE**, in consideration of the premises and mutual promises contained herein and other good and valuable consideration, the adequacy and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

**1.** The definition of “Reimbursable CRD Costs” in **Section 5(a)** of the Redevelopment Agreement is hereby deleted the following inserted in lieu thereof:

“Reimbursable CRD Costs” means the costs of the Supplemental Work identified on the Certificates of Reimbursable Redevelopment Project Costs for the Supplemental Work approved by the City in the maximum amount of \$3,000,000 plus interest on such costs accruing at a rate of 4.5% per annum (assuming a 30/360 year) from the date that each applicable Certificate of Reimbursable Redevelopment Project Costs is approved or deemed approved by the City pursuant to **Section 1**. The City and the Developers agree that Reimbursable CRD Costs can consist of any costs that qualify as a “redevelopment project cost” under Section 99.805 of the Act so long as such costs are incurred as part of the Supplemental Work.

**2.** Except as amended hereby, the Redevelopment Agreement is and shall remain in full force and effect in accordance with the provisions thereof.

**3.** In the event of any inconsistency between the terms and provisions of the Redevelopment Agreement and this First Amendment, the terms and provisions of this First Amendment shall prevail.



**IN WITNESS WHEREOF**, the parties have caused this Agreement to be executed and the City has caused its seal to be affixed hereto and attested as of the date first written above.

**CITY OF SIKESTON, MISSOURI**

By: \_\_\_\_\_  
Name: Steven Burch  
Title: Mayor

(SEAL)

ATTEST:

By: \_\_\_\_\_  
Name: Carroll Couch  
Title: City Clerk

**SIKESTON DEVELOPMENT CO., LLC**

By: \_\_\_\_\_  
Name: John A. Johnson  
Title: Manager

**COTTON RIDGE DEVELOPMENT CO.,  
LLC**

By: \_\_\_\_\_  
Name: Michael Bohannon  
Title: Manager