

TENTATIVE AGENDA

REGULAR CITY COUNCIL MEETING
CLINTON BUILDING
501 CAMPANELLA, SIKESTON MO

Monday, August 3, 2020
5:00 P.M.

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. APPROVAL OF CITY COUNCIL MINUTES
 - A. Regular Council Minutes May 26, 2020
 - B. Regular Council Minutes June 1, 2020
 - C. Regular Council Minutes June 8, 2020
 - D. Reorganizational Council Minutes June 10, 2020
 - E. Regular Council Minutes June 29, 2020
 - F. Regular Council Minutes July 20, 2020
- VI. APPROVAL OF BOARDS & COMMISSION MINUTES
 - A. None
- VII. ITEMS OF BUSINESS
 - A. 2nd Reading & Consideration, Bill #6199, Rezone All of the West 165' of Outblock 10 and All of Outblock 33 Lying East of Mill Row Street from "IL" Light Industrial to "IH" Heavy Industrial
 - B. 2nd Reading & Consideration, Bill #6200, Rezone part of Lot 3 of Outblock 40 from "R-5" Multi-Family Residential to "C-3" Highway Commercial
 - C. Resolution 20-08-01, Surplus of DPS Vehicle
 - D. Billboard Proposal on City Property
 - E. Briefing: Traffic Committee Items
 - F. Other Items as May Be Determined During the Course of the Meeting
- VIII. ADJOURNMENT INTO EXECUTIVE SESSION

Property (RSMo 610.021(2))
- IX. ADJOURNMENT

Dated this 30th day of July 2020

Rhonda Council

Rhonda Council, City Clerk

The City of Sikeston complies with ADA guidelines. Notify Rhonda Council at 471-2512 (TDD Available) to notify the City of any reasonable accommodation needed to participate in the City Council's Meeting.

REGULAR CITY COUNCIL MEETING
MAY 26, 2020

The Sikeston City Council meeting of May 26, 2020 was called to order at 5:00 p.m., via Zoom Video Conferencing and Facebook Live. Present at the meeting via video were: Mayor Steven Burch and Councilmembers Brian Self, Ryan Merideth, Brandon Sparks and Karen Evans. Councilmembers Gerald Settles and Onethia Williams were absent. Staff via Zoom Video Conferencing were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Director of Public Works Jay Lancaster, Director of Public Safety James McMillen and Community Development Director Lorenzo Ware.

ITEMS OF BUSINESS

Resolution 20-05-01, CDBG Intent to Seek Funding

A Resolution of the City of Sikeston, Missouri, stating its intent to seek funding through the "Community Development Block Grant" Program and authorizing the Mayor to pursue activities in an attempt to secure said funding.

WHEREAS, Title I of the Housing and Community Development Act of 1974 does state as its primary objective "the Development of viable urban communities, by providing decent housing, suitable living environment and expanding economic opportunities principally for persons of low and moderate income"; and

WHEREAS, Title I does offer to communities the opportunity of monetary assistance in accomplishing its stated primary objectives; and

WHEREAS, The Missouri Department of Economic Development is designated to award Community Development Block Grant funding under Title I; and

WHEREAS, The City does have areas of need which, may be addressed through the Community Development Block Grant program, and in particular the Regional Workforce Development Approach Project.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sikeston, Missouri, that it desires to participate with the Missouri Department of Economic Development in the improvement of our community under the activities authorized pursuant to the Housing and Community Development Act of 1974.

THEREFORE, BE IT FURTHER RESOLVED that the Mayor of the City of Sikeston, Missouri, is hereby authorized to prepare and submit documents which are necessary in applying for funding and establishing an administrative organization to implement activities pursuant to the aforementioned act.

THEREFORE, BE IT FURTHER RESOLVED, that the applicant will dedicate \$ - 0- of local cash funds and \$ -0- of in-kind materials or labor to be used in this project.

Councilman Sparks moved to adopt Resolution 20-05-01 to authorize the City to seek CDBG funding in the amount of \$500,000 on behalf of the Sikeston Area Chamber of Commerce and Economic Development Corporation for Workforce Training Initiative Program. Committing funds to this program will be Sikeston R-6 School District and New Madrid County R-1 School District; not the City. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Absent, Evans Aye, Williams Absent, and Burch Aye, thereby being passed.

Resolution 20-05-02, Adopting Antidisplacement and Relocation Plan

A Resolution of the City of Sikeston, Missouri, establishing a Residential Antidisplacement and Relocation Assistance Plan compliant with the Housing and Community Development Act of 1974.

WHEREAS, A residential antidisplacement and relocation assistance plan is required for applicants for funding under the Housing and Community Development Act of 1974.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sikeston, Missouri, that the following plan is adopted:

Section 1. Applicability.

- A. This plan shall apply to projects seeking funding under the Housing and Community Development Act of 1974, including Housing and Urban Development (HUD) and Community Development Block Grant (CDBG) programs.

Section 2. Minimize Displacement. The City or development partner will minimize displacement of persons from their homes as a result of CDBG or HUD assisted activities by doing the following:

- A. Where feasible, giving priority to rehabilitation of housing, as opposed to demolition.
- B. Targeting only those properties deemed essential to the need or success of the project.

Section 3. Relocation Assistance to Displaced Person. The City or development partner will provide relocation assistance as follows for low-income persons (as defined by CDBG or HUD regulations) who, as a result of CDBG or HUD assisted programs, move permanently as a direct result of the demolition of any leased dwelling unit or the conversion of a leased low-income dwelling unit:

- A. Advisory services – A displaced person will be advised of his or her rights under the Fair Housing Act.
- B. Moving expenses – Payment for moving expenses at levels described in the Uniform Relocation Assistance and Real Property Acquisitions Act (URA).
- C. Security Deposits and Credit Checks – The reasonable and necessary cost of any security deposit required to rent the replacement dwelling unit, and for credit checks required to rent or purchase the replacement dwelling unit.
- D. Replacement Housing Assistance – Displaced persons are eligible to receive rental housing assistance equal to 60 times the amount necessary to reduce the monthly rental and estimated average monthly cost of utilities for a replacement dwelling (comparable replacement dwelling or decent, safe, and sanitary replacement dwelling to which the person relocates, whichever costs less) to the “Total Tenant Payment” as determined by 24 CFR 5.

Section 4. One-for-One Replacement of Lower-Income Dwelling Units. The City or development partner will replace all occupied and vacant occupiable lower-income dwelling units demolished or converted to a use other than lower-income housing in connection to CDBG or HUD assisted programs as follows:

- A. To the extent feasible, replacement units will be located within the same neighborhood as the units demolished or converted.
- B. Replacement units will be sufficient in number and size to house no fewer than the number of occupants who could have been housed in the units that are demolished or converted. The number of occupants who could have been housed in units shall be determined in accordance with applicable local housing occupancy codes.
- C. The replacement units must be provided in standard condition.
- D. Replacement lower-income dwelling units may include units that have been raised to standard from substandard condition if:
 - a. No person was displaced from the substandard unit; and
 - b. The substandard unit was vacant for at least 3 months before execution of the agreement between the City or development partner and the property owner.
- E. The replacement units will be required to be designed by the City or development partner to remain lower-income dwelling units for at least 10 years from the date of initial occupancy.

Section 5. Replacement not Required Based on Unit Availability. The project development partner may submit a request to the City Council for a determination that the one-for-one replacement requirement does not apply based on objective data that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within the area. The City, upon receipt of such submission, will promptly schedule a public hearing and publish notice on the City's website informing interested persons that they have 30 days from its posting to comment and provide additional information to the City Council.

Section 6. Public Notices. Before entering into a contract (Award Letter for CDBG and HOME Local Program Administrators, Funding Commitment Letter for HOME Capital Development) committing the City to provide funds for a CDBG and/or HOME project that will directly result in demolition or conversion of lower-income dwelling units, the City will make public its requirements on its website and through a public information session:

- A. A description of the proposed assisted project.
- B. The address, number of bedrooms, and location on a map of lower-income dwelling units that will be demolished or converted to a use other than as lower-income dwelling units as a result of an assisted project.
- C. A time schedule for the commencement and completion of the demolition or conversion.
- D. To the extent known, the address, number of lower-income dwelling units by size (number of bedrooms) and location on a map of the replacement lower-income housing that has been or will be provided.

- E. The source of funding and time schedule for the provision of the replacement dwelling units.
- F. The basis for concluding that each replacement dwelling unit is designated to remain a lower income dwelling unit for at least 10 years from the date of initial occupancy.
- G. Information demonstrating that any proposed replacement of lower-income dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom units), or any proposed replacement of efficiency or single-room occupancy (SRO) units with units of a different size, is appropriate and consistent with the housing needs and priorities identified in the HUD approved Consolidated Plan and 24 CFR 42.375(b).

Section 7. Appeals. Any displaced person who disagrees with a development partner's determination of eligibility for benefits or the amount of relocation assistance for which the person is eligible may file a written appeal to the City Council. Appeals may be directed to City Manager, 105 E Center St, Sikeston, MO 63801. Further appeal, in writing, may be submitted to the HUD field office.

Adoption of this resolution is a formality to meet CDBG eligibility requirements to apply for funding for the Workforce Training Initiative Program. The plan sets forth assistance that the City would offer displaced residents in limited circumstances. This funding application does NOT involve any activities that would displace any residents.

Councilman Self moved to adopt Resolution 20-05-02, the Antidisplacement and Relocation Plan. Councilman Sparks seconded the motion and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Absent, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Resolution 20-05-03, Excessive Force Resolution

A Resolution of the City of Sikeston, Missouri, establishing rules and regulations regarding the use of excessive force during non-violent civil rights demonstrations, including physically barring access to a facility or location which is the subject of such demonstration.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sikeston, Missouri, that the City hereby adopts and will enforce this policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individual engaged in non-violent civil rights demonstrations. The City also prohibits the physical barring of any entrance or exit to such a facility, or portion of a facility, which is normally open to unrestricted access by the public.

As part of the application process to meet CDBG eligibility requirements, adoption of this resolution is required.

Councilman Self moved to adopt Excessive Force Resolution 20-05-03. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Absent, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Approval of Access Easements for Bootheel Grain Facilities, LLC

Greg Copeland has purchased the Cargill property and would like to construct driveways from Malone Avenue into the property across the railroad right-of-way. The Easement and Right-of-Way Agreement would grant two easements for concrete driveways across the railroad right-of-way. The easement also reserves space for future development of the rail trail.

Councilman Sparks moved to approve two access easements for construction of concrete driveways from Malone Avenue onto the property across the railroad right-of-way for Bootheel Grain Facilities, LLC. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Absent, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Absent, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

REGULAR CITY COUNCIL MEETING
JUNE 1, 2020

The regular Sikeston City Council meeting of June 1, 2020 was called to order at 5:00 p.m. at the Clinton Building located at 501 Campanella Drive, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmembers Brian Self, Karen Evans, Onethia Williams, Gerald Settles, Ryan Merideth and Brandon Sparks. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Parks Director Dustin Care, Captain Ryan Smith, Community Development Director Lorenzo Ware, Airport Supervisor Chris Hart and City Collector Vicky Lewis.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of May 4, 2020 were presented for approval. Councilman Sparks moved to approve the minutes as presented. Councilman Settles seconded the motion and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

Library Board minutes of November 4 and December 2, 2019 and January 6, February 3, March 9 and April 6, 2020 were presented for approval. Councilman Self moved to approved the minutes as presented. Councilman Merideth seconded the motion and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

PUBLIC HEARING – FY21 BUDGET

Councilman Settles motioned to begin the Public Hearing to discuss the City's FY21 Budget. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Manager Douglass presented a draft of the City's FY21 budget. The Budget will be formally adopted at the June 8th Council meeting.

No remarks were heard from the public.

There being no further discussion before the City Council, Councilman Merideth moved to adjourn from the public hearing. The motion was seconded by Councilman Self and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

ITEMS OF BUSINESS**2nd Reading & Consideration, Bill #6188, Re-adoption of Fair Housing Policy**

Councilman Self moved for the second reading of Bill Number 6188. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Counselor Thurman presented the bill for reading.

BILL Number 6188

ORDINANCE Number 6188

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6188, PROVIDING "FAIR HOUSING" FOR THE CITY OF SIKESTON, MISSOURI, DEFINING DISCRIMINATORY HOUSING PRACTICES, AND CREATING A FAIR HOUSING COMMITTEE.

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

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

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

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

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

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

- A. Refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin of any person.
- B. Discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, sex, color, religion, religious affiliation, handicap,

familial status, or national origin.

- C. Make, print, or publish, or cause to be made, printed or published any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, sex, color, religion, religious affiliation, handicap, familial status, or national origin, or an intention to make any such preference, limitation, or discrimination.
- D. Represent to any person because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin that any dwelling is not available for inspection, sale or rental when such dwelling is in fact so available.
- E. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, sex, color, religion, religious affiliation, handicap, familial status, or national origin.
- F. Bars discrimination in the sale or rental of housing on the basis of a handicap, and requires the design and construction of new multi-family dwelling with four (4) or more units to meet certain adaptability and accessibility requirements.
- G. Bars discrimination in the sale or rental of housing because a family has children, but exempts certain types of buildings that house older persons, e.g. Section 202 housing.

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

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

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

2. without the publication, posting or mailing of any advertisement in violation of Section 3c of this ordinance.

provided however, that:

1. nothing in this provision shall prohibit the use of attorneys, escrow agents, abstractors, title companies, and other such professional assistance as necessary to perfect or transfer the title, and
2. that any such private individual owner does not own any interest in, nor is there owned or reserved on his behalf, under any express or voluntary agreement, title to or any right to all or a portion of the process, from the sale or rental of more than three such single family houses at any one time.

- E. For the purposes of subsection e, a person shall be in the business of selling or renting dwelling if:

1. he has, within the preceding twelve months, participated as a principal in three or more transactions involving the sale or rental of any dwelling or any interest therein, or
2. he has, within the preceding twelve months, participated as an agent, other than in the sale of his own personal residents in providing sales or rental facilities or sales or rental services in two or more transactions involving the sale or rental of any dwelling or any interest therein, or
3. he is the owner of any dwelling designed or intended for occupancy, by or occupied by five or more families.

SECTION VII. Administration:

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

SECTION VIII. Enforcement.

- A. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than two hundred (\$200.00) or confinement in the County jail for not more than thirty (30) days, or both such fine and imprisonment.
- B. The City Attorney, instead of filing a complaint in Municipal Court of said City, may,

as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

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

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

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

SECTION XII: Record of Passage:

A. Bill Number 6188 was introduced and read the first time this 4th day of May, 2020.

B. Bill Number 6188 was read the second time and discussed on this 1st day of June, 2020. Following discussion, Councilman Sparks moved to approve Bill Number 6188. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

C. Ordinance 6188 shall be in full force and effect from and after July 1, 2020.

1st Reading, Bill #6191, FY21 Budget Ordinance

Councilman Settles moved for the first reading of Bill Number 6191. The motion was seconded by Councilman Sparks and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. This bill as adopted shall become Emergency Ordinance Number 6191, and shall be referred to as "The FY-2021 Budget" (July 1, 2020 through June 30, 2021), it shall repeal Ordinance 6143, being the "FY-2020 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.

1st Reading, Bill #6190, FY21 Staffing & Compensation Ordinance

Councilman Self moved for the first reading of Bill Number 6190. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. This bill as adopted shall become Emergency Ordinance Number 6190 and shall repeal Ordinance Number 6144 being the FY-20

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 2021 (July 1, 202 through June 30, 2021).

Changes to the staffing ordinance include:

- Veteran's Day has been changed from a floating holiday to a regular holiday. City hall will now close on Veteran's Day.
- A three percent (3%) increase was given to most fulltime employees.
- Entry level pay for skilled workers, recreation assistant, DPW supervisors, airport linemen, animal attendants, mechanic, and communications officers increased by \$1.00/hour to offset changes in the Missouri minimum wage. Employees benefiting from this did not receive the 3% adjustment.
- The Community Development Department is established. Lorenzo Ware is the director. Seasonal Mowing (LCRA), Code Enforcement and Animal Control report to him.
- A part-time secretary was added to Community Development staff.
- Vacation accrual was changed from one (1) week and one (1) day of vacation upon completion of one (1) year of service to two (2) weeks and one (1) day.
- Public Safety commissioned officers are now eligible for a one-year merit adjustment. In recent years, they went 3 years before they were eligible for a merit increase.

1st Reading, Bill #6197, FY-20 Budget Amendment

Councilman Sparks moved for the first reading of Bill Number 6197. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. This bill as adopted shall become an emergency Ordinance Number 6197, and shall amend Ordinance Number 6143, the FY-20 Budget. Noted activities include additional appropriations for recently settled legal activity and the major repair of a front-line pumper damaged in an accident. There will be partial reimbursement for both activities to help offset the expenditures.

1st Reading, Bill #6194, Re-adoption of Ethics Ordinance

Councilman Self moved for the first reading of Bill Number 6194. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. This bill, as adopted, shall become Ordinance Number 6194, establishing a procedure to disclose potential conflicts of interest and substantial interest for certain municipal officials.

1st Reading, Bill #6196, Dissolving the Rental Ordinance Review Board

Councilman Sparks moved for the first reading of Bill Number 6196. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading. This bill as approved shall become Ordinance Number 6196, providing for the repeal of Title 1, Chapter 130, Article IX of the Sikeston Municipal Code, thus dissolving the Rental Ordinance Review Board.

Resolution 20-06-01, Surplus DPS Vehicle

This resolution declares certain vehicles in the City's inventory to be surplus property and authorizes its disposal.

A RESOLUTION OF THE CITY OF SIKESTON, MISSOURI DECLARING CERTAIN EQUIPMENT, VEHICLES AND ITEMS IN THE CITY'S INVENTORY TO BE SURPLUS PROPERTY AND AUTHORIZING ITS DISPOSAL.

WHEREAS, Certain equipment, vehicles and items in the City's inventory, due to its age or state of disrepair can no longer adequately perform the day-to-day operations of the City; and

WHEREAS, the City of Sikeston seeks to remove such items from its inventories to maximize operations, and while providing a safe and efficient environment for its employees.

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

All of the items enumerated below are hereby declared surplus and the City Manager is directed to proceed with the removal of these items from City inventories by sale at public auction, sale by sealed bid, or when the item is no longer usable, by disposal.

Vehicles:

2013 Chevy Tahoe, Vin #: 1GNLC2E07DR341462

Councilman Self moved to adopt Resolution 20-06-01 to surplus Department of Public Safety's 2013 Chevy Tahoe. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Approve Airport Hanger Maintenance Material

The Sikeston Airport will be making repairs to the Quonset Hanger. Bids were sent out for purchase of roofing materials and lumber. The lowest bid was from C & K Building Materials, Inc. in the amount of \$13,324.19.

Councilman Self moved to award Bid 20-55 for construction materials for the Quonset Hangar at the Sikeston Airport to C & K Building Materials, Inc. in the amount of \$13,324.19. The motion was seconded by Councilwoman Williams and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Award Demolition Bids 20-49 and 20-50

Bids were received for the demolition of 240 William (Bid 20-49) and 615 W. North Street (Bid 20-50). Ferrell Enterprises was the low bidder for 240 William with a bid of \$11,680.00. Rhoden and Turner Excavation was the low bidder for 615 W. North Street with a bid of \$10,300.00.

Councilman Merideth moved to award Bid #20-49 (240 William) to Ferrell Enterprises in the amount of \$11,680.00 and Bid #20-50 (615 W. North Street) to Rhoden and Turner Excavation in the amount of \$10,300.00. The motion was seconded by Councilwoman Williams and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

FY2020 Audit Services

Bucher, Essner & Miles, LLC have prepared the City's audit for the past 40 years. Because it was not financially advantageous for them, they have decided not to bid this year. Beussink, Hey, Roe & Stroder, L.L.C. submitted a Letter of Understanding with the fee for one year of audit service in the amount of \$32,000. Some of their clients include the cities of Cape Girardeau, Jackson, Perryville and Miner.

Councilman Settles moved to authorize the Mayor to execute the Letter of Understanding with the Beussink, Hey, Roe & Stroder, L.L.C. for one year of audit service in the amount of \$32,000. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Other Items

Citizen Michael Harris addressed Council about installing a four-way stop at the intersection of Jackson and Jaycee.

NEW BUSINESS

As per RSMo 109.230(4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's Office.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Self moved to adjourn into executive session for discussion of personnel. The motion was seconded by Councilwoman Evans and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Councilman Self moved to appoint Rhonda Council as City Clerk effective June 12, 2020. The motion was seconded by Councilwoman Williams and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

REGULAR CITY COUNCIL MEETING
JUNE 8, 2020

The regular Sikeston City Council meeting of June 8, 2020 was called to order at 5:00 p.m. at the Clinton Building located at 501 Campanella Drive, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmembers Brian Self, Karen Evans, Gerald Settles, Ryan Merideth and Brandon Sparks. Councilwoman Onethia Williams was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Safety Director James McMillen, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Community Development Director Lorenzo Ware and City Collector Vicky Lewis.

ITEMS OF BUSINESS

2nd Reading & Consideration, Bill #6197, Budget Amendment

Councilman Sparks moved for the second reading of Bill Number 6197. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Counselor Thurman presented the bill for reading.

BILL Number 6197

ORDINANCE Number 6197

THIS BILL AS ADOPTED SHALL BECOME AN EMERGENCY ORDINANCE NUMBER 6197, AND SHALL AMEND ORDINANCE NUMBER 6143, THE FY-20 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 6143 is hereby amended to read as follows:

SECTION II: Appropriations

- A. General Fund 010: The sum of \$11,394,090 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. Drug Seizure Fund 016: The sum of \$50,800 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.
- C. Transportation Sales Tax 025: The sum of \$1,660,504 is hereby appropriated out of sales tax revenues accruing to the City, transfers from other funds and available fund balance to provide financial support for construction, reconstruction, repair and maintenance of streets, street drainage, roads, bridges and equipment necessary for same, in accordance with the provisions of the Transportation Sales Tax Ordinance Number 4775.
- D. Park Fund 040: The sum of \$696,749 is hereby appropriated out of revenues accruing to

JUNE 8, 2020

the Park Fund, transfers from other funds, and available Fund balance, for the payment of operating and capital expenses designated for public park functions.

- E. Capital Improvement Sales Tax Fund 075: The sum of \$2,119,932 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.

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 6197 was introduced and read the first time this 1st day of June, 2020.
- B. Bill Number 6197 was read the second time and discussed on this 8th day of June, 2020. Following discussion, Councilman Sparks moved to approve Bill Number 6197. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6197 and shall be in full force and effect.

2nd Reading, Bill #6191, FY21 Budget Ordinance

Councilman Self moved for the second reading of Bill Number 6191. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Counselor Thurman presented the bill for reading.

Bill Number 6191 Ordinance Number 6191
THIS BILL AS ADOPTED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6191, AND SHALL BE REFERRED TO AS "THE FY-2021 BUDGET" (JULY 1, 2020 THROUGH JUNE 30, 2021), IT SHALL REPEAL ORDINANCE 6143, BEING THE "FY-2020 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

- F. Ordinances Repealed:

1. Ordinance Number 6143 and all amendments to the FY-2020 Budget are hereby repealed.

- G. 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:
 - 1. 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-2021 BUDGET".

SECTION II: Appropriations

- A. General Fund 010: The sum of \$11,454,627 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. Sales Tax Fund 020: The sum of \$3,163,526 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.
- C. SAHEC Sales Tax 022: The sum of \$ 0 is hereby appropriated out of Sales Tax Revenue accruing to the City and available Fund balance, for payment of expenditures relating to the construction, furnishing, and debt service of the Sikeston Area Higher Education Center.
- D. Transportation Sales Tax 025: The sum of \$ 6,513,620 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 030: The sum of \$ 251,393 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 031: The sum of \$ 10,000 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 040: The sum of \$ 820,881 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. Municipal Court Fund 050: The sum of \$ 227,344 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.
- I. Tourism Fund 065: The sum of \$ 120,442 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.

- J. Airport Fund 066: The sum of \$ 596,030 is hereby appropriated out of revenues accruing to the City, transfers from other funds, and available Fund balance, for the payment of Airport Improvements.
- K. 911 Fund 070: The sum of \$ 690,998 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.
- L. Capital Improvement Fund 075: The sum of \$ 1,715,729 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.
- M. 60/61 TIF District Fund 090: The sum of \$ 113,000 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Notes.
- N. 60 West TIF District Fund 091: The sum of \$ 221,600 is hereby appropriated out of revenues accruing to the City, transfers from other funds and Fund balance, for the payment of Public Improvements.
- O. Main & Malone TIF District Fund 095: The sum of \$ 167,000 is hereby appropriated out of revenues accruing to the City, transfers from other funds and fund balance, for the payment of TIF Bond issuances.
- P. SEDC 096: The sum of \$ 420,271 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: 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-2021 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 CLERK 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 monthly 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 6190.

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 6191 was introduced and read the first time this 1st day of June, 2020.
- B. Bill Number 6191 was read the second time and discussed on this 8th day of June, 2020. Following discussion, Councilman Merideth moved to approve Bill Number 6191. The motion was seconded by Councilman Sparks, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6191 and shall be in full force and effect from and after July 1, 2020.

2nd Reading, Bill #6190, FY21 Staffing & Compensation Ordinance

Councilman Sparks moved for the second reading of Bill Number 6190. The motion was seconded by Councilman Self and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6190

ORDINANCE Number 6190

THIS BILL AS ADOPTED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6190 AND SHALL REPEAL ORDINANCE NUMBER 6144 BEING THE FY-20 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 2021 (JULY 1, 2020 THROUGH JUNE 30, 2021).

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-21 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 six (6) GRADES and eighteen (18) 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/City Planner 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 first 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-rata, 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:

Sick Leave Earned Per Month				
Leave Based on Years of Completed Service				
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 (13) days per year, which shall be:

- New Year's Day (January 1)
- Martin Luther King, Jr. Day (3rd Monday in January)
- President's Day (3rd Monday in February)
- Memorial Day (Last Monday in May)
- Independence Day (July 4)
- Labor Day (First Monday in September)
- Columbus Day (2nd Monday in October)
- Veteran's Day (November 11)
- Thanksgiving Day (4th Thursday in November)
- Friday following Thanksgiving (4th 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 choose to be paid the holiday or that holiday (in hours) shall be credited to the employee's Personal Hours as follows:

Holiday/Personal Hours Banked Per Shift			
Salaried/40E	171E (8.3 hour shifts)	171E (8.5 hour shifts)	212 E (24 hours shifts)
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 and pay eighty percent (80%) of the established premium contribution amount to be effective the first of the month following ninety (90) days of continued employment.
 1. Employees shall contribute twenty percent (20%) of the established premium amount.
 2. 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 (16th) day of the employment month, or to the first of the month following the employment month when the employee begins work after the sixteenth (16th) 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 1st 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-2021 Authorized Staffing Level Totals,

1. 124 Full Time Employees
2. 16 Part Time Employees
3. 25 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 6190 was introduced and read the first time this 1st day of June, 2020.
- B. Bill Number 6190 was read the second time and discussed on this 8th day of June, 2020. Following discussion, Councilman Self moved to approve Bill Number 6190. The motion was seconded by Councilwoman Evans, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6190 and shall be in full force and effect from and after July 1, 2020.

2nd Reading, Bill #6194, Re-adoption of Ethics Ordinance

Councilman Sparks moved for the second reading of Bill Number 6194. The motion was seconded by Councilwoman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6194

ORDINANCE Number 6194

THIS BILL, AS ADOPTED, SHALL BECOME ORDINANCE NUMBER 6194, 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 6194 was introduced and read the first time this 1st day of June, 2020.

B. Bill Number 6194 was read the second time and discussed on this 8th day of June, 2020. Following discussion, Councilman Merideth moved to approve Bill Number 6194. The motion was seconded by Councilman Sparks, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

C. Ordinance 6194 shall be in full force and effect from and after, July 8, 2020.

2nd Reading, Bill #6196, Dissolving the Rental Ordinance Review Board

Councilman Settles moved for the second reading of Bill Number 6196. The motion was seconded by Councilman Sparks and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

Bill Number 6196

Ordinance Number 6196

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6196 PROVIDING FOR THE REPEAL OF TITLE 1, CHAPTER 130, ARTICLE IX OF THE SIKESTON MUNICIPAL CODE, THUS DISSOLVING THE RENTAL ORDINANCE REVIEW BOARD.

WHEREAS, the City intends to use the Board of Appeals for review of appeals of inspections conducted by staff of the Department of Public Works to insure compliance with Section 8 Guidelines of the Housing Quality Standards (HQS) as well as any pertinent health and life safety issues per the IPMC, IRC, IBC, State and Federal regulations.

WHEREAS, the Rental Ordinance Review Board will no longer be staffed by the City, therefore,

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

SECTION I: Title 1, Chapter 130, Article IX (Rental Ordinance Review Board) of the Sikeston Municipal Code is hereby repealed in its entirety.

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

SECTION III: 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 IV: Record of Passage

- A. Bill Number 6196 was introduced and read the first time this 1st day of June, 2020.
- B. Bill Number 6196 was read the second time and discussed on this 8th day of June, 2020. Following discussion, Councilman Merideth moved to approve Bill Number 6196. The motion was seconded by Councilman Sparks, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

- C. Ordinance 6196 shall be in full force and effect from and after July 8, 2020.

Authorization to Apply for "Strengthening Police & Community Partnerships" Program

Department of Public Safety Director James McMillen spoke on the need to improve relationships with the African American community and has recommended applying for the Strengthening Police & Community Partnerships Program, which is facilitated by the Department of Justice-Community Relations Service.

As part of this program, the DOJ CRS specialist will come to Sikeston and help identify a small group of representatives from the African American community. This small group will work to identify people from the community to participate in a larger group. There will be an effort to identify people from various backgrounds and ages, so everyone will feel represented. This group will attend meetings with leaders from the city, DPS and other stakeholders from Sikeston. CRS will facilitate meetings while we work as a group to identify problem areas in our relationship and

JUNE 8, 2020

seek solutions. This program is funded with Federal tax dollars so the city would have only incidental fees associated with the program.

Councilman Sparks moved to authorize the Department of Public Safety to Apply for the "Strengthening Police & Community Partnerships" Program. The motion was seconded by Councilman Self and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Other Items

Several citizens were in attendance and voiced their concerns with the police and the interaction that occurs with them on the west end of Sikeston.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

REORGANIZATIONAL CITY COUNCIL MEETING
JUNE 10, 2020

CALL TO ORDER/RECORD OF ATTENDANCE

The Reorganizational Sikeston City Council Meeting of June 10, 2020 was called to order at 5:00 p.m. at the Clinton Building, located at 501 Campanella Drive, Sikeston. Present at the meeting were: Mayor Pro Tem Karen Evans, Gerald Settles, Brian Self, Ryan Merideth, Brandon Sparks and Onethia Williams. Mayor Steven Burch was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster, Public Safety Director James McMillen, Street Superintendent Brian Self, Community Development Director Lorenzo Ware and City Collector Vicky Lewis.

COUNCIL REORGANIZATION

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

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

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

Oath of Office Ceremony

City Clerk Couch administered the oath of office for At-Large Councilman Brian Self.

Nomination and Election of Mayor Pro Tempore

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Oath of Office Ceremony of Mayor Pro Tempore

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

Nomination and Election of Professional Consulting Committee

The Professional Consulting Committee consists of three members that review and make recommendation on the award of all professional services contracts when the fees for these services exceed \$10,000. Councilwoman Williams nominated Councilmen Self, Sparks and Merideth. The nomination was seconded by Councilman Settles. There being no further nominations, the following roll call vote was recorded for the appointment of Councilmen Self, Sparks and Merideth to serve on the Professional Consulting Committee:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to Liquor License Review Board

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

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Absent, thereby being passed.

Selection of Planning and Zoning Commission Representatives

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Absent, thereby being passed.

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

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Absent, thereby being passed.

Appointment of Council Representative to the Library Board of Trustees

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to Sikeston Housing Authority Board

Councilman Self nominated Councilwoman Onethia Williams for reappointment to the Sikeston Housing Authority Board. The nomination was seconded by Councilman Sparks. There being no further nominations, the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

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

Councilman Settles nominated Mayor Burch to continue serving as the council representative to the LCRA Commission. The nomination was seconded by Councilman Merideth. There being no further nominations, the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to the Park Board

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to the Public Safety Advisory Board

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Appointment to Tourism Advisory Board

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to the Stormwater Management Board

The Stormwater Management Board meets to consider actions for municipal compliance with DNR Stormwater Management regulations and to design/implement on-going education campaigns. Councilman Self nominated Councilman Settles for reappointment to the Stormwater Management Board. The nomination was seconded by Councilman Sparks. There being no further nominations, the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

JUNE 10, 2020

Appointment to Friends of the PAWS Animal Shelter Advisory Board

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Council Appointment to Capital Improvements Plan Evaluation Committee

Councilman Sparks nominated Councilman Settles to continue serving as the City Council representative on the Capital Improvement Evaluation Committee. Councilman Merideth seconded the motion and there being no further nominations, the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

Other Business:

Mayor Pro Tem Evans congratulated City Clerk Carroll Couch on his retirement after 33 years of service with the City of Sikeston.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Absent, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

REGULAR CITY COUNCIL MEETING
JUNE 29, 2020

The Sikeston City Council meeting of June 29, 2020 was called to order at 5:00 p.m. at the Clinton Building located at 501 Campanella Drive, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmembers Brian Self, Ryan Merideth, Brandon Sparks, Karen Evans and Gerald Settles. Councilwoman Onethia Williams arrived at 5:04 p.m. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Rhonda Council, City Treasurer Karen Bailey, HR Director Amanda Groves, Director of Public Works Jay Lancaster, Public Works Superintendent Brian Dial, Director of Public Safety James McMillen, City Collector Vicky Lewis, Community Development Director Lorenzo Ware and Public Safety Captain Ryan Smith.

ITEMS OF BUSINESS

Approval of Purchase of Tractor and Side Arm Mower

Staff seeks to purchase a 2019 John Deere 6120 Cab Tractor from Greenway Equipment, Inc. for \$93,712.98. Greenway holds the state contract for this tractor and is the only retailer that has it available.

Staff would also like to purchase the Side Arm Mower from Woody's Municipal Supply Co. for \$50,918.00. Woody's holds the Sourcewell contract for this mower, therefore it does not require a bid-out procedure. These items were budgeted under Capital Improvements for FY2021.

Councilman Sparks moved to approve the purchase of the 2019 John Deere 6120 Cab Tractor from Greenway Equipment, Inc. in the amount of \$93,712.98 and also the purchase of the Side Arm Mower from Woody's Municipal Supply Co. for \$50,918.00. The motion was seconded by Councilman Self and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Resolution 20-07-01, Surplus of Tractor and Boom Mower

A RESOLUTION OF THE CITY OF SIKESTON, MISSOURI DECLARING CERTAIN EQUIPMENT, VEHICLES AND ITEMS IN THE CITY'S INVENTORY TO BE SURPLUS PROPERTY AND AUTHORIZING ITS DISPOSAL.

WHEREAS, Certain equipment, vehicles and items in the City's inventory, due to its age or state of disrepair can no longer adequately perform the day-to-day operations of the City; and

WHEREAS, the City of Sikeston seeks to remove such items from its inventories to maximize operations, and while providing a safe and efficient environment for its employees.

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

All of the items enumerated below are hereby declared surplus and the City Manager is directed to proceed with the removal of these items from City inventories by sale at public auction, sale by sealed bid, or when the item is no longer usable, by disposal.

Vehicles:

1. 2001 John Deere 7210, VIN# RW7210R05286
2. 2013 Diamond Boom Mower (#77)

Councilman Merideth moved to adopt Resolution 20-07-01 to surplus the tractor and boom mower. The motion was seconded by Councilman Sparks and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Proposal Regarding Billboard on City Property

City Manager Jonathan Douglass briefed Council on a billboard company who would like to install a digital billboard on the northeast corner of Main & Malone. The ground at this location is owned by the City and was leased to General Outdoor Advertising, who recently sold their sign location to Boatner Adworks from Poplar Bluff. The City was made aware of the sale and contacted Boatner Adworks about the lease, who were unaware there was a lease involved.

City Manager Douglass gave a recommendation to send a lease termination notice to Boatner Adworks and release a Request for Proposal for new ground leases at the location. Council requested more information on railroad sign leases.

Renewal of Convention & Visitors Bureau (CVB) Agreement

The three (3) year contract with the Sikeston Regional Chamber of Commerce for Tourism Marketing & Promotion Services is set to expire on June 30, 2020 with the agreement including maintenance of a city-owned billboard on I-57.

The new owner of the property where the billboard resides wants to enter into a contract for mowing the area around the sign for approximately \$200-\$300 per month. The Tourism Advisory Board met and decided not to use the billboard anymore because the sign is blocked by several small trees and needs some repairs and new design face. The new contract would remove this section of the agreement.

Councilman Self moved to authorize the renewal of the Convention and Visitors Bureau Operating Agreement for an additional three years and removing the maintenance of the billboard on I-57. The motion was seconded by Councilwoman Williams and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

Briefing on "Strengthening Police and Community Partnerships" Planning Meeting

Department of Public Safety's Chief James McMillen gave an update on the first planning meeting for Strengthening Police & Community Partnerships (SPCP). The planning group held their first meeting June 26 with approximately 18 people in attendance (this included some staff members as well). The planning committee members were given the assignment to submit names of individuals to include in the next phase of the program. This group should include people such as interfaith-based leadership, community based organizations, civil rights leaders, youth and seniors. This select group will meet at the next scheduled meeting to be held on July 10th.

Other Items

The July 6th Council meeting has been cancelled. The next meeting is tentatively scheduled for Monday, July 27th.

Work is being done to add lighting on the basketball courts at Lincoln Park, on the walking trail and at the Complex.

Firework discussions included a suggestion from a citizen to have an open space available that could be monitored by public safety and the fire department where people could go and shoot fireworks.

Citizen spoke on housing complaints she had regarding apartments on S. New Madrid.

Citizen mentioned having a Juneteenth celebration next year possibly at Malone Park.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Aye, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

REGULAR CITY COUNCIL MEETING
JULY 20, 2020

The Sikeston City Council meeting of July 20, 2020 was called to order at 5:00 p.m., in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmembers Brian Self, Ryan Merideth, Gerald Settles, Brandon Sparks and Karen Evans. Councilwoman Onethia Williams was absent. Staff in attendance were: City Manager Jonathan Douglass, City Clerk Rhonda Council, Finance Director Karen Bailey, Public Works Director Jay Lancaster, Public Safety Director James McMillen and Community Development Director Lorenzo Ware.

ADJOURNMENT INTO EXECUTIVE SESSION

Mayor Burch called the executive session to order. Councilman Settles moved to adjourn into executive session for discussion of property. The motion was seconded by Councilman Sparks and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

Finance Director Karen Bailey spoke to Council regarding the building located at 131 North New Madrid that the City currently rents from owner David Strom for Municipal Court purposes. At \$9,000 a year, the building has been rented by the City since 2013. The City has maintained the upkeep and any renovations that have been done to the building. The contract with David Strom is up for renewal and in speaking with Mr. Strom, he offered to give the City the building. This was a discussion item only. No action was taken.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

ADJOURNMENT

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,
Williams Absent, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL:

Council Letter

Date of Meeting: 20-08-03

Originating Department: Department of Community Development

To the Mayor and City Council:

Subject: 2nd Reading, Bill # 6199, Authorization to Rezone from IL to IH

Attachment(s):

1. Bill # 6199
2. Plat

Action Options:

1. Conduct 2nd Reading and approve request
2. Other action Council may deem appropriate

Background:

Staff received a request from Lambert Engineering on behalf of G Copeland Enterprises, LLC - Bootheel Grain Facilities, LLC, to rezone All of the West 165 feet of Outblock 10 and all of the part of Outblock 33 lying East of Mill Row St, all in the original City of Sikeston, Scott County, Missouri from "IL" Light Industrial to "IH" Heavy Industrial in the City of Sikeston, Scott County, Missouri.

The Planning and Zoning committee met July 14, 2020 and passed a favorable recommendation to approve the rezoning request.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6199 PROVIDING FOR THE REZONING FROM "IL" LIGHT INDUSTRIAL TO "IH" HEAVY INDUSTRIAL THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: TWO TRACTS OF LAND, WHICH ARE LOCATED GENERALLY EAST OF MILL ROW AND SOUTH OF W NORTH, IN THE CITY OF SIKESTON, SCOTT COUNTY, 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 Planning and Zoning Commission met on July 14, 2020 and voted to approve the rezoning from "IL" Light Industrial to "IH" Heavy Industrial the following described real estate to-wit: "ALL OF THE WEST 165 FEET OF OUTBLOCK 10 AND ALL OF THE PART OF OUTBLOCK 33 LYING EAST OF MILL ROW STREET, ALL IN THE ORIGINAL CITY OF SIKESTON, SCOTT COUNTY, MISSOURI."

SECTION III: A plat of said real estate is marked as Exhibit "A" attached hereto and incorporated by reference.

SECTION IV: The above tract of land is hereby rezoned from "IL" Light Industrial to "IH" Heavy Industrial.

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 6199 was introduced and read the first time this 27th day of July 2020.
- B. Bill Number 6199 was read the second time and discussed on this 3rd day of August 2020 and was voted as follows:
- Self _____, Evans _____, Settles _____,
Merideth _____, Sparks _____, Williams _____,
and Burch _____
thereby being _____, and becoming ordinance 6199.
- C. Ordinance 6199 shall be in full force and effect from and after September 2, 2020.

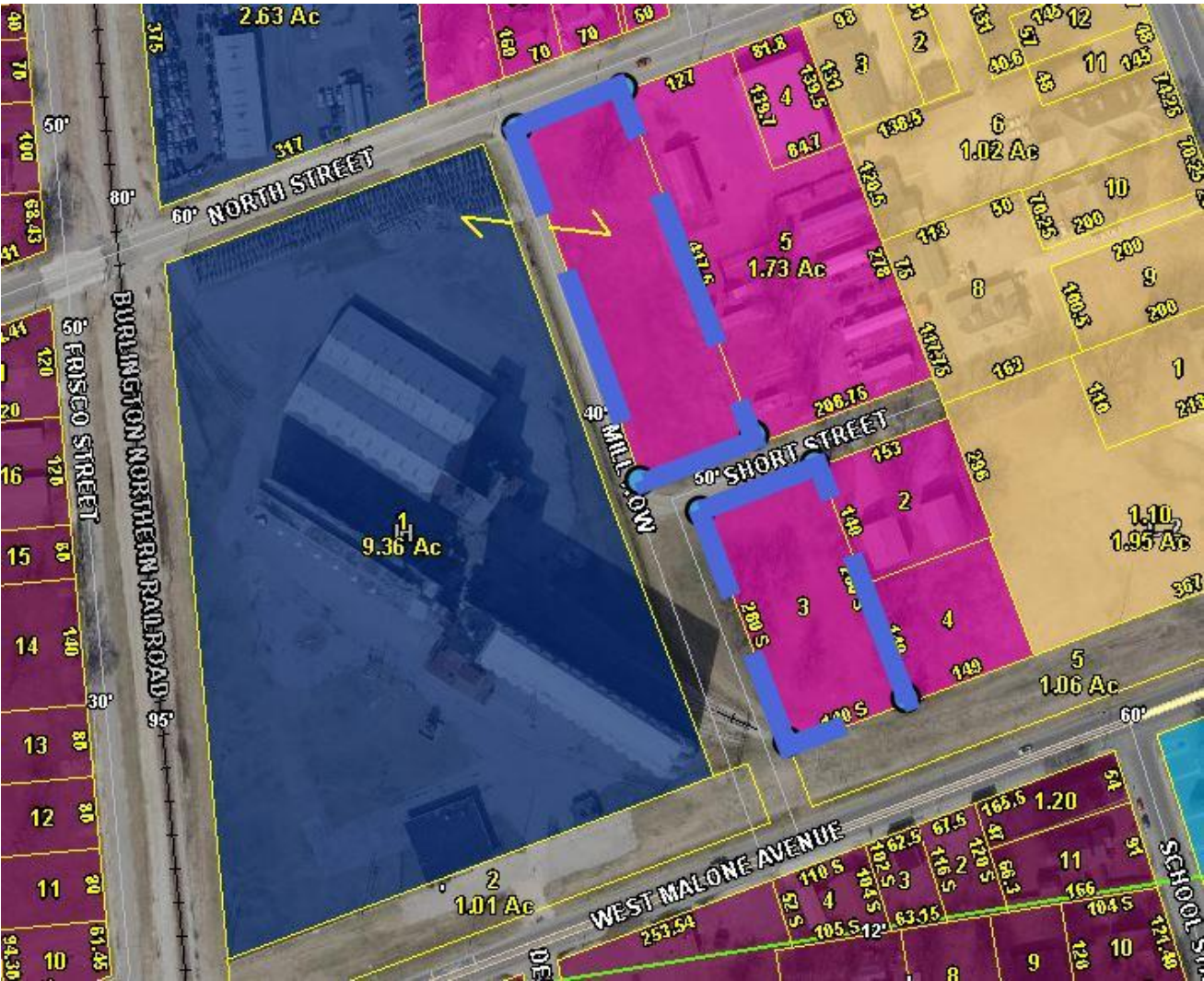
Steven Burch, Mayor

Approved as to form
Tabatha Thurman, City Counselor

Seal / Attest:

Rhonda Council, City Clerk

Exhibit “A”



Council Letter

Date of Meeting: 20-08-03

Originating Department: Department of Community Development

To the Mayor and City Council:

Subject: 2nd Reading, Bill # 6200, Authorization to Rezone from R5 to C3

Attachment(s):

1. Bill # 6200
2. Plat

Action Options:

1. Conduct 2nd Reading and approve request
2. Other action Council may deem appropriate

Background:

Staff received a request from Lambert Engineering on behalf of Don King, to rezone a part of Lot 3 of Outblock 40 in the original City of Sikeston, Scott County, Missouri from “R-5” Multi-Family Residential to “C-3” Highway Commercial in the City of Sikeston, Scott County, Missouri.

The Planning and Zoning committee met July 14, 2020 and passed a favorable recommendation to approve the rezoning request.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6200 PROVIDING FOR THE REZONING FROM “R5” MULTIPLE-FAMILY RESIDENTIAL TO “C3” HIGHWAY COMMERCIAL THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A PART OF LOT 3 OF OUTBLOCK 40 IN THE ORIGINAL CITY OF SIKESTON, SCOTT COUNTY, 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 Planning and Zoning Commission met on July 14, 2020 and voted to approve the rezoning from “R5” Multiple Family Residential to “C3” Highway Commercial the following described real estate to-wit: “A TRACT OR PARCEL OF LAND LYING IN AND BEING A PART OF LOT 3 OF OUTBLOCK 40 IN THE CITY OF SIKESTON, SCOTT COUNTY, MISSOURI AND BEING MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE FRED MATTHEWS TRACT KNOWN AS TRACT 3B OF SAID LOT 3 OF OUTBLOCK 40; THENCE S. 81°45’28” W. ON AND ALONG THE SOUTH LINE OF SAID TRACT 3B AND TRACT 3A OF SAID LOT 3 OF OUTBLOCK 40 AND A PRIVATE ALLEY A DISTANCE OF 166.74 FEET TO THE EAST LINE OF LOT 2 OF OUTBLOCK 40; THENCE N. 12° 54’ 00” W. ON AND ALONG THE EAST LINE OF SAID LOT 2 A DISTANCE OF 32.28 FEET TO THE NORTHEAST CORNER OF SAID LOT 2; THENCE S. 79°18’20” W. ON AND ALONG THE NORTH LINE OF SAID LOT 2 A DISTANCE OF 28.00 FEET TO THE WEST LINE OF SAID LOT 3; THENCE N. 14°47’10” W. ON AND ALONG THE WEST LINE OF SAID LOT 3 A DISTANCE OF 43.82 FEET; THENCE N. 81°45’28” E. PARALLEL TO THE SOUTH LINES OF SAID TRACTS 3A AND 3B A DISTANCE OF 193.85 FEET TO THE EAST LINE OF SAID TRACT 3B; THENCE S. 14° 47’10” E. ON AND ALONG THE EAST LINE OF SAID TRACT 3B A DISTANCE OF 75.00 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 0.31 ACRES, MORE OR LESS. SUBJECT TO A PRIVATE ALLEY ON THE SOUTH SIDE, THEREOF. ALSO, SUBJECT TO ALL OTHER EASMENTS, IF ANY, AFFECTING THE SAME.”

SECTION III: A plat of said real estate is marked as Exhibit “A” attached hereto and incorporated by reference.

SECTION IV: The above tract of land is hereby rezoned from “R5” Multiple Family Residential to “C3” Highway Commercial.

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 6200 was introduced and read the first time this 27th day of July 2020.
- B. Bill Number 6200 was read the second time and discussed on this 3rd day of August 2020 and was voted as follows:

Self_____, Evans_____, Settles_____,

Merideth_____, Sparks_____, Williams_____,

and Burch_____

thereby being _____, and becoming ordinance 6200.
- C. Ordinance 6200 shall be in full force and effect from and after September 2, 2020.

Steven Burch, Mayor

Approved as to form
Tabatha Thurman, City Counselor

Seal / Attest:

Rhonda Council, City Clerk

Exhibit “A”



Council Letter

Date of Meeting: 20-08-03

Originating Department: Department of Public Safety

To the Mayor and City Council:

Subject: Surplus of DPS Vehicle

Attachments:

1. Resolution #20-08-01, DPS Surplus of Vehicle

Action Options:

1. Approval of Resolution 20-08-01
2. Other action Council may deem appropriate.

Background:

Certain vehicles in the City's inventory, due to their age or state of disrepair, can no longer adequately perform the day-to-day operations of the City. The City of Sikeston seeks to remove such items from its inventories to maximize its operations, and to provide a safe and efficient environment for its employees.

Vehicles:

1. 2012 Dodge Charger, Vin #: 2C3DXAT9CH221118

RESOLUTION 20-08-01

A RESOLUTION OF THE CITY OF SIKESTON, MISSOURI DECLARING CERTAIN EQUIPMENT, VEHICLES AND ITEMS IN THE CITY'S INVENTORY TO BE SURPLUS PROPERTY AND AUTHORIZING ITS DISPOSAL.

WHEREAS, Certain equipment, vehicles and items in the City's inventory, due to its age or state of disrepair can no longer adequately perform the day-to-day operations of the City; and

WHEREAS, the City of Sikeston seeks to remove such items from its inventories to maximize operations, and while providing a safe and efficient environment for its employees.

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

The item enumerated below are hereby declared surplus and the City Manager is directed to proceed with the removal of this item from City inventories by sale at public auction, sale by sealed bid, or when the item is no longer usable, by disposal.

Vehicles:

1. 2012 Dodge Charger, Vin #: 2C3DXAT9CH221118

Read this 3rd day of August 2020, discussed and voted as follows:

Self _____, Evans _____, Sparks _____, Williams _____,
Meredith _____, Settles _____, and Burch _____,
thereby being _____.

Steven Burch, Mayor

Approved as to Form:
Tabatha Thurman, City Counselor

ATTEST:

Rhonda Council, City Clerk

Council Letter

Date of Meeting: August 3, 2020

Originating Department: City Manager

To the Mayor and City Council:

Subject: Billboard Proposal on City Property

Attachment(s):

1. None.

Action Options:

1. Briefing Only
2. Other Action Council May Deem Necessary

Background:

In 2014 the City purchased the former Union Pacific Railroad right-of-way along Malone Avenue. The railroad had multiple ground leases for businesses and signs located along the property. The City acquired the railroad's interest in those leases with the purchase. The City's former legal counsel reviewed the leases at the time of purchase and was of the opinion that the leases were all on a month to month basis until such time as longer-term leases were executed directly between the City and the lessees.

Sometime in the past year, General Outdoor Advertising sold their 6 signs at various locations along the railroad to Boatner Adworks out of Poplar Bluff, including three signs at Main and Malone. The City recently found out about the sale after the fact and contacted Adworks, who was not aware that General Outdoor Advertising was leasing the ground for the signs from the City. They have not yet been invoiced by the City or paid the City for any lease payments.

The City was recently approached by a billboard company who submitted an unsolicited proposal to install a 12'x24' (288 sf), approx. 20'-30' high, two-sided V shaped digital billboard with preset day and nighttime illumination controls (not to exceed 0.3 footcandles) on the northeast corner of Main and Malone and 10'x20' back to back static (vinyl) signs at the other locations. This arrangement would require the City to terminate the leases previously owned by General Outdoor Advertising that generated \$4,190.00 annually with a May 1 anniversary date. These leases remained in effect unless terminated in writing with a 30 day notice by the City or on any anniversary of the Effective Date with 60 day written notice by the sublicensee.

City Code Section 405.1440 states that all signs must be set back a minimum of 15' from the adjacent pavement edge, cannot extend over any public right-of-way, cannot be located closer than one hundred fifty (150) feet from a major intersection, and shall not be located closer than one thousand (1,000) feet to each other on any one side of the street. Additionally, billboard signs may be no larger than two hundred fifty (250) square feet in size. The proposed sign would require a variance to be granted by the Planning and Zoning

Commission for its size and location if placed where the current sign is located. Code does not address dimming of digital signs.

If the Council is willing to entertain this proposal to locate a new sign near Main and Malone on City property, staff recommends sending a lease termination notice to Adworks, and releasing a Request for Proposals for new ground leases at those locations. This would allow Adworks a shot at maintaining their signs with new market level lease rates, and would also allow other sign companies an opportunity as well. The other option would be to simply pursue a new lease directly with Adworks for the amount previously paid by General Outdoor Advertising.

Council Letter

Date of Meeting: 20-08-03

Originating Department: Public Works

To the Mayor and City Council:

Subject: Briefing, Traffic Committee Items

Action Options:

1. Discussion Only.
2. Other action the City Council deems appropriate.

Background:

The Traffic Committee met on July 21, 2020. During that meeting, a request from DPS on behalf of Scott Matthews to designate the intersection of Pine Street at Plantation Boulevard a 4-way stop was tabled to allow DPS time to obtain traffic data for the committee.

Additionally, requests for speed bumps to be placed on Salcedo at Columbine and Jackson at Jaycee were denied by the committee.