

**REGULAR CITY COUNCIL MEETING**  
**JUNE 6, 2022**

The regular Sikeston City Council meeting of June 6, 2022 was called to order at 5:00 p.m. at City Hall located at 105 E. Center St., Sikeston. Present at the meeting were: Mayor Greg Turnbow, Onethia Williams, David Teachout, John Leible and Tom Robison. Councilmembers Brian Self and Vest Baker were absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Rhonda Council, Finance Director Karen Bailey, HR Director Amanda Groves, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Parks Director Dustin Care, Community Development Director Barry Blevins, Public Safety Director James McMillen, Captain Derick Wheetley.

**APPROVAL OF CITY COUNCIL MINUTES**

City Council minutes of the regular meeting of April 25, May 2 and May 6, 2022 were presented for approval. Councilman Teachout moved to approve the minutes as presented. Councilman Leible seconded the motion and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

**ACCEPTANCE OF BOARD AND COMMISSION MINUTES**

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

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

**ITEMS OF BUSINESS**

Appointment to Library Board

State statute mandates Library Board of Trustee terms take effect on July 1 of each year and Library Board members are limited to two full terms. The following individuals terms expire this year:

Connie Thompson, 1 Full Term, Eligible for reappointment  
Jay Leible, 2 Full Terms, Not eligible for reappointment  
Laura Tongate, 1 Full Term, Eligible for reappointment

Resource bank applications include: Shelley McTigue, Karen Evans and Holly Greene

Councilman Robison moved to reappoint Connie Thompson to the Library Board for a second term. The motion was seconded by Councilman Teachout and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

Councilman Leible moved to appoint Karen Evans to replace Jay Leible. The motion was seconded by Councilman Teachout and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,

Williams Aye, and Turnbow Aye, thereby being passed.

Councilman Teachout moved to reappoint Laura Tongate for a second term. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

#### Interim Appointment to PAWS Advisory Board

Erica Wilson resigned from the PAWS Advisory Board due to moving out of state and her interim position will need to be filled. This will be an interim appointment with the term expiring in 2023. Resource Bank Applications include: Blake Bain, Derrick Pullen, Hailey Driskill, Tiara Riggs-Butler, Mandy Leible and Natalie Bohannon.

Councilman Teachout moved to appoint Blake Bain to an interim appointment to the PAWS Advisory Board with his term expiring in 2023. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

#### Authorization to Purchase New Rescue Pumper

Department of Public Safety seeks to purchase a 2022 E-One Cyclone Rescue Pumper from Banner Fire Equipment, Inc. in the amount of \$928,000.00. This will replace the 1992 E-One pumper and will serve as the main pumper for Fire Station #2. This purchase will be made using American Rescue Plan Act (ARPA) Funds that was authorized in the amount of \$1,000,000.00. The delivery time is estimated at 19 months.

Councilman Teachout moved to approve the purchase of the 2022 E-One Cyclone Rescue Pumper from Banner Fire Equipment, Inc. in the amount of \$928,000.00. The motion was seconded by Councilwoman Williams, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

#### Approve Purchase of New Reporting System for Fire Division

Department of Public Safety is requesting to purchase a new report management software system to replace the current system in Fire Division that will no longer be in effect after 2022. ESO submitted a quote in the amount of \$15,665.00 for a first-time setup and twelve-month term. The yearly rate will be \$12,840.00. With this new reporting system, Code Enforcement will have access to keep up with fire structure calls.

Councilwoman Williams moved to approve the purchase of a new reporting system for fire division in the amount of \$15,665.00 with a yearly rate of \$12,840.00. The motion was seconded by Councilman Leible, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Authorization to Purchase Hydraulic Rescue Equipment using Grant Funds

Department of Public Safety seeks to purchase Stanley hydraulic rescue equipment from Schulte Supply, Inc. out of St. Peters, MO. using funds awarded through the Regional Homeland Security Oversight Committee Grant in the amount of \$32,442.97. This equipment will be used for structural collapse and includes a 90 lb. hydraulic breaker, core drill, hammer drill, hydraulic chain saw and twin hydraulic power unit. Quote for this equipment is \$32,367.45.

Councilman Leible moved to authorize the purchase of the hydraulic rescue equipment from Schulte Supply, Inc. using funds awarded through the Regional Homeland Security Oversight Committee Grant in the amount of \$32,367.45. The motion was seconded by Councilwoman Williams, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Approve Air Rights Easement Agreement

Community Development Department has been approached by Boulder Construction, LLC on behalf of Center Street Properties, LLC (owner of the former Stalcup Building) to obtain authorization to construct a balcony along the Front Street public right-of-way with an additional two (2) balconies along New Madrid Street public right-of-way. The balconies are to be cantilevered back into the building structure as to not use any posts for support and any pedestrian right-of-way along the streets. A written agreement needs to be signed by the City Manager and Center Street Properties LLC owner Alan Keenan.

Councilman Teachout moved to approve the air rights easement agreement. The motion was seconded by Councilman Robison, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Authorize Expenditures Required to Move Ameren Poles for Highway 61 Widening Project

As part of the Highway 61 widening project, it will be necessary for Ameren to move certain power poles. The cost to relocate four (4) utility poles is \$33,096.51.

Councilman Teachout moved to authorize payment of \$33,096.51 for relocating four Ameren utility poles as part of the Highway 61 widening project. The motion was seconded by Councilman Leible, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

South Sikeston Infrastructure Bids

The City of Sikeston and MoDOT have recently been in the process of bidding out multiple infrastructure projects, including the Highway 61 widening, the outer road, and the Ingram overpass.

One bid was received for the widening of Highway 61 from two lanes to five lanes. This bid was from Lappe Cement in the amount of \$1,913,012.00. Staff would like to reject the bid and rebid this project. Councilman Robison moved to reject the bid from Lappe Cement for the widening

of Highway 61 and rebid the project. The motion was seconded by Councilman Teachout, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Staff suggested approving a portion of the paving of the outer road (75%) to allow development to begin in that area. This portion would include Station 55+40 to the intersection of Raider Way extension for a total of \$1,156,482.09. Councilman Robison moved to authorize Lappe Cement to pave 75% of the south outer road up to Station 55+40 and Raider Way extension in the amount of \$1,156,482.09. The motion was seconded by Councilwoman Williams, discussed and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

One bid for the Ingram overpass was received by MoDOT in the amount of \$5.6 million, which was \$1 million over the projected amount. MoDOT has asked to reject the bid and rebid the project in August.

#### 2<sup>nd</sup> Reading & Consideration, Bill #6266, FY22 Budget Amendment

Councilman Teachout moved for the second reading of Bill Number 6266. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

Bill Number 6266

Ordinance Number 6266

THIS BILL AS ADOPTED SHALL BECOME AN EMERGENCY ORDINANCE NUMBER 6266, AND SHALL AMEND ORDINANCE NUMBER 6223, THE FY-22 BUDGET.

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

#### SECTION I: General

##### A. Codification:

1. This ordinance shall not be codified as part of the SIKESTON MUNICIPAL CODE.
2. Ordinance Number 6223 is hereby amended to read as follows:

#### SECTION II: Appropriations

A. General Fund 0010: The sum of \$13,408,743 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of operating and capital expenses, for designated governmental services.

B. American Rescue Plan Act Fund 0015: The sum of \$223,954 is hereby appropriated out of the American Rescue Plan Act funds received from the Department of Treasury Coronavirus Municipal Non-Entitled Cities, Towns and Villages Recover Funds for the payment of expenditures as allowed by The Treasury Department's Final Rule governing the Local Fiscal

## Recovery Funds.

C. Drug Seizure Fund 0016: The sum of \$11,210 is hereby appropriated out of drug seizure proceeds accruing to the City and available fund balance, to provide financial support for law enforcement activities as authorized by the Department of Justice.

D. Sales Tax 0020: The sum of \$3,339,779 is hereby appropriated out of Sales Tax Revenue accruing to the CITY and available Fund balance, for payment of operating and capital expenditures for designated governmental functions. in accordance with the provisions of the Sales Tax Ordinance Number 3798.

E. Economic Development Fund 0030: The sum of \$259,648 is hereby appropriated out of revenues accruing to the City, transfers from other funds, and available fund balances for the payment of operating expenses designated for economic development functions.

F. S Sikeston Infrastructure Fund 0041: The sum of \$6,384,000 is hereby appropriated out of Special Obligation Bonds, transfers from other funds, and available Fund balance for the purpose of making capital improvements on the southern side of Sikeston.

G. Municipal Court 0050: The sum of \$222,564 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment or expenses resulting from designated capital items and capital improvements

H. Tourism Tax Fund 0065: The sum of \$230,000 is hereby appropriated out of revenues accruing to the Tourism Tax Fund, transfers from other funds, and available Fund balance, for the payment of operating and capital expenses designated for tourism promotion and marketing functions.

I. E911 Fund {0070}: The sum of \$757,890 is hereby appropriated out of revenues accruing to the City, transfers from other Funds and Fund balance, for the payment or expenses related to E-911 operations.

J. Capital Improvement Sales Tax Fund 075: The sum of \$3,818,471 is hereby appropriated out of revenues accruing to the City, transfers from other funds, and available Fund balance, for the payment of expenses resulting from designated capital items.

K. Debt Service 0080: The sum of \$493,858.00 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Notes.

L. 60 West TIF District Fund 0091: The sum of \$268,900 is hereby appropriated out of revenues accruing to the City, transfers from other funds and Fund balance, for the payment of Public Improvements.

M. Main and Malone TDD 0095: The sum of \$183,762 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Bond issuances.

N. SEDC Fund 0096: The sum of \$3,627,806 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of loan from U.S.D.A. for the DPS Headquarters Building.

SECTION III: Repealer. Any other ordinances or part(s) 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 6266 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.
- B. Bill Number 6266 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilman Teachout moved to approve Bill Number 6266. The motion was seconded by Councilman Leible, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6266 and shall be in full force and effect from and after July 1, 2022.

2<sup>nd</sup> Reading & Consideration, Bill #6262, FY23 Budget

Councilman Teachout moved for the second reading of Bill Number 6262. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

Bill Number 6262

Bill Number 6262

THIS BILL AS ADOPTED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6262 AND SHALL BE REFERRED TO AS "THE FY-2023 BUDGET" (JULY 1, 2022 THROUGH JUNE 30, 2023), IT SHALL REPEAL ORDINANCE 6223, BEING THE "FY-2022 BUDGET" AND ALL AMENDMENTS THERETO, IT SHALL PROVIDE FOR THE APPROPRIATION OF MONIES AND ADMINISTRATION OF EXPENDITURES OF MONIES RECEIVED BY THE CITY OF SIKESTON IN ACCORDANCE WITH THE ORDINANCE.

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

SECTION I: General

A. Ordinances Repealed:

1. Ordinance Number 6223 and all amendments to the FY-2021 Budget are hereby repealed.

B. Codification:

1. This ordinance as may be amended and the attached detailed financial plan shall not be codified as part of the SIKESTON MUNICIPAL CODE.

C. Purpose and Responsibility:

This financial plan or budget, as submitted by the City Manager of the City of Sikeston, hereinafter referred to as "MANAGER" and "CITY" respectively and approved by the City Council, hereinafter referred to as "COUNCIL", shall represent the entire financial plan of anticipated revenues, fund balances and expected expenses of the CITY for the period aforesaid, and shall be referred to collectively as the "FY-2023 BUDGET".

SECTION II: Appropriations

- A. General Fund 0010: The sum of \$14,453,577 is hereby appropriated out of revenues accruing to the CITY, transfers from other Funds and Fund balance, for the payment of operating and capital expenses, for designated governmental services as itemized, to wit.
- B. American Rescue Plan Act Fund 0015: The sum of \$2,910,000 is hereby appropriated out of the American Rescue Plan Act funds received from the Department of Treasury Coronavirus Municipal Non-Entitled Cities, Towns and Villages Recover Funds for the payment of expenditures as allowed by The Treasury Department's Final Rule governing the Local Fiscal Recovery Funds.
- C. Sales Tax Fund 0020: The sum of \$3,665,000 is hereby appropriated out of Sales Tax Revenue accruing to the CITY and available Fund balance, for payment of operating and capital expenditures for designated governmental functions, in accordance with the provisions of the Sales Tax Ordinance Number 3798.
- D. Transportation Sales Tax 0025: The sum of \$2,264,519 is hereby appropriated out of Sales Tax Revenue accruing to the City and available Fund balance, for payment of capital item purchases and capital improvements for designated governmental projects and related equipment only, in accordance with the provisions of the Transportation Sales Tax Ordinance Number 4775.
- E. Economic Development 0030: The sum of \$252,000 is hereby appropriated out of revenues accruing to the City, transfers from other funds, and available fund balances for the payment of operating expenses designated for economic development functions.
- F. Essex Fund 0031: The sum of \$455,000 is hereby appropriated out of revenues accruing to the City, available fund balances, and transfers from other funds for the purpose of maintaining the Essex building, and other economic development functions.
- G. Park Fund 0040: The sum of \$898,470 is hereby appropriated out of revenues accruing to the Park Fund, transfers from other funds, and available Fund balance, for the payment of operating and capital expenses designated for public park functions.
- H. Building Reserves Fund 0041: The sum of \$100,000 is hereby appropriated out of revenues accruing to the City, available fund balances, and transfers from other funds for the purpose of establishing a building fund for a new fire station.
- I. South Sikeston infrastructure 0045: The sum of \$14,589,542 is hereby appropriated out of Special Obligation Bonds, transfers from other funds, and available Fund balance for the purpose of making capital improvements on the southern side of Sikeston.
- J. Municipal Court Fund 0050: The sum of \$224,312 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment or expenses resulting from designated capital items and capital improvements.

- K. Tourism Fund 0065: The sum of \$200,000 is hereby appropriated out of revenues accruing to the Tourism Tax Fund, transfers from other funds, and available Fund balance, for the payment of operating and capital expenses designated for tourism promotion and marketing functions.
- L. Airport Fund 0066: The sum of \$1,538,054 is hereby appropriated out of revenues accruing to the City, transfers from other funds, and available Fund balance, for the payment of Airport Improvements.
- M. 911 Fund 0070: The sum of \$803,348 is hereby appropriated out of revenues accruing to the City, transfers from other Funds and Fund balance, for the payment or expenses related to E-911 operations.
- N. Capital Improvement Fund 0075: The sum of \$ 2,100,582 is hereby appropriated out of revenues accruing to the City, transfers from other Funds and Fund balance, for the payment or expenses resulting from designated capital items.
- O. Debt Service Fund 0080: The sum of \$3,515,860 is hereby appropriated out of revenues accruing to the City, transfers from other Funds and Fund balance, for the repayment of Special Obligation Bonds.
- P. 60/61 TIF District Fund 0090: The sum of \$58,000 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Notes.
- Q. 60 West TIF District Fund 0091: The sum of \$212,250 is hereby appropriated out of revenues accruing to the City, transfers from other funds and Fund balance, for the payment of Public Improvements.
- R. Main & Malone TIF District Fund 0095: The sum of \$141,500 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Bond issuances.

### SECTION III: Administration

- A. The MANAGER shall be responsible for:
  - 1. Ensuring compliance with the provisions of this ordinance; the general and specific administration of the FY-2023 Budget plan and may adopt any supportive policy or procedure he deems appropriate to and in support of such administration.
  - 2. Monitoring revenues, fund balances and expenditures to ensure compliance with this ordinance and appropriate use of City funds.
  - 3. Disapproving any expenditure and/or disallowing any claim, which in his sole opinion is not justified or not in compliance with this ordinance or City Code or established policy or procedure.
  - 4. Authorizing minor transfers, re-appropriation and/or expenditure in excess of specific accounts or Divisional appropriations, provided Fund appropriations based on revenue receipts plus fund balance are not exceeded.
  - 5. Drafting or causing to be drafted for Council consideration any amendment to this Ordinance when 1) significant change may be required; 2) to address Council action; revenue(s) and/or expenditure(s) which differ from estimates by greater than ten percent (10%) of the estimates or plan.
- B. The CITY TREASURER shall be responsible for:



1. Confirming and certifying that total expenditures plus encumbrances shall not at any time exceed the total of actual revenue received plus fund balances.
  2. Providing quarterly financial statements to the:
    - a. Council and Manager, summarizing all financial activity of all Funds, in a format to be approved by the Manager.
    - b. Manager containing detailed budget summaries of all Fund, Department and Division financial activity, including direct expenditures and encumbrances, in a format to be approved by the Manager.
    - c. Department heads containing detailed budget summaries of all Personnel, Maintenance and Operation accounts, and Capital Items/Improvements, by line item, for which they are responsible, including expenditures and encumbrances, in a format to be approved by the Manager.
  3. Ensuring no expenditure is authorized from the Capital Improvement Fund, except as approved by Council and/or Manager action as appropriate and in compliance with the Municipal Code Title 3 et.seq.
  4. Developing, implementing, monitoring, revising and/or upgrading the City's accounting system and purchasing policy and procedures, at the direction and with the approval of the Manager.
- C. All Department Heads are responsible for:
1. Exercising prudent management control over each account assigned to their respective department.
  2. Ensuring compliance with this ordinance and policy and procedure currently or as may be established.
  3. Continually striving for the most cost-effective method(s) of operation of their department, in all areas including personnel, maintenance, operations and capital expenditures.
- D. No expenditure shall be made for any fund which is not in compliance with this ordinance and/or with the formal detailed financial plan or Budget, City Code and policy or procedure as approved by the Manager.

SECTION IV: Compensation and staffing levels. Administration of Compensation and Staffing Levels shall be in accordance with Ordinance Number 6222.

SECTION V: Repealer. Any other ordinances or part(s) thereof inconsistent herewith are hereby repealed.

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

SECTION VII: Emergency Clause. This Ordinance is adopted as an emergency measure so that the effective date corresponds with the fiscal year.

SECTION VIII: Record of Passage:

- A. Bill Number 6262 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.
- B. Bill Number 6262 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilman Teachout moved to approve Bill Number 6262. The motion

was seconded by Councilman Robison, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6266 and shall be in full force and effect from and after July 1, 2022.

2<sup>nd</sup> Reading & Consideration, Bill #6263, FY23 Staffing & Compensation Ordinance

Councilman Leible moved for the second reading of Bill Number 6263. The motion was seconded by Councilman Teachout and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6263

ORDINANCE Number 6263

THIS BILL AS ADOPTED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6263 AND SHALL REPEAL ORDINANCE NUMBER 6222 BEING THE FY-22 COMPENSATION PLAN AND EMPLOYEE STAFFING LEVEL AUTHORIZATION, AND ALL AMENDMENTS THERETO; AND SHALL ESTABLISH THE EMPLOYEE COMPENSATION PLAN AND STAFFING LEVELS, AND THE ADMINISTRATION THEREOF FOR FISCAL YEAR 2023 (JULY 1, 2022 THROUGH JUNE 30, 2023).

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

SECTION I: General

- A. This ordinance shall not be codified as part of the Sikeston Municipal Code.
- B. This ordinance and all attachments hereto as may be amended shall be incorporated with and become part of the FY-23 BUDGET CODE.

SECTION II: Administration.

- A. The City Manager hereinafter referred to as "MANAGER" shall be responsible for the general and specific provisions of this Ordinance, including but not necessarily limited to:
  1. Development, implementation, monitoring and revision of supporting policy and procedure he deems necessary for proper administration and good business practices.
  2. Certifying employee compensation records for compliance to the provisions set forth herein and with supporting policy and procedure of II.A.I. Above.
- B. The MANAGER may:
  1. Approve higher initial compensation for any staff position authorized, when in his sole opinion such action is appropriate based on:
    - a. Degree of difficulty in attracting the most wholly qualified applicant at the published beginning rate; or
    - b. Specific or special qualifications are required for the position; or
    - c. Preferred/best candidate(s) background, experience and/or special qualifications result in extreme difficulty in recruiting at the regular entrance

- rate; or
- d. The current local compensation trend for the skills required is substantially greater than the published beginning rate.
- 2. Approve the hiring at a lesser initial compensation when, in his sole opinion, such action is appropriate based on:
  - a. An otherwise eligible candidate will require a period of specialized training; or
  - b. The current local compensation trend for the skills required is substantially less than the published beginning rate.
- 3. Increase any employee's paid compensation when sustained performance indicates such action is appropriate:
  - a. Within the guidelines of the merit pay plan; or
  - b. When a given position responsibility and/or scope is significantly broadened; or
  - c. When a specific employee displays consistent and noteworthy performance, behavior and supportive attitude, which in the MANAGER'S sole opinion, collectively warrant such action.
- 4. Decrease any employee's paid compensation:
  - a. When sustained or severe single case performance or behavior is below expected standards or represents severe disregard or violation of policy or procedure; or
  - b. Upon employee demotion or transfer as appropriate.
- C. Changes to and Offers of Compensation:
  - 1. No change to any part of any employee's compensation in total or in part, either increase or decrease, may be made without the approval of the MANAGER.
  - 2. No offer shall be made to any prospective or current employee of paid compensation or benefits, either greater or lesser than those allowed by this ordinance, except as may be approved by the MANAGER.
  - 3. Entry range compensation and benefits as specified herein may be discussed with potential employees, including whatever action a respective Department Head may intend to make, provided no actual offer is made without the approval of the MANAGER.
- D. DEPARTMENT HEAD shall be responsible for:
  - 1. Becoming and remaining knowledgeable with the provisions of this Ordinance including any amendment thereto and supporting policy or procedure as in effect currently or as may be established or revised in future.
  - 2. Ensuring compliance with the provisions of this Ordinance and supporting policy or procedure, as currently in effect or as may be amended.
  - 3. Training their Division Heads and Supervisors on the provisions of this Ordinance and supporting policy and procedure.
  - 4. Recommending any change to the compensation of each employee assigned to their Department, in support of the provisions of this Ordinance and supporting Personnel Policy.
  - 5. Ensuring timeliness and accuracy of any change, either increase or decrease, upon:
    - a. Each Anniversary Date
    - b. Upon Hiring, Promotion, Transfer, Discipline or Termination
  - 6. May suspend any employee within their Department, pending an appeals hearing in accordance with the provisions of the Discipline Policy, without pay.
- E. HUMAN RESOURCES DIRECTOR shall be responsible for:

1. Ensuring compliance with the provisions of this Ordinance and supporting policy, reporting any violation of either, immediately to the MANAGER.
2. Generating and maintaining employee compensation records as needed including any change thereto, in a timely fashion.
3. Generating and maintaining personnel rosters, in a format to be approved by the MANAGER, and shall contain as a minimum:
  - a. A complete POSITION listing, including current status of each, as authorized by this Ordinance or the MANAGER under the provisions of this Ordinance.
  - b. Current EMPLOYEE information including, department/division assignment, pay classification code, FLSA Classification code, hiring date, anniversary date, date of eligibility for next increase, and any other as required by the MANAGER.
  - c. Said roster to be updated at least monthly and a working copy updated daily, as may be required, and maintained by the City Treasurer.
4. Generating and forwarding to responsible Department Head, any employee compensation record as needed to support the provisions of this Ordinance and ensuring the completeness and accuracy of any such compensation record.
5. Ensuring timely entry and/or change, as approved by the MANAGER, to any employee's compensation as specified in the compensation record.

### SECTION III: Paid Compensation.

#### A. Pay Plan (See Tables IIA or IIB as applicable.)

1. Shall be a merit (performance) plan.
2. Shall be constructed of twenty-three (23) levels called GRADES for all employees, and sixteen (16) ranges called STEPS for all employees except Commissioned Public Safety Officers, which have five (5) GRADES and sixteen (16) STEPS. STEPS are based upon years in service and the ability to maintain compliance with ongoing job requirements associated with the merit pay plan. (Please note: Commissioned Public Safety employees are subject to an alternate compensation plan. See Table IIB).
3. Employees must be eligible in all respects on the appropriate anniversary date to receive the indicated increase in paid compensation.
4. Employees ineligible for any reason on the appropriate anniversary date shall be awarded as follows:
  - a. The appropriate STEP assignment without any resulting increase in salary or wages.
  - b. Any benefit in terms of sick leave, vacation or other such, as would otherwise be awarded had the ineligibility not occurred.
  - c. Once an employee's eligibility is restored, they will receive a merit raise.

#### B. Allowances are hereby authorized as follows:

1. Clothing allowance for employees of the Department of Public Safety serving in the positions of Command Staff, Communications Officers, Communications Supervisor, all Public Safety Officers, Investigators, Sergeants, and Lieutenants, will be earned at a rate of \$850.00 annually. This will be paid by installment on the first pay date in March and the second one-half (1/2) of the allowance to be paid on the first pay date in September, excluding new hires which will receive the first portion of their uniform allowance on their first pay check and the second portion either on the first pay date in March or the first pay date in September.
2. Clothing and boot allowance for Entry Level Maintenance Workers, Skilled Workers, Mechanic, Airport Linemen, Shelter Director, DPW Supervisors, Code Enforcement Officers and Code Enforcement Supervisor, Community

- Development Director at a rate of \$450 annually.
3. Clothing allowance for administrative assistants, account clerks, city collector, human resources director, secretary/receptionist, IT technician, network administrator, court clerk and deputy court clerk at a rate of \$250 annually.
  4. Mileage in the amount currently established by the United States Internal Revenue Service (IRS) Regulations per documented mile, when a privately owned vehicle is required to be used for CITY business, upon the responsible Department Heads certification of the claim for reimbursement. Said certification to be both for requirement of use and accuracy of the respective claim.
  5. Direct reimbursement of "out-of-pocket" expenses of any employee incurred in the performance of their duties subject to Per Diem rates and completion/submission of appropriate claim and required supporting documentation within three (3) working days of return to work.

SECTION IV: Benefits:

- A. Vacation banking shall be limited to two (2) times the annual accrual rate.
  1. Vacation in excess of this amount shall be lost, without compensation, on the employee's anniversary date of employment.
  2. An employee may submit a request to cash-in vacation time, to the MANAGER. The MANAGER may authorize the payment (cashing in) of vacation, if it is warranted. An employee may request the cashing in of no more than two weeks of vacation within a fiscal year.
  3. Vacation in excess of the limits as herein established, shall be forfeited on the appropriate anniversary date, without recourse or grievance to or by the employee so affected.
  4. Vacation shall be earned and accrued monthly after the first anniversary date as follows:
    - a. Employees will begin accruing vacation time upon employment but will be unable to use it until their six-month anniversary. At six months they will receive five and ½ days (5 ½) or 2 and ¼ (2.25) shifts into their vacation bank. Employees leaving the service of the City prior to their one-year anniversary, as established in Section VII of this Ordinance, shall forfeit any and all claim to any vacation time.
    - b. Beginning six months to end of year four (4), eleven (11) days or four and ½ (4.5) shifts.
    - c. Beginning year five (5) to end of year eight (8), thirteen (13) days or five and ½ (5.5) shifts.
    - d. Beginning year nine (9) to end of year twelve (12), fifteen (15) days or six and ½ (6.5) shifts.
    - e. Beginning of year thirteen (13) to end of year sixteen (16), seventeen (17) days or seven and ½ (7.5) shifts.
    - f. Beginning of year seventeen (17) to end of year twenty (20), nineteen (19) days or eight and ½ (8.5) shifts.
    - g. Beginning of year twenty-one (21) to end of year twenty-five (25), twenty-one (21) days or nine and ½ (9.5) shifts.
    - h. Beginning year twenty-six (26) to end of employment, twenty-six (26) days or twelve and ½ (12.5) shifts.
  5. Accrued banked vacation shall be bought back at the employee's regular rate of pay when the employee leaves the service of the City.
  6. After the six month anniversary of employment, vacation earned at the rates as set out herein above, shall accrue to the employee as follows:
    - a. Initial year's (six (6) days) shall be accrued (provided employee is

recommended for continual employment) as a lump sum (in hours), the first pay period immediately following the anniversary date as set forth in Section VII of this Ordinance.

- b. An amount in hours, equal to the rates established herein above, shall be accrued on a one-twelfth (1/12) per year pro-ration, to each eligible employee's vacation bank and stated on the employee's check stub on the first pay date immediately following the month the vacation time was earned. Vacation time used, as indicated on the employee time cards, shall be deducted from this balance on the pay date immediately following use.
- 7. For the purpose of this Ordinance, a work month shall be defined as thirty (30) consecutive days.
- 8. Accrual of vacation time shall continue up to the end of the first work month of authorized sick leave usage. Accrual of vacation time shall cease upon the completion of the first work month of sick leave usage, medical leave or leave of absence. Accrual of vacation time shall resume, as herein above set forth, upon the employee's return to work, upon doctor's release. Accrual rates may be prorated, to reflect actual work hours, if less than full-time.

**Vacation Earned Per Year, Accrued Monthly**

Assigned Hours Per Shift	Leave Based on Years of Completed Service						
	0-4	5-8	9-12	13-16	17-20	21-25	26+
	11 Days/ 4.5 Shifts	13 Days/ 5.5 Shifts	15 Days/ 6.5 Shifts	17 Days/ 7.5 Shifts	19 Days/ 8.5 Shifts	21 Days/ 9.5 Shifts	26 Days/ 12.5 Shifts
8	88	104	120	136	152	168	208
8.3	91.3	107.9	124.5	141.1	157.7	174.3	215.8
8.5	93.5	110.5	127.5	144.5	161.5	178.5	221
24	108	132	156	180	204	228	300

- B. Sick leave shall be considered an insurance type benefit, the use of which represents a claim against the City and the banking of which shall be limited to 1,040 hours for general and supervisory personnel, 1079 hours for patrol and communication hourly employees, 1,105 hours for patrol sergeants, and 1404 hours for fire division personnel assigned to 24 hour shifts.
  - 1. Abuse of sick leave shall be considered a false claim against the City and sufficient reason for immediate discharge of any employee when, in the sole opinion of the MANAGER, any such abuse may exist.
  - 2. Sick leave in excess of banked limits shall be lost, without compensation, on the employee's anniversary date of employment. Employees, which have exceeded the bank limit, shall only be reduced to the bank limit. Employees, who have received their sick leave bank limit and forfeited the excess, shall begin to accrue sick leave in the routine manner until their next anniversary.
  - 3. The MANAGER may authorize carry over, not to exceed one (1) additional year of sick leave accrual when, in his sole opinion, such action is warranted, upon receipt of an appropriate request at least thirty (30) days prior to the anniversary date the employee would otherwise forfeit sick leave time accrued.
  - 4. Trading, transferring or giving of sick leave time is only authorized through the Shared Leave Program.
  - 5. Sick leave shall be accrued monthly beginning after the first six (6) months of employment, upon department head recommendation and MANAGER approval as follows:

<b>Sick Leave Earned Per Month</b>				
<b>Leave Based on Years of Completed Service</b>				
Assigned Hours per Shift	<6 months	6 months – 2 years & 11 months	3-4 Years & 11 months	5 years +
8	0	4	6	8
8.3 & communications	0	4.15	6.225	8.3
8.5	0	4.25	6.38	8.5
24	0	6	8	10

6. Unused sick leave banked at the time the employee leaves the service of the City shall be forfeited and no paid compensation is authorized for any such time, unless the employee has at least 10 continuous years of service and leaves in good standing, then the employee will be paid for 25% of his accrued sick leave bank at his regular hourly rate.
7. Accrual of sick leave shall continue up to the end of the first work month of authorized sick leave usage. Accrual of sick leave shall cease upon the completion of the first work month of sick leave usage, medical leave or leave of absence. Accrual of sick leave shall resume, as hereinabove set forth, upon the employee's return to work; upon doctor's release. Accrual rates may be prorated, to reflect actual work hours, if less than full-time.

C. Holiday time shall be provided at a rate of thirteen (14) days per year, which shall be:

- New Year's Day (January 1)
- Martin Luther King, Jr. Day (3<sup>rd</sup> Monday in January)
- President's Day (3<sup>rd</sup> Monday in February)
- Memorial Day (Last Monday in May)
- Juneteenth (June 19)
- Independence Day (July 4)
- Labor Day (First Monday in September)
- Columbus Day (2<sup>nd</sup> Monday in October)
- Veteran's Day (November 11)
- Thanksgiving Day (4<sup>th</sup> Thursday in November)
- Friday following Thanksgiving (4<sup>th</sup> Friday in November)
- Christmas Eve (December 24)
- Christmas Day (December 25)
- Floating Holiday (City offices remain open)  
Good Friday

1. When any authorized holiday shall fall on a Saturday, that holiday shall be observed on the preceding Friday. When any authorized holiday shall fall on a Sunday, that holiday shall be observed on the following Monday.
2. Whenever an eligible employee is required to work or whenever a scheduled City Holiday shall fall on an eligible employee's regularly scheduled day off then an employee may be choose to be paid the holiday or that holiday (in hours) shall be credited to the employee's Personal Hours as follows:

<b>Holiday/Personal Hours Banked Per Shift</b>			
<b>Salaried/40E</b>	<b>171E (8.3 hour shifts)</b>	<b>171E (8.5 hour shifts)</b>	<b>212 E (24 hours shifts)</b>
8	8.3	8.5	12

3. Banked holiday/personal hours shall be reflected in the appropriate box on the next paycheck stub.
  4. Banked holiday time shall accrue until the employee requests to be paid or until the employee's anniversary date, at which time all banked time shall be bought back from the employee at the employee's regular hourly rate.
  5. The MANAGER may authorize a carryover of greater than that referenced in C(4) above, when in his sole opinion such action is warranted and upon written request at least thirty (30) days prior to the employee's anniversary date, and with Department Head recommendations.
  6. Banked holiday time shall be bought back at the employee's regular rate of pay, when any employee leaves the service of the City.
  7. Employees absent for more than 30 consecutive days will not accrue holiday/personal hours.
- D. The City shall participate in the Local Government Employee Retirement System (LAGERS) LT8-65 (65)-retirement plan. This retirement plan increases employee benefits to 1.50% for a life allowance; plus, an additional 50% allowance to age 65. Effective FY-92 the City changed from a "Contributory" to "Non-Contributory" Plan and is subject to the administrative requirements of State Statute and LAGERS regulations.
- E. The City shall provide an employee health insurance plan to be effective the first of the month following thirty (30) days of continued employment.
2. Employees hired prior to July 1, 2022, the City shall pay eighty percent (80%) of the established premium contribution amount. Employees shall contribute twenty percent (20%) of the established premium.
  3. Employee hired July 1, 2022, and thereafter the City shall pay one hundred percent (100%) of the employee only premium. The employee may elect to cover their spouse and/or dependents at their own expense.
  4. Employees have the opportunity to enroll, when hired, for the health insurance coverage for themselves and any dependents. If coverage is declined at initial employment, employees can only enroll under special circumstances as a special enrollee or late enrollee. Please see the City of Sikeston Employee Health Benefits booklet for descriptions of special enrollee and late enrollee.
- F. The City shall offer a public employees' cafeteria plan, as allowed under Internal Revenue Code Section 125. All full-time employees of the City are eligible for participation in the cafeteria plan. Benefit categories to be offered are as follows:
1. City sponsored medical insurance
  2. Flexible medical benefits
  3. Dependent care assistance
  4. Additional features or benefits the City may desire to add.

SECTION V: Classification.

- A. Each employee shall be assigned a compensation code; it shall be a three (3)-part code to track, in order: grade, step and longevity. The Compensation Code shall be upgraded at least annually, with an effective date the same as the employee's anniversary date, or upon any compensation change with the new anniversary date as herein set out, as follows, the:
1. First two (2) digits designate Pay Grade.
  2. Letter Designation indicates Pay Step.
  3. Last two (2) digits designate completed years of service.



- B. In general, higher pay grades reflect:
1. Greater responsibility
  2. Hierarchy within the Organization
  3. Higher pay and/or allowances

SECTION VI: Eligibility.

- A. Eligibility shall encompass any and all criteria established by this Ordinance, and/or City policy and procedure. The absence or loss of any such or part of such eligibility shall limit or disallow pay increase as herein or otherwise authorized. Employees ineligible for, at the time they might normally expect to receive a pay increase, shall be assigned the next higher step designator. Any increase in compensation will be delayed until eligibility is restored.
- B. Ineligibility may occur, but may not be limited to the following:
1. Qualifying Periods
    - a. Initial employment qualifying period for MERIT adjustment only.
    - b. An employee under investigation which may result in disciplinary action or who is under assignment to a disciplinary qualifying period shall:
      1. Have the outcome of the investigation applied retroactive to the date of eligibility.
      2. Not be eligible for any compensation increase but shall be assigned the next STEP as appropriate or as determined by due process, until eligibility is restored.
  2. When the average evaluation grade for the most recent merit period averages five point five (5.5) or less.
  3. When repeated or severe violations of policy or procedure occur.
  4. Upon department head or MANAGER recommendation.
- C. Merit Eligibility:
1. Generally:
    - a. All positions except MANAGER and DEPARTMENT HEADS shall be eligible for merit increase upon completed service (see Tables II-A and II-B), and compliance with all criteria established by ordinance and/or City policy and procedure.
    - b. Merit increases shall be based on the mathematical average of all evaluations received since the employee's last merit increase, as determined in the Pay Plan Tables II-A and II-B.
    - c. Merit increases for the MANAGER and DEPARTMENT HEADS shall be individually determined
  2. General Service Employees, for purposes of this ordinance, shall be defined as all employees of the City of Sikeston other than Commissioned Employees. Merit increases shall be awarded to General Service Employees, when eligible in all respects, as set forth in Pay Plan Table II-A.
  3. Commissioned Employees, for the purposes of this ordinance, shall be defined as all rookie and commissioned public safety officers employed within the Sikeston Department of Public Safety. Merit increases shall be awarded to Commissioned Employees, when eligible in all respects, as set forth in Pay Plan Table II-B.
- D. Reclassifications and Other Compensation Increases:
1. General Service Employees:
    - a. Public Works Skilled Workers, when classified as a leadsman by their Department Head shall receive an additional \$.75 per hour.

- b. Rookie Communications Officers shall be assigned to Grade 6. Upon successful completion of their training, and upon Department Head recommendation and City Manager approval, the employee will be reclassified to Communications Officer, Grade 8, and receive appropriate compensation for that grade.
  - c. Communications Field Training Officer (FTO) - Communications Officers filling this position shall receive an additional one dollar and twenty-five cents (\$1.25) per hour. This additional compensation will only be paid when training a rookie communications officer.
  - d. Firefighter - A sub-classification of "Firefighter" will exist within the general classification of PSO. This class is used for non-commissioned officers assigned to Fire Division. Compensation for these employees shall be set by the City Manager, as determined by their training, education and performance.
2. Commissioned Employees:
- a. Public Safety FTO – Additional compensation of One Dollar and twenty-five cents (\$1.25) per hour is available for any commissioned Public Safety Officer trained, and designated as a Field Training Officer. This additional compensation will only be paid when training a rookie public safety officer.
  - b. Canine Officer – Any commissioned Public Safety Officer trained and designated as the City's Canine Officer shall receive additional, annualized, compensation of three thousand six hundred dollars (\$3,600).

#### SECTION VII: Anniversary Date.

- A. Shall be rounded to the first day of the month when the employee begins employment on or before the sixteenth (16<sup>th</sup>) day of the employment month, or to the first of the month following the employment month when the employee begins work after the sixteenth (16<sup>th</sup>) day of the employment month.
- B. This anniversary date shall be used when computing all eligibility times throughout the employee's employment.
- C. Merit changes, (pay or benefits) shall be based on employment anniversary dates of consecutive years of service.
- D. Employees leaving the service of the City prior to their 1<sup>st</sup> anniversary shall forfeit any and all claim to any vacation time.

#### SECTION VIII: Less Than Full Time Employees.

- A. The MANAGER shall determine hourly rates for employees working part time or temporary (seasonal) in accordance with sound business practices, the minimum wage laws and provisions of FLSA.
- B. The MANAGER may authorize up to one-half (1/2) the holiday time benefits to such employee when in his opinion such is warranted by the nature of the position and the specific employee's performance both warrant such action and provided said employee(s) is/are regularly scheduled for twenty-five (25) or more hours per week.

#### SECTION IX: Staffing Generally

- A. The City Manager shall be authorized for the following, including but not limited to:
  - 1. Development, monitoring and revision of supporting policy and procedure.
  - 2. Ensuring best-qualified candidate is selected for any given position.
  - 3. Appropriate discipline including removal from the City employ any person he

- deems necessary, in his sole opinion.
4. Elimination of any position he deems appropriate due to lack of work, changing work process, or reorganization.
- B. The MANAGER shall not be required to fill any position simply because a vacancy exists.
- C. The MANAGER may amend staffing levels or authorized positions within any specific department, provided
1. Such amendment does not exceed the total number of City employees established herein.
  2. Such amendment does not cause the anticipated appropriation budgeted for Personnel Services within said department to be exceeded.
- D. The MANAGER may employ additional temporary personnel when regular employees are not available (illness, injury, medical or military leave) or a specific increase in a work process requires such action to maintain levels of service.

SECTION X: Authorized Staffing Levels & Compensation Classifications.

FY-2023 Authorized Staffing Level Totals,

1. 128 Full Time Employees
2. 16 Part Time Employees
3. 30 Seasonal/Temporary Employees

SECTION XI: Repealer. Any other ordinances or part(s) thereof inconsistent herewith are hereby repealed.

SECTION XII: 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 XIII: Emergency Clause. This ordinance is adopted as an emergency measure so that the effective date corresponds with the fiscal year.

SECTION XIV: Record of Passage:

- A. Bill Number 6263 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.
- B. Bill Number 6263 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilman Leible moved to approve Bill Number 6263. The motion was seconded by Councilwoman Williams, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6263 and shall be in full force and effect from and after July 1, 2022.

2<sup>nd</sup> Reading & Consideration, Bill #6264, Re-Adoption of Ethics Ordinance

Councilman Teachout moved for the second reading of Bill Number 6264. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6264

ORDINANCE Number 6264

THIS BILL, AS ADOPTED, SHALL BECOME ORDINANCE NUMBER 6264, ESTABLISHING A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTEREST FOR CERTAIN MUNICIPAL OFFICIALS.

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

SECTION I: This ordinance shall be codified in the Sikeston Municipal Code as follows:

SECTION II: Chapter 120 "Conflicts of Interest", Disclosure of Personal Financial Interests, hereby established to read as follows:

"120.010 Declaration of Policy. The proper operation of government requires that public officials and employees be independent, impartial and responsible to the people; that government decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, there is hereby established a procedure for disclosure by certain officials and employees of private financial or other interests in matters affecting the City.

120.020 Conflicts of Interest

A. All elected and appointed officials as well as employees of The City of Sikeston must comply with Section 105.454 of Missouri Revised Statutes on conflicts of interest as well as any other state law governing official conduct.

B. Any member of the governing body of The City of Sikeston who has a "substantial personal or private interest" in any measure, bill, order or ordinance proposed or pending before such governing body must disclose that interest to the City Clerk of the City and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial personal or private interest is defined as ownership by the individual, his spouse, or his dependent children, whether singularly or collectively, directly or indirectly of: (1) 10% or more of any business entity; or (2) an interest having a value of \$10,000 or more; or (3) the receipt of a salary, gratuity, or other compensation or remuneration of \$5,000 or more, per year from any individual, partnership, organization, or association within any calendar year.

120.030 Disclosure Reports. Each elected official, the City Manager, and the City Treasurer shall disclose the following information by May 1 if any such transactions occurred during the previous calendar year.

A. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of five hundred dollars, if any, that such person had with the City of Sikeston, other than compensation received as an employee or payment of any tax, fee or penalty due to the City, and other than transfers for no consideration to the City.

B. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars, if any, that any business entity in which such person had a substantial interest, had with the City, other than payment of any tax, fee or penalty due to

the City or transactions involving payment for providing utility service to the City, and other than transfers for no consideration to the City.

C. The City Manager and the City Treasurer also shall disclose by May 1 for the previous calendar year the following information:

1. The name and address of each of the employers of such person from whom income of one thousand dollars or more was received during the year covered by statement.

2. The name and address of each sole proprietorship that he owned, the name, address and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or coparticipant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the secretary of state; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent or more of any class of outstanding stock, limited partnership units or other equity interests;

3. The name and address of each corporation for which such person served in the capacity of a director, officer or receiver.

#### 120.040 Filing of Reports

A. The financial interest statements shall be filed at the following times, but no person is required to file more than one financial interest statement in any calendar year.

1. Every person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending the immediately preceding December 31; provided that any member of the (city council) may supplement the financial interest statement to report additional interest acquired after December 31 of the covered year until the date of filing of the financial interest statement.

2. Each person appointed to office shall file the statement within thirty days of such appointment or employment.

B. Financial disclosure reports giving the financial information required in Section 120.020 shall be filed with the City and with the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

120.050 Filing of Ordinance. A certified copy of this ordinance shall be sent to the Missouri Ethics Commission within ten days of its adoption."

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 6264 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.

B. Bill Number 6264 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilwoman Williams moved to approve Bill Number 6264. The motion was seconded by Councilman Teachout, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,

Williams Aye, and Turnbow Aye, thereby being passed.

C. Ordinance Number 6264 shall be in full force and effect from and after July 2, 2022.

2<sup>nd</sup> Reading & Consideration, Bill #6265, Statement of Candidacy – When Filed

Councilman Teachout moved for the second reading of Bill Number 6265. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6265

ORDINANCE Number 6265

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6265 AMENDING CHAPTER 107, ARTICLE II – ELECTIONS, SECTION 107.050 - STATEMENT OF CANDIDACY-WHEN FILED, OF THE CITY CODE OF THE CITY OF SIKESTON, MISSOURI.

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

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

SECTION II: Title 1, Chapter 107, Article II-Elections, Section 107.050 Statement of Candidacy-When Filed, shall be amended to read as follows:

Section 107.050. Statement of Candidacy – When Filed.

No statement of candidacy for the position of Mayor or City Council member shall be accepted for filing by the City Clerk prior to 8:00 A.M. on the seventeenth (17<sup>th</sup>) Tuesday preceding the City primary election. No statement of candidacy for City Council member shall be accepted for filing by the City Clerk after 5:00 P.M. on the fourteenth (14<sup>th</sup>) Tuesday prior to the City primary election.

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

SECTION V: Record of Passage:

- A. Bill Number 6265 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.
- B. Bill Number 6265 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilwoman Williams moved to approve Bill Number 6265. The motion was seconded by Councilman Robison, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,

Williams Aye, and Turnbow Aye, thereby being passed.

C. Ordinance Number 6265 shall be in full force and effect from and after July 7, 2022.

2<sup>nd</sup> Reading & Consideration, Bill #6267, Establishing City Purchasing Agent

Councilman Teachout moved for the first reading of Bill Number 6267. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Absent, Leible Aye, Robison Aye, Self Aye, Teachout Aye,  
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6267

ORDINANCE Number 6267

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6267 AND SHALL AMEND CHAPTER 145, PURCHASING POLICY, WITHIN THE CITY OF SIKESTON, MISSOURI.

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

SECTION I: This Ordinance shall be codified in Chapter 145 of the Sikeston Municipal Code.

SECTION II: Section 145.020 Definitions shall be amended to include the following definition for City Purchasing Agent or Agent:

CITY PURCHASING AGENT OR AGENT

The City Treasurer or his/her appointee as approved by the City Manager.

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

SECTION V: Record of Passage:

A. Bill Number 6267 was introduced to Council and read the first time this 19<sup>th</sup> day of May 2022.

B. Bill Number 6267 was read the second time and discussed on this 6<sup>th</sup> day of June 2022. Following discussion, Councilman Teachout moved to approve Bill Number 6267. The motion was seconded by Councilman Robison, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye,  
Williams Aye, and Turnbow Aye, thereby being passed.

C. Ordinance Number 6267 shall be in full force and effect from and after July 6, 2022

Other Items:

Regular Council meeting scheduled for July 4 has been rescheduled for July 5 at 5:00 p.m.

### **ADJOURNMENT INTO EXECUTIVE SESSION**

There being no further business before the City Council, Councilman Leible moved to adjourn into Executive Session (Contract Negotiation and Personnel). The motion was seconded by Councilman Teachout and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Mayor Turnbow called the Executive Session to order. Present were: Mayor Turnbow and Councilmembers Brian Self, Onethia Williams, Vest Baker and David Teachout. Staff present were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Rhonda Council, Finance Director Karen Bailey HR Director Amanda Groves and Public Safety Director James McMillen.

Councilman Teachout motioned to Approve (1) Joint Ownership Agreement, (2) a Purchase Agreement, and (3) an Option to Purchase Agreement, relating to the Board of Municipal Utilities Comstock Substation and Transmission Line project. The motion was seconded by Councilman Leible, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

Councilman Teachout motioned to approve the amendment to the City Manager's contract. The motion was seconded by Councilwoman Williams, discussed and the following roll call vote was recorded:

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

### **ADJOURNMENT OUT OF EXECUTIVE SESSION**

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

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

### **ADJOURNMENT**

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

Baker Absent, Leible Aye, Robison Aye, Self Absent, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

APPROVED:

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GREG TURNBOW, MAYOR



ATTEST:

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RHONDA COUNCIL, CITY CLERK

SEAL: