

REGULAR CITY COUNCIL MEETING
JULY 22, 2021

The regular Sikeston City Council meeting of July 22, 2021 was called to order at 5:00 p.m. in the Council Chambers at the City Hall, located at 105 E. Center Street in Sikeston, MO. Present at the meeting were: Mayor Greg Turnbow, Vest Baker, Ryan Merideth, Brian Self, Brandon Sparks, David Teachout and Onethia Williams. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Rhonda Council, Finance Director Karen Bailey, HR Director Amanda Groves, City Collector Vicky Lewis, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Parks & Recreation Director Dustin Care, Public Safety Director James McMillen, Captain Ryan Smith and Community Development Director Lorenzo Ware. Also present were Judges David Dolan (Benton), Frank Marshall (Sikeston), Joshua Underwood (New Madrid) and Attorney Steve Taylor.

ITEMS OF BUSINESS

3rd Reading & Consideration, Bill #6221, Designating Scott County & New Madrid County Circuit Courts as Municipal Court for City of Sikeston

Councilman Self moved to remove Bill #6221 from being tabled. The motion was seconded by Councilman Teachout and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye,
Williams Aye, and Turnbow Aye, thereby being passed.

Councilman Merideth moved for the third reading of Bill Number 6221. The motion was seconded by Councilman Sparks and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye,
Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL NUMBER 6221

ORDINANCE NUMBER 6221

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6221 DESIGNATING THE SCOTT AND NEW MADRID COUNTY CIRCUIT COURTS AS MUNICIPAL COURT FOR SIKESTON, MISSOURI.

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

SECTION I. This Ordinance shall not be codified in the City Municipal Code.

SECTION II. The City of Sikeston has found the cost of operating a separate Municipal Court to be excessive and the City believes that having the Circuit Courts hear municipal cases will improve the public's perception of the seriousness of municipal violation charges and perception of the fairness of the court. Missouri Statute specifically allows the City to choose to operate its separate Municipal Court or to request the state court system to hear municipal cases.

SECTION III. Division 33 of the Circuit Court of Scott County, Missouri and Division 34 of the Circuit Court of New Madrid County, Missouri are hereby designated as the Municipal Court of Sikeston, Missouri.

SECTION IV. The Municipal Court shall transfer all of its records, and the court shall be established in the Circuit Courthouse of each division, effective at the Circuit Court's earliest convenience but not later than November 16, 2021.

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

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

SECTION VII: Record of Passage:

- A. Bill Number 6221 was introduced and read the first time this 5th day of April 2021.
- B. Bill Number 6221 was read the second time and discussed this 28th day of June 2021.
- C. Bill Number 6221 was read the third time and discussed this 22nd day of July 2021. Following discussion, Councilman Self moved to approve Bill Number 6221. The motion was seconded by Councilman Baker, discussed and the following roll call vote was recorded:

Sparks Nay, Merideth Aye, Self Aye, Teachout Aye, Baker Aye,
Williams Nay, and Turnbow Aye, thereby being passed.

- D. Ordinance 6221 shall be in full force and effect from and after August 21, 2021.

1st & 2nd Reading, Emergency Bill #6237, Authorizing the Purchase of Certain Real Property Located at 919 E. Malone

Councilman Sparks moved for the first reading of Bill Number 6237. The motion was seconded by Councilman Teachout and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye,
Williams Aye, and Turnbow Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. An emergency ordinance authorizing the City of Sikeston, Missouri to enter into a certain real estate contract with W & Z Real Estate LLC and further proceed with the real estate closing on said property.

This property is located at 191 E. Malone (next to Burger King) and has been identified as an ideal location for a new fire station to replace station #2 on North Main St. The purchase price for the property is \$350,000 plus closing costs.

Councilman Sparks moved for the second reading of Bill Number 6237. The motion was seconded by Councilman Teachout and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye,
Williams Aye, and Turnbow Aye, thereby being passed.

Counselor Thurman presented the bill for a second reading.

BILL NO. 6237

ORDINANCE NO. 6237

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO A CERTAIN REAL ESTATE CONTRACT WITH W & Z REAL ESTATE LLC AND FURTHER PROCEED WITH THE REAL ESTATE CLOSING ON SAID PROPERTY.

WHEREAS, the City Council finds and determines that it is necessary and desirable to purchase from W & Z REAL ESTATE LLC. certain property for future city use.

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.
- (b) Settlement Statement, Title Affidavits, and any and all other necessary closing documents to facilitate a clear title transfer of the property.

SECTION II: Execution of Documents. Upon the compliance by all parties, which includes the payment of the purchase price and any closing costs by the City of Sikeston, 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: This Bill is being presented as an emergency bill so that it becomes effective upon its passage to comply with the Seller's timetable for closing.

SECTION VII: Record of Passage:

- A. Bill Number 6237 was introduced and read the first time this 22nd day of July 2021.
- B. Bill Number 6237 was read the second time and discussed this 22nd day of July 2021. Following discussion, Councilman Sparks moved to approve Bill Number 6237. The

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

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

C. Upon passage by the City Council, this bill shall become Ordinance 6237 and shall be in full force and effect from and after its passage.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Baker Aye, Teachout Aye, Williams Aye, and Turnbow Aye, thereby being passed.

APPROVED:

GREG TURNBOW, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL: