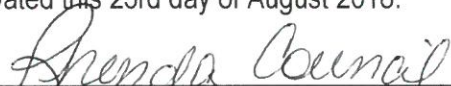


TENTATIVE AGENDASPECIAL CITY COUNCIL MEETING
SIKESTON CITY HALLMonday, August 27, 2018
11:30 A.M.

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. PUBLIC HEARING - Establishment of 2018 Municipal Tax Levy
- VI. ITEMS OF BUSINESS
 - A. 1st & 2nd Reading and Consideration, Emergency Bill #6109, Establishing the 2018 Tax Levy
 - B. 2nd Reading, Bill #6114, Authorization to Enter into Option to Purchase Real Estate on Behalf of BMU
 - C. 1st Reading, Bill #6115, BMU Rate Increase - Electrical
 - D. 1st Reading, Bill #6122, BMU Rate Increase - Sanitary Sewer
 - E. 1st Reading, Bill #6123, BMU Rate Increase - Water
 - F. Operations of Golf Carts on City Streets
 - G. Monument/Wayfinding Sign Locations
 - H. Resolution 18-08-01, Authorizing Emergency Demolition of Four Structures
 - I. 1st Reading, Bill #6116, 4-Way Stop Sign at Wakefield & N. Ranney
 - J. 1st Reading, Bill #6117, Stop Sign at Glacier & Yellowstone
 - K. 1st & 2nd Reading, Bill #6119, Request to Rezone Property Located South of Brunt Blvd. and North of US Highway 60 from "AG" Agriculture to "R-1" Single Family Residential
 - L. 1st & 2nd Reading, Bill #6120, Request to Approve Proposed Subdivision (South Ridge Estates, 22nd Addition) located South of Brunt Blvd. and North of US Highway 60
 - M. Award Bid 19-12, Commercial Grader with Transit
 - N. Authorize Purchase of DuraEdge Infield Materials
 - O. Award Bid 19-13, Infield Renovations
 - P. Award Contract to MUSCO Lighting for Lighting Upgrade
 - Q. Briefing: New Madrid County Flood Plain Project
 - R. Approval of Land Lease for Airport Hanger
 - S. Other Items As May Be Determined During the Course of the Meeting
- VII. ADJOURNMENT

Dated this 23rd day of August 2018.


Rhonda Council, Deputy City Clerk

Council Letter

Date of Meeting: 18-08-27

Originating Department: Administrative Services

To the Mayor and City Council:

Subject: 1st & 2nd Reading, Bill # 6109, Approval of 2018 Tax Rate

Attachments:

1. Bill #6109
2. State Auditor's Office-Assessed Valuation Summary
3. State Auditor's Tax Rate Calculations

Action Options:

1. Approve Bill #6109
2. Other Action Council may deem appropriate

Background:

In accordance with RSMO 67.110, all political subdivisions must establish their 2018, property tax rates by September 1, after a public hearing. After receiving assessed valuation data from both Scott and New Madrid Counties, the State Auditor's Office calculates rates permitted in order to be in compliance with laws pertaining to revenue restrictions established by the Hancock Amendment and those subdivisions with voluntary reduction restrictions.

Due to the requirements of the State of Missouri, this is presented as an emergency bill which upon approval, shall be forwarded to both Counties and the State Auditor's Office for final approval.

AN EMERGENCY BILL, WHICH UPON ADOPTION AND PASSAGE, SHALL BECOME ORDINANCE NUMBER 6109, AN ORDINANCE FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY OF SIKESTON, MISSOURI, FOR THE FISCAL YEAR 2018-2019.

WHEREAS, the Sikeston City Council held a public hearing in accordance with Section 67.110 RSMO prior to the adoption of the City's 2018-2019 Tax Rate.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Sikeston, Missouri, as follows:

Section I. This ordinance will not be codified in the Municipal Code Book of the City of Sikeston.

Section II. That for the purpose of maintaining a general fund, there is hereby levied a tax rate of forty-one and thirty-five thousandths cents (\$.4135) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2018-2019.

Section III. That for the purpose of maintaining a public library fund, there is hereby levied a tax rate of two thousandths cents (\$.2000) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2018-2019.

Section IV. That for the purpose of maintaining public parks, there is hereby levied a tax rate of eighteen and two thousandths cents (\$.1802) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2018-2019.

Section V. General Repealer: 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. Emergency Clause: Due to requirements of the State of Missouri, this ordinance will become effective upon its passage.

Section VIII. Record of Passage:

- A. Bill Number 6109 was introduced to Council and read the first time this 27th day of August 2018.
- B. Bill Number 6109 was read the second time this 27th day of August 2018, discussed and voted as follows:
- Evans _____, Self _____, Gilmore _____,
Merideth _____, White-Ross _____, Settles _____,
and Burch _____, thereby being _____.
- C. Ordinance 6109 shall be in full force and effect from and after Monday, August 27, 2018.

Steven Burch, Mayor

Approved as to Form
Charles Leible, City Counselor

Seal/Attest:

Carroll L. Couch, City Clerk

Missouri State Auditor's Office
2018 Tax Rate Assessed Valuation Summary

08/13/2018

Political Subdivision - 09-100-0016 City of Sikeston

		Current Assessed Valuation						
Purpose	County	Real Property	Personal Property	Total	New Construction and Improvements Real Estate	Newly Added Territory	Newly Separated Territory	Property Changed from Local to State Assessed
01 General Revenue	072 New Madrid	39,521,772	18,513,641	58,035,413	1,759,770	0	0	0
01 General Revenue	100 Scott	111,047,904	62,476,896	173,524,800	720,980	0	0	0
	Total	150,569,676	80,990,537	231,560,213	2,480,750	0	0	0
02 Parks & Recreation	072 New Madrid	39,521,772	18,513,641	58,035,413	1,759,770	0	0	0
02 Parks & Recreation	100 Scott	111,047,904	62,476,896	173,524,800	720,980	0	0	0
	Total	150,569,676	80,990,537	231,560,213	2,480,750	0	0	0
10 Library	072 New Madrid	18,004,902	5,501,496	23,506,398	1,074,300	0	0	0
10 Library	100 Scott	88,499,854	30,752,806	119,252,660	720,980	0	0	0
	Total	106,504,756	36,254,302	142,759,058	1,795,280	0	0	0



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

8/13/2018

Summary Page

(2018)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Sikeston

09-100-0016

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

The information to complete the Summary Page is available from prior year forms, computed on the attached forms, or computed on this page. Information on this page takes into consideration any voluntary reduction(s) taken in previous even numbered year(s). If in an even numbered year, the political subdivision wishes to no longer use the lowered tax rate ceiling to calculate its tax rate, it can hold a public hearing and pass a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate. The information in the Informational Data, at the end of these forms, provides the rate that would be allowed had there been no previous voluntary reduction(s) taken in an even numbered year(s).

For Political
Subdivision Use
in Calculating
its Tax Rate

A. **Prior year tax rate ceiling** as defined in Chapter 137, RSMo, revised if the prior year data changed or a voluntary reduction was taken in a non-reassessment year (Prior year Summary Page, Line F minus Line H in odd numbered year or prior year Summary Page, Line F in even numbered year)

0.4121

B. **Current year rate computed** pursuant to Article X, Section 22, of the Missouri Constitution and Section 137.073, RSMo, if no voter approved increase (Form A, Line 18)

0.4135

C. **Amount of rate increase authorized by voters for current year** if same purpose, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15)

D. **Rate to compare to maximum authorized levy to determine tax rate ceiling**
(Line B if no election, otherwise Line C)

0.4135

E. **Maximum authorized levy** the most recent voter approved rate

1.0000

F. **Current year tax rate ceiling** maximum legal rate to comply with Missouri laws
Political subdivisions tax rate (Lower of Line D or E)

0.4135

G1. **Less required sales tax reduction** taken from tax rate ceiling (Line F), if applicable

G2. **Less 20% required reduction 1st class charter county political subdivision NOT submitting an estimated non-binding tax rate to the county(ies)** taken from tax rate ceiling (Line F)

H. **Less voluntary reduction by political subdivision** taken from the tax rate ceiling (Line F)

WARNING: A voluntary reduction taken in an even numbered year will lower the tax rate ceiling for the following year.

I. **Plus allowable recoupment rate** added to tax rate ceiling (Line F) If applicable, attach Form G or H.

J. **Tax rate to be levied** (Line F - Line G1 - Line G2 - Line H + Line I)

.4135

AA. **Rate to be levied for debt service**, if applicable (Form C, Line 10)

BB. **Additional special purpose rate authorized by voters** after the prior year tax rates were set, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15 if a different purpose)

Certification

I, the undersigned, City Clerk (Office) of Sikeston, Missouri (Political Subdivision) levying a rate in Scott/New Madrid (County(ies)) do hereby certify that the data set forth above and on the accompanying forms is true and accurate to the best of my knowledge and belief.

Please complete Line G through BB, sign this form, and return to the county clerk(s) for final certification.

08/27/2018		Carroll Couch	573-471-2511
(Date)	(Signature)	(Print Name)	(Telephone)

Proposed rate to be entered on tax books by county clerk

based on certification from the political subdivision: Lines

J AA BB

Section 137.073.7 RSMo, states that no tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

(Date)	(County Clerk's Signature)	(County)	(Telephone)



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

8/13/2018

Summary Page

(2018)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Sikeston

09-100-0016

Parks & Recreation

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

The information to complete the Summary Page is available from prior year forms, computed on the attached forms, or computed on this page. Information on this page takes into consideration any voluntary reduction(s) taken in previous even numbered year(s). If in an even numbered year, the political subdivision wishes to no longer use the lowered tax rate ceiling to calculate its tax rate, it can hold a public hearing and pass a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate. The information in the Informational Data, at the end of these forms, provides the rate that would be allowed had there been no previous voluntary reduction(s) taken in an even numbered year(s).

For Political
Subdivision Use
in Calculating
its Tax Rate

- A. **Prior year tax rate ceiling** as defined in Chapter 137, RSMo, revised if the prior year data changed or a voluntary reduction was taken in a non-reassessment year (Prior year Summary Page, Line F minus Line H in odd numbered year or prior year Summary Page, Line F in even numbered year) 0.1796
- B. **Current year rate computed** pursuant to Article X, Section 22, of the Missouri Constitution and Section 137.073, RSMo, if no voter approved increase (Form A, Line 18) 0.1802
- C. **Amount of rate increase authorized by voters for current year** if same purpose, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15) _____
- D. **Rate to compare to maximum authorized levy to determine tax rate ceiling** (Line B if no election, otherwise Line C) 0.1802
- E. **Maximum authorized levy** the most recent voter approved rate 0.2000
- F. **Current year tax rate ceiling** maximum legal rate to comply with Missouri laws Political subdivisions tax rate (Lower of Line D or E) 0.1802
- G1. **Less required sales tax reduction** taken from tax rate ceiling (Line F), if applicable _____
- G2. **Less 20% required reduction 1st class charter county political subdivision NOT submitting an estimated non-binding tax rate to the county(ies)** taken from tax rate ceiling (Line F) _____
- H. **Less voluntary reduction by political subdivision** taken from the tax rate ceiling (Line F)
WARNING: A voluntary reduction taken in an even numbered year will lower the tax rate ceiling for the following year. _____
- I. **Plus allowable recoupment rate** added to tax rate ceiling (Line F) If applicable, attach Form G or H. _____
- J. **Tax rate to be levied** (Line F - Line G1 - Line G2 - Line H + Line I) .1802
- AA. **Rate to be levied for debt service**, if applicable (Form C, Line 10) _____
- BB. **Additional special purpose rate authorized by voters** after the prior year tax rates were set, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15 if a different purpose) _____

Certification

I, the undersigned, City Clerk (Office) of Sikeston, Missouri (Political Subdivision) levying a rate in Scott/New Madrid (County(ies)) do hereby certify that the data set forth above and on the accompanying forms is true and accurate to the best of my knowledge and belief.

Please complete Line G through BB, sign this form, and return to the county clerk(s) for final certification.

08/27/2018		Carroll Couch	573-471-2511
(Date)	(Signature)	(Print Name)	(Telephone)

Proposed rate to be entered on tax books by county clerk

based on certification from the political subdivision: Lines

J _____ **AA** _____ **BB** _____

Section 137.073.7 RSMo, states that no tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

(Date)	(County Clerk's Signature)	(County)	(Telephone)



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

8/13/2018

Summary Page

(2018)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Sikeston

09-100-0016

Library

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

The information to complete the Summary Page is available from prior year forms, computed on the attached forms, or computed on this page. Information on this page takes into consideration any voluntary reduction(s) taken in previous even numbered year(s). If in an even numbered year, the political subdivision wishes to no longer use the lowered tax rate ceiling to calculate its tax rate, it can hold a public hearing and pass a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate. The information in the Informational Data, at the end of these forms, provides the rate that would be allowed had there been no previous voluntary reduction(s) taken in an even numbered year(s).

For Political
Subdivision Use
in Calculating
its Tax Rate

- A. **Prior year tax rate ceiling** as defined in Chapter 137, RSMo, revised if the prior year data changed or a voluntary reduction was taken in a non-reassessment year (Prior year Summary Page, Line F minus Line H in odd numbered year or prior year Summary Page, Line F in even numbered year) 0.2000
- B. **Current year rate computed** pursuant to Article X, Section 22, of the Missouri Constitution and Section 137.073, RSMo, if no voter approved increase (Form A, Line 18) 0.2654
- C. **Amount of rate increase authorized by voters for current year** if same purpose, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15)
- D. **Rate to compare to maximum authorized levy to determine tax rate ceiling** (Line B if no election, otherwise Line C) 0.2654
- E. **Maximum authorized levy** the most recent voter approved rate 0.2000
- F. **Current year tax rate ceiling** maximum legal rate to comply with Missouri laws Political subdivisions tax rate (Lower of Line D or E) 0.2000
- G1. **Less required sales tax reduction** taken from tax rate ceiling (Line F), if applicable
- G2. **Less 20% required reduction 1st class charter county political subdivision NOT submitting an estimated non-binding tax rate to the county(ies)** taken from tax rate ceiling (Line F)
- H. **Less voluntary reduction by political subdivision** taken from the tax rate ceiling (Line F)
WARNING: A voluntary reduction taken in an even numbered year will lower the tax rate ceiling for the following year.
- I. **Plus allowable recoupment rate** added to tax rate ceiling (Line F) If applicable, attach Form G or H.
- J. **Tax rate to be levied** (Line F - Line G1 - Line G2 - Line H + Line I) .2000
- AA. **Rate to be levied for debt service**, if applicable (Form C, Line 10)
- BB. **Additional special purpose rate authorized by voters** after the prior year tax rates were set, adjusted to provide the revenue available if applied to the prior year assessed value and increased by the percentage of CPI (Form B, Line 15 if a different purpose)

Certification

I, the undersigned, City Clerk (Office) of Sikeston, Missouri (Political Subdivision) levying a rate in Scott/New Madrid (County(ies)) do hereby certify that the data set forth above and on the accompanying forms is true and accurate to the best of my knowledge and belief.

Please complete Line G through BB, sign this form, and return to the county clerk(s) for final certification.

08/27/2018		Carroll Couch	573-471-2511
(Date)	(Signature)	(Print Name)	(Telephone)

Proposed rate to be entered on tax books by county clerk

based on certification from the political subdivision: Lines

J AA BB

Section 137.073.7 RSMo, states that no tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

(Date)	(County Clerk's Signature)	(County)	(Telephone)

Council Letter

Date of Meeting: 18-08-27

Originating Department: Board of Municipal Utilities

To the Mayor and City Council:

Subject: 2nd Reading & Consideration, Bill #6114, Authorizing City's Purchase of Property from David K. Lape Farms, Inc. for BMU

Attachment(s):

1. Bill #6114
2. Option to Purchase Real Estate
3. Map Location

Action Options:

1. Approve Bill #6114
2. Other action Council may deem appropriate

Background:

Authorization is being requested to enter into a real estate contract and option to purchase real estate from David K. Lape Farms, Inc. for the future construction of a well and water treatment plant.

Approval of Bill #6114 is being requested.

AN ORDINANCE AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO A CERTAIN OPTION TO PURCHASE REAL ESTATE.

WHEREAS, the City Council finds and determines that it is necessary and desirable to execute an option to purchase from David K. Lape Farms, Inc. certain property for future well and water treatment plant needs for the Board of Municipal Utilities and to approve the execution of certain documents herein.

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

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

(a) Option to Purchase Real Estate (Exhibit "A").

SECTION II: Execution of Documents. Upon the transfer of all funds necessary and proper to comply with the terms of the Option to Purchase Real Estate and associated documents by the Board of Municipal Utilities to the City of Sikeston, the Mayor is hereby authorized to execute the City Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk is hereby authorized to attest to and affix the seal of the City to the City Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

SECTION III. Further Authority. The City shall, and the officials, agents and employees of the City are hereby authorized to, take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the City Documents.

SECTION IV. Any other ordinance or parts thereof inconsistent herewith are hereby repealed.

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

SECTION VI: Record of Passage:

A. Bill Number 6114 was introduced and read the first time this 6th day of August, 2018.

B. Bill Number 6114 was read the second time and discussed on this 27th day of August, 2018, and was voted as follows:

Gilmore _____, Settles _____, Evans _____,

White-Ross _____, Burch _____, Self _____,

and Merideth _____,

thereby being _____.

C. Upon passage by the City Council, this bill shall become Ordinance 6114 and shall be in full force and effect from and after September 26, 2018.

STEVEN BURCH, Mayor

Approved as to Form:

CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

CARROLL COUCH, City Clerk

OPTION TO PURCHASE REAL ESTATE

This Option to Purchase Real Estate ("Option") dated the ____ day of _____, 2018 ("Effective Date"), is between David K. Lape Farms, Inc. (hereinafter collectively referred to as "Seller") and the City of Sikeston, Missouri, a municipal corporation, and the Sikeston Board of Municipal Utilities ("hereinafter collectively referred to as Purchaser").

WHEREAS, Seller is the owner of real property in New Madrid County, Missouri, in Section 6, Township 25-North, Range 14-East, that lies east of Highway 61 ("Premises"), which is identified as "A" on the preliminary drawing marked as Exhibit 1, attached hereto and incorporated by reference;

WHEREAS, Purchaser desires to investigate the Premises to determine if it is compatible with future well and water treatment plant needs; and

WHEREAS, Purchaser desires to purchase, and Seller desires to sell, an exclusive option to purchase the Premises.

NOW, THEREFORE, for mutual consideration, the adequacy of which is acknowledged, the Parties agree as follows:

1. **Option to Purchase Premises.** For \$2,500.00, the receipt of which is acknowledged, Seller hereby grants to Purchaser an exclusive option to purchase the Premises upon the terms and conditions hereinafter set.

2. **Term; Written Notice to Exercise Option.** The term of this Option shall end six months after the Effective Date ("Option Term"). The Option shall be exercised by Purchaser giving Seller written notice during the Option Term of its intent to exercise this Option. If this Option is not exercised prior to the termination of said Option Term, then this Option shall terminate and the consideration paid therefore shall be retained by Seller.

3. **License.** Seller has previously granted Purchaser a license to enter onto the Premises for the purpose of making reasonable tests, studies and inspections. Such tests, studies, and inspections shall be at Purchaser's sole cost and expense and Purchaser has agreed to reimburse Seller for any damage to the property caused by such testing.

4. **Contract Terms.** The purchase price for the Premises shall be Twelve Thousand Dollars (\$12,000.00) per acre in addition to the amount paid for this Option, to be paid at closing by certified or cashier's check. The exercise of this option shall be subject to the entry by Seller and Purchaser into a contract for the sale of real estate which shall provide for a closing date

within 30 days of the date this option is exercised. The precise number of acres to be conveyed in any transaction under this Option shall be determined either by agreement of the parties or by survey. Any survey shall be made at the Purchaser's expense, and the surveyed acres shall include the right of way of the interior ditches on the property. Seller and Purchaser agree to pay ½ each of the amounts due for title work and closing costs. Taxes for the year of closing shall be prorated.

5. Notice. All notices, requests, demands and other communications hereunder shall be in writing and shall be deemed to have been given: (i) when delivered personally; (ii) when deposited in the United States mail, certified and with proper postage prepaid to the address below; or (iii) when sent to the email address below, if by electronic mail.

If to Seller:

David K. Lape Farms, Inc.
Attn: Riley Lape
5 Oak Meadows Drive
Sikeston, MO 63801
Email: rileylape@me.com

If to Purchaser:

Sikeston Board of Municipal Utilities
Attn: Rick Landers, General Manager
107 E. Malone
Sikeston, Missouri 63801
rlanders@smbu.net

With a copy to:

Blanton, Nickell, Collins,
Douglas & Hanschen, LLC
Attn: Joseph C. Blanton, Jr.
219 S. Kingshighway
Sikeston, Missouri 63801
jblanton@blantonlaw.com

6. Entire Agreement. This Option represents the entire agreement between Seller and Purchaser and supersedes all prior discussions and agreements whether written or oral with respect to the Option. This Agreement may not be modified or amended except by writing, executed by both Seller and Purchaser.

7. Successors and Assigns. This Agreement shall apply to, inure to the benefit of and be binding upon and enforceable against the parties hereto and their respective heirs, successors, and or assigns.

IN WITNESS WHEREOF, the Parties have signed this Option to Purchase Real Estate on the Effective Date set forth above.

SELLER:

David K. Lape Farms, Inc.

BY: _____

Printed Name/Title: _____

PURCHASER:

City of Sikeston, Missouri

BY: _____

Printed Name/Title: _____

Sikeston Board of Municipal Utilities

BY: _____

Rick Landers, General Manager



MRM AG SERVICES, INC.

P.O. Box 248
East Prairie, Missouri 63845

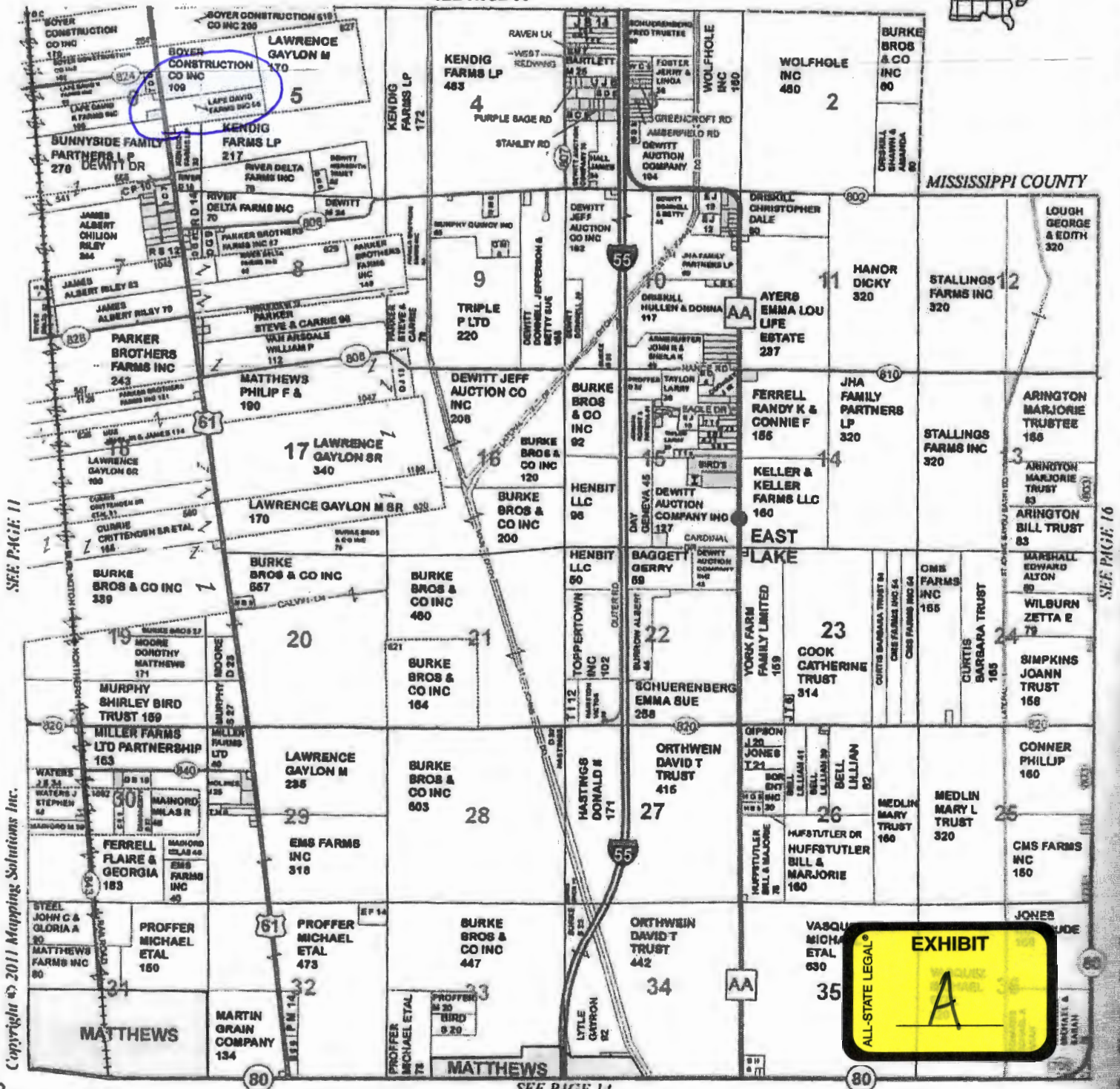
Phone: 573-649-3533
Fax: 573-649-9135

"We'll Help You Grow!"

BIG PRAIRIE

TOWNSHIP 25N • RANGE 14E

SEE PAGE 10



Council Letter

Date of Meeting: 18-08-27

Originating Department: City Manager

To the Mayor and City Council:

Subject: First Reading of Bill 6115, Establishing & Authorizing Electrical Charges & Rates

Attachment(s):

1. Bill 6115
2. BMU Electrical Rate Sheets

Action Options:

1. Conduct first reading of Bill 6115
2. Other action Council may deem necessary

Background:

The Sikeston Board of Municipal Utilities (BMU) has submitted the attached requests for electric rate increases. BMU General Manager Rick Landers will be present at the August 27 City Council meeting to present the request and answer any questions.

Action on this measure will be requested during Council's September 10th meeting.

A BILL, WHICH UPON ADOPTION AND PASSAGE SHALL BECOME ORDINANCE NUMBER 6115 AUTHORIZING AND ESTABLISHING ELECTRICAL CHARGES AND RATES FOR THE CITY OF SIKESTON.

WHEREAS, the Board of Municipal Utilities has determined that electrical rate increases are necessary and proper to maintain the economic viability of the municipal utility system, and

WHEREAS, the City Council believes an increase in rates is in the overall best interest of the residents of Sikeston.

NOW THEREFORE 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 electric rates to be charged by the Board of Municipal Utilities from and after October 1, 2018 shall be as set forth on Exhibit "A" which is attached hereto and incorporated by reference.

SECTION III: The electric rates to be charged by the Board of Municipal Utilities from and after January 1, 2019 shall be as set forth on Exhibit "B" which is attached hereto and incorporated by reference.

SECTION IV: The electric rates to be charged by the Board of Municipal Utilities from and after October 1, 2019 shall be as set forth on Exhibit "C" which is attached hereto and incorporated by reference.

SECTION V: The electric rates to be charged by the Board of Municipal Utilities from and after January 1, 2020 shall be as set forth on Exhibit "D" which is attached hereto and incorporated by reference.

SECTION VI: The electric rates to be charged by the Board of Municipal Utilities from and after October 1, 2020 shall be as set forth on Exhibit "E" which is attached hereto and incorporated by reference.

SECTION VII: The electric rates to be charged by the Board of Municipal Utilities from and after January 1, 2021 shall be as set forth on Exhibit "F" which is attached hereto and incorporated by reference.

SECTION VIII: The Mayor and/or City Clerk are authorized to execute any and all documents necessary to implement said rate changes.

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: Record of Passage:

A. Bill Number 6115 was introduced and read the first time this 27th day of August, 2018.

B. Bill Number 6115 was read the second time and discussed on this 10th day of September, 2018 and was voted as follows:

Burch _____, White-Ross _____, Gilmore _____, Evans _____,

Settles _____, Meredith _____, Self _____,

thereby being _____, and becoming Ordinance 6115.

C. Ordinance 6115 shall be in full force and effect from and after October 10, 2018.

Approved as to Form:

STEVEN BURCH, Mayor

CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

CARROLL COUCH, City Clerk

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
June 01, 2017

ELECTRIC**RESIDENTIAL 1-71****PAGE 1 of 1**Section 1 – Availability

This rate is available to all residential customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all domestic users in private residences, in individual family apartments, supplied through one meter, where the BMU is the sole source of supply. Not applicable for services to recognized rooming or boarding houses or establishments of a commercial nature. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge	\$13.10 per month
Energy Charge	
First 1,000 kWh	0.07420 per kWh
Over 1,000 kWh	0.07000 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2018

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
June 01, 2017

ELECTRIC

SMALL GENERAL SERVICE 3-73

PAGE 1 of 1

Section 1 – Availability

This rate is available to any commercial customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all commercial establishments, including churches, schools and hospitals where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge \$20.00 per month

Energy Charge \$0.09042 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
June 01, 2017

ELECTRIC

LARGE GENERAL SERVICE 6-78

Page 1 of 2

Section 1 - Availability

This rate is available to any large commercial customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge \$230.00

Demand Charge
per KW of billing demand \$11.00

Energy Charge .05305 per kWh

Minimum Charge:

The monthly minimum charge shall be the billing demand charge, but not less than \$1,330.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 7 – General

Customers receiving service under this rate schedule shall sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

Bill Demand (KW) = $\frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

"A"

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
June 01, 2017

ELECTRIC

LARGE POWER SERVICE- LPS

Page 1 of 2

Section 1 - Availability

This rate is available to any customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than five hundred kilowatts (500 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 500 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$270.00
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Demand Charge	
per KW of billing demand	\$10.80

Energy Charge	.04763 per kWh
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Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$5,670.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five hundred kilowatts (500 kW).

Section 5 - Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

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Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Bill Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

"A"

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
June 01, 2017

ELECTRIC LARGE INDUSTRIAL POWER SERVICE 8-79

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$240.00
Demand Charge	
per kilowatt of billing demand	\$10.40
Energy Charge	\$.03749 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$1,280.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2018

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
 107 E. Malone Ave / PO Box 370
 Sikeston, Missouri 63801

Date of Last
 Rate Revision
January 01, 2018

ELECTRIC LARGE INDUSTRIAL POWER SERVICE >5MW

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than five thousand kilowatts (5,000 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 5,000 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$270.00
Demand Charge per kilowatt of billing demand	\$10.60
Energy Charge	\$.03638 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$53,270.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Date Approved _____

Date Effective January 01, 2019

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

"β"

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five thousand kilowatts (5,000 kW).

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are **NOT** subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective January 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2018

ELECTRIC**RESIDENTIAL 1-71****PAGE 1 of 1**Section 1 – Availability

This rate is available to all residential customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all domestic users in private residences, in individual family apartments, supplied through one meter, where the BMU is the sole source of supply. Not applicable for services to recognized rooming or boarding houses or establishments of a commercial nature. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge \$16.05 per month

Energy Charge 0.07831 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2019

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2018

ELECTRIC

SMALL GENERAL SERVICE 3-73

PAGE 1 of 1

Section 1 – Availability

This rate is available to any commercial customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all commercial establishments, including churches, schools and hospitals where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge \$26.00 per month

Energy Charge \$0.09829 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2018

ELECTRIC

LARGE GENERAL SERVICE 6-78

Page 1 of 2

Section 1 - Availability

This rate is available to any large commercial customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge \$360.00

Demand Charge
per KW of billing demand \$12.00

Energy Charge
First 180 kWh per KW Demand .05344 per kWh

Minimum Charge:

The monthly minimum charge shall be the billing demand charge, but not less than \$1,560.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 7 – General

Customers receiving service under this rate schedule shall sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Bill Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

110
SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2018

ELECTRIC

LARGE POWER SERVICE- LPS

Page 1 of 2

Section 1 - Availability

This rate is available to any customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than five hundred kilowatts (500 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 500 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$340.00
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Demand Charge	
per KW of billing demand	\$11.80

Energy Charge	
First 180 kWh per KW Demand	.04914 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$6,240.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five hundred kilowatts (500 kW).

Section 5 - Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Bill Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2018

ELECTRIC LARGE INDUSTRIAL POWER SERVICE 8-79

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$330.00
Demand Charge per kilowatt of billing demand	\$11.40
Energy Charge	\$.03802 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$1,470.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2019

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
 107 E. Malone Ave / PO Box 370
 Sikeston, Missouri 63801

Date of Last
 Rate Revision
January 01, 2019

ELECTRIC LARGE INDUSTRIAL POWER SERVICE >5MW

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than five thousand kilowatts (5,000 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 5,000 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$340.00
Demand Charge	
per kilowatt of billing demand	\$11.60
Energy Charge	\$.03610 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$58,340.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Date Approved _____

Date Effective January 01, 2020

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five thousand kilowatts (5,000 kW).

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective January 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2019

ELECTRIC

RESIDENTIAL 1-71

PAGE 1 of 1

Section 1 – Availability

This rate is available to all residential customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all domestic users in private residences, in individual family apartments, supplied through one meter, where the BMU is the sole source of supply. Not applicable for services to recognized rooming or boarding houses or establishments of a commercial nature. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge \$19.00 per month

Energy Charge 0.08503 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2020

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

"E"

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave. / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2019

ELECTRIC

SMALL GENERAL SERVICE 3-73

PAGE 1 of 1

Section 1 – Availability

This rate is available to any commercial customers at points on the Board of Municipal Utilities' (hereinafter called BMU) existing secondary distribution lines within the area served by BMU.

Section 2 – Character of Service

Alternating current, 60 cycles, 120/240 volts, single-phase or where available and at the option of BMU 120/240 volt three-phases, four wire delta of 120/208 volt three-phase, four wire wye.

Section 3 – Application

To single-phase or three-phase service (if available) for all commercial establishments, including churches, schools and hospitals where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 – Rate

Customer Charge \$33.00 per month

Energy Charge \$0.10683 per kWh

Minimum bill – the minimum bill for any billing period shall be the customer charge.

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2019

ELECTRIC

LARGE GENERAL SERVICE 6-78

Page 1 of 2

Section 1 - Availability

This rate is available to any large commercial customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge \$480.00

Demand Charge
per KW of billing demand \$13.00

Energy Charge
First 180 kWh per KW Demand .05398 per kWh

Minimum Charge:

The monthly minimum charge shall be the billing demand charge, but not less than \$1,780.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

"E"

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 7 – General

Customers receiving service under this rate schedule shall sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Bill Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

"E"

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2019

ELECTRIC

LARGE POWER SERVICE- LPS

Page 1 of 2

Section 1 - Availability

This rate is available to any customer using standard service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing demand shall be made for a maximum demand of less than five hundred kilowatts (500 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 500 KW.

Section 2 - Character of Service

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

Section 3 - Application

To single-phase or three-phase service for all large commercial uses where the BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$410.00
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Demand Charge	
per KW of billing demand	\$12.80

Energy Charge	.05066 per kWh
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Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$6,810.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five hundred kilowatts (500 kW).

Section 5 - Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

"E"

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Bill Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
107 E. Malone Ave / PO Box 370
Sikeston, Missouri 63801

Date of Last
Rate Revision
October 01, 2019

ELECTRIC LARGE INDUSTRIAL POWER SERVICE 8-79

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than one hundred kilowatts (100 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 100 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$410.00
Demand Charge per kilowatt of billing demand	\$12.40
Energy Charge	\$.03860 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$1,650.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than one hundred kilowatts (100 kW).

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

"E"

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective October 01, 2020

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

SIKESTON BOARD OF MUNICIPAL UTILITIES
 107 E. Malone Ave / PO Box 370
 Sikeston, Missouri 63801

Date of Last
 Rate Revision
January 01, 2020

ELECTRIC LARGE INDUSTRIAL POWER SERVICE >5MW

Page 1 of 2

Section 1 - Availability

This rate is available to any large industrial customer using standard electric service for power or combined power, lighting, heating and/or special equipment at points on the Board of Municipal Utilities (hereinafter called BMU) existing distribution lines within the area served by BMU. No billing shall be made for a maximum demand of less than five thousand kilowatts (5,000 KW). Any customer billed under this schedule must be willing to assume in each billing period a minimum demand of 5,000 KW.

Section 2 - Character of Service

Alternating current, 60 cycle, 240 volt, 480 volt, or 2,400 volt, three-phase, for power loads, and 120/240 volts, single-phase for lighting and incidental loads.

Section 3 - Application

To single-phase or three-phase service for all industrial power uses in manufacturing and processing establishments where BMU is the sole source of supply. Service is for the exclusive use of the customer and shall not be resold or shared with others.

Section 4 - Rate

Facilities Charge	\$410.00
Demand Charge	
per kilowatt of billing demand	\$12.60
Energy Charge	\$.03588 per kWh

Minimum Charge:

The monthly minimum charge shall be the Facilities Charge plus the Billing Demand Charge, but not less than \$63,410.00. This schedule contemplates year around service with at least a minimum bill paid each month in the year.

Date Approved _____

Date Effective January 01, 2021

 Mayor
 City of Sikeston

 Chairman
 Board of Municipal Utilities

Billing Demand:

The billing demand shall be the maximum indicated kilowatt demand but not less than fifty percent (50%) of the maximum indicated kilowatt demand recorded in the twelve month period ending with the current month, except that no billing demand shall be less than five thousand kilowatts (5,000 kW).

Section 5 – Payment

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

Section 6 – Tax Clause

Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

Section 6 – General

Customers receiving service under this rate schedule may be required to sign a contract effective for at least one year or more.

As far as practical, all energy should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power Factor Clause

BMU will install a suitable demand meter(s) for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%), lagging. If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the customer's billed demand in accordance with the following formula:

$$\text{Billed Demand (KW)} = \frac{\text{Actual Demand (KW)} \times .85}{\text{Actual Power Factor}}$$

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor and overhead costs).

Date Approved _____

Date Effective January 01, 2021

Mayor
City of Sikeston

Chairman
Board of Municipal Utilities

Council Letter

Date of Meeting: 18-08-27

Originating Department: City Manager

To the Mayor and City Council:

Subject: First Reading of Bill 6122, Establishing & Authorizing Sanitary Sewer Charges & Rates

Attachment(s):

1. Bill 6122
2. BMU Sanitary Sewer Rate Sheets

Action Options:

1. Conduct first reading of Bill 6122
2. Other action Council may deem necessary

Background:

The Sikeston Board of Municipal Utilities (BMU) has submitted the attached requests for sanitary sewer rate increases. BMU General Manager Rick Landers will be present at the August 27 City Council meeting to present the request and answer any questions.

Action on this measure will be requested during Council's September 10th meeting.

A BILL, WHICH UPON ADOPTION AND PASSAGE SHALL BECOME ORDINANCE NUMBER 6122 AUTHORIZING AND ESTABLISHING SANITARY SEWER CHARGES AND RATES FOR THE CITY OF SIKESTON.

WHEREAS, the Board of Municipal Utilities has determined that sanitary sewer rate increases are necessary and proper to maintain the economic viability of the municipal utility system, and

WHEREAS, the City Council believes an increase in rates is in the overall best interest of the residents of Sikeston.

NOW THEREFORE 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 sanitary sewer rates to be charged by the Board of Municipal Utilities from and after January 1, 2019 shall be as set forth on Exhibit "A" which is attached hereto and incorporated by reference.

SECTION III: The sanitary sewer rates to be charged by the Board of Municipal Utilities from and after January 1, 2020 shall be as set forth on Exhibit "B" which is attached hereto and incorporated by reference.

SECTION IV: The sanitary rates to be charged by the Board of Municipal Utilities from and after January 1, 2021 shall be as set forth on Exhibit "C" which is attached hereto and incorporated by reference.

SECTION V: The Mayor and/or City Clerk are authorized to execute any and all documents necessary to implement said rate changes.

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

SECTION VII: 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 VIII: Record of Passage:

A. Bill Number 6122 was introduced and read the first time this 27th day of August, 2018.

B. Bill Number 6122 was read the second time and discussed on this 10th day of September, 2018 and was voted as follows:

Burch _____, White-Ross _____, Gilmore _____, Evans _____,

Settles _____, Meredith _____, Self _____,

thereby being _____, and becoming Ordinance 6122.

C. Ordinance 6122 shall be in full force and effect from and after October 10, 2018.

Approved as to Form:

STEVEN BURCH, Mayor

CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

CARROLL COUCH, City Clerk

October 1, 2013
Date

Exhibit "A"

SANITARY SEWER

SERVICE RATE

Page 1 of 2

AVAILABILITY:

This rate schedule is available to any customer within the City Limits and adjacent to the City's Sanitary Sewer distribution mains, requiring standard sewer service.

SERVICE RATE:

Customer Charge: The Customer Charge shall be based on the water meter size, as follows

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	4.25
1"	4.25
1 1/2"	8.00
2"	13.00
3"	25.00
4"	50.00
6"	100.00
8"	200.00

Volume Charge:

\$2.35 per thousand gallons

Minimum Bill: The Minimum bill for any billing period shall be the Customer Charge and shall apply to any period in which the water service is billed.

GENERAL:

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2019

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

October 1, 2013
Date

"A"

SANITARY SEWER

Page 2 of 2

SPECIAL NOTE

CLASS OF CUSTOMER:

Residential

RULES GOVERNING RESIDENTIAL SEWER FEE:

1. The sewer service fee shall be based on the rate per thousand gallons of water sold. For the billing period consisting of meter readings taken after October 1, and prior to July 1, the consumption as registered on the water meter shall be the basis for determining the sewer service fee. For the billing periods represented by the meter readings taken after July 1, and prior to October 1, (those bills having due dates of August 10, September 10, and October 10, respectively) the sewer service fee shall be determined by applying the applicable rate to the average water consumption derived from the prior nine months, or the actual consumption whichever is less.
2. The average water consumption shall be determined by taking the sum of the water consumption of the number of months available and dividing it by the number of months. The number of months available shall include a maximum of nine billings prior to the July 1, reading date.
3. In order for the average to be established, a consumer must be billed for at least one month's service, of which the billing period shall not be less than thirty days.
4. A consumer's average is established at each residence he may occupy. An average established at one residence will not be used as a basis for billing at subsequent residences.
5. If a consumer occupies a residence during the average period, (i.e., during the meter reading period of July 1 - October 1) his sewer service fee for the first months billing will be based on actual water consumption for the billing period. Any subsequent billings during the average period also will be based on the first month's consumption.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2019

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

January 1, 2019
Date

Exhibit "B"

SANITARY SEWER

SERVICE RATE

Page 1 of 2

AVAILABILITY:

This rate schedule is available to any customer within the City Limits and adjacent to the City's Sanitary Sewer distribution mains, requiring standard sewer service.

SERVICE RATE:

Customer Charge: The Customer Charge shall be based on the water meter size, as follows

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	4.25
1"	4.25
1 1/2"	8.00
2"	13.00
3"	50.00
4"	100.00
6"	200.00
8"	300.00

Volume Charge:

\$2.70 per thousand gallons

Minimum Bill: The Minimum bill for any billing period shall be the Customer Charge and shall apply to any period in which the water service is billed.

GENERAL:

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2020

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

January 1, 2019
Date

"β"

SANITARY SEWER

Page 2 of 2

SPECIAL NOTE

CLASS OF CUSTOMER:

Residential

RULES GOVERNING RESIDENTIAL SEWER FEE:

1. The sewer service fee shall be based on the rate per thousand gallons of water sold. For the billing period consisting of meter readings taken after October 1, and prior to July 1, the consumption as registered on the water meter shall be the basis for determining the sewer service fee. For the billing periods represented by the meter readings taken after July 1, and prior to October 1, (those bills having due dates of August 10, September 10, and October 10, respectively) the sewer service fee shall be determined by applying the applicable rate to the average water consumption derived from the prior nine months, or the actual consumption whichever is less.
2. The average water consumption shall be determined by taking the sum of the water consumption of the number of months available and dividing it by the number of months. The number of months available shall include a maximum of nine billings prior to the July 1, reading date.
3. In order for the average to be established, a consumer must be billed for at least one month's service, of which the billing period shall not be less than thirty days.
4. A consumer's average is established at each residence he may occupy. An average established at one residence will not be used as a basis for billing at subsequent residences.
5. If a consumer occupies a residence during the average period, (i.e., during the meter reading period of July 1 - October 1) his sewer service fee for the first months billing will be based on actual water consumption for the billing period. Any subsequent billings during the average period also will be based on the first month's consumption.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2020

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

January 1, 2020
Date

Exhibit "C"

SANITARY SEWER

SERVICE RATE

Page 1 of 2

AVAILABILITY:

This rate schedule is available to any customer within the City Limits and adjacent to the City's Sanitary Sewer distribution mains, requiring standard sewer service.

SERVICE RATE:

Customer Charge: The Customer Charge shall be based on the water meter size, as follows

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	4.25
1"	4.25
1 1/2"	8.00
2"	13.00
3"	55.00
4"	100.00
6"	250.00
8"	375.00

Volume Charge:

\$3.12 per thousand gallons

Minimum Bill: The Minimum bill for any billing period shall be the Customer Charge and shall apply to any period in which the water service is billed.

GENERAL:

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2021

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

January 1, 2020
Date

"C"

SANITARY SEWER

Page 2 of 2

SPECIAL NOTE

CLASS OF CUSTOMER:

Residential

RULES GOVERNING RESIDENTIAL SEWER FEE:

1. The sewer service fee shall be based on the rate per thousand gallons of water sold. For the billing period consisting of meter readings taken after October 1, and prior to July 1, the consumption as registered on the water meter shall be the basis for determining the sewer service fee. For the billing periods represented by the meter readings taken after July 1, and prior to October 1, (those bills having due dates of August 10, September 10, and October 10, respectively) the sewer service fee shall be determined by applying the applicable rate to the average water consumption derived from the prior nine months, or the actual consumption whichever is less.
2. The average water consumption shall be determined by taking the sum of the water consumption of the number of months available and dividing it by the number of months. The number of months available shall include a maximum of nine billings prior to the July 1, reading date.
3. In order for the average to be established, a consumer must be billed for at least one month's service, of which the billing period shall not be less than thirty days.
4. A consumer's average is established at each residence he may occupy. An average established at one residence will not be used as a basis for billing at subsequent residences.
5. If a consumer occupies a residence during the average period, (i.e., during the meter reading period of July 1 - October 1) his sewer service fee for the first months billing will be based on actual water consumption for the billing period. Any subsequent billings during the average period also will be based on the first month's consumption.

DATE APPROVED: _____

DATE EFFECTIVE: January 1, 2021

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

Council Letter

Date of Meeting: 18-08-27

Originating Department: City Manager

To the Mayor and City Council:

Subject: First Reading of Bill 6123, Establishing & Authorizing Water Charges & Rates

Attachment(s):

1. Bill 6123
2. BMU Water Rate Sheets

Action Options:

1. Conduct first reading of Bill 6123
2. Other action Council may deem necessary

Background:

The Sikeston Board of Municipal Utilities (BMU) has submitted the attached requests for water rate increases. BMU General Manager Rick Landers will be present at the August 27 City Council meeting to present the request and answer any questions.

Action on this measure will be requested during Council's September 10th meeting.

A BILL, WHICH UPON ADOPTION AND PASSAGE SHALL BECOME ORDINANCE NUMBER 6123 AUTHORIZING AND ESTABLISHING WATER CHARGES AND RATES FOR THE CITY OF SIKESTON.

WHEREAS, the Board of Municipal Utilities has determined that water rate increases are necessary and proper to maintain the economic viability of the municipal utility system, and

WHEREAS, the City Council believes an increase in rates is in the overall best interest of the residents of Sikeston.

NOW THEREFORE 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 water rates to be charged by the Board of Municipal Utilities from and after January 1, 2019 shall be as set forth on Exhibit "A" which is attached hereto and incorporated by reference.

SECTION III: The water rates to be charged by the Board of Municipal Utilities from and after January 1, 2020 shall be as set forth on Exhibit "B" which is attached hereto and incorporated by reference.

SECTION IV: The water rates to be charged by the Board of Municipal Utilities from and after January 1, 2021 shall be as set forth on Exhibit "C" which is attached hereto and incorporated by reference.

SECTION V: The Mayor and/or City Clerk are authorized to execute any and all documents necessary to implement said rate changes.

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

SECTION VII: 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 VIII: Record of Passage:

A. Bill Number 6123 was introduced and read the first time this 27th day of August, 2018.

B. Bill Number 6123 was read the second time and discussed on this 10th day of September, 2018 and was voted as follows:

Burch _____, White-Ross _____, Gilmore _____, Evans _____,

Settles _____, Meredith _____, Self _____,

thereby being _____, and becoming Ordinance 6123.

C. Ordinance 6123 shall be in full force and effect from and after October 10, 2018.

Approved as to Form:

STEVEN BURCH, Mayor

CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

CARROLL COUCH, City Clerk

Sikeston Board of Municipal Utilities
107 E. Malone Ave / P.O. Box 370
Sikeston, MO 63801

**Date of Last
Rate Revision**

October 1, 2013
Date

WATER **GENERAL SERVICE RATE** **PAGE 1 OF 1**

AVAILABILITY

This rate schedule is available to any metered customer within the City Limits and adjacent to the City's water distribution Mains, requiring standard water service. Usage through a single meter shall not combined with any other meter(s) for billing purposes.

SERVICE RATE

Customer Charge: The customer charge shall be based on meter size as follows.

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	7.25
1"	9.50
1 1/2"	14.00
2"	24.50
3"	76.00
4"	135.00
6"	210.00
8"	350.00

Usage Charges:

First 4,000,000 gallons or less	\$2.45 per thousand gallons
Over 4,000,000 gallons	\$2.00 per thousand gallons

Minimum Bill: The minimum bill for any billing period shall be the Customer Charge

GENERAL

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED _____

DATE EFFECTIVE January 01, 2019

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

Sikeston Board of Municipal Utilities
107 E. Malone Ave / P.O. Box 370
Sikeston, MO 63801

**Date of Last
Rate Revision**

January 1, 2019
Date

WATER GENERAL SERVICE RATE PAGE 1 OF 1

AVAILABILITY

This rate schedule is available to any metered customer within the City Limits and adjacent to the City's water distribution Mains, requiring standard water service. Usage through a single meter shall not combined with any other meter(s) for billing purposes.

SERVICE RATE

Customer Charge: The customer charge shall be based on meter size as follows.

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	8.75
1"	9.50
1 1/2"	15.50
2"	24.50
3"	76.00
4"	135.00
6"	210.00
8"	500.00

Usage Charges:

First 4,000,000 gallons or less	\$2.78 per thousand gallons
Over 4,000,000 gallons	\$2.10 per thousand gallons

Minimum Bill: The minimum bill for any billing period shall be the Customer Charge

GENERAL

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED _____

DATE EFFECTIVE January 01, 2020

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

Sikeston Board of Municipal Utilities
107 E. Malone Ave / P.O. Box 370
Sikeston, MO 63801

**Date of Last
Rate Revision**

January 1, 2020
Date

WATER GENERAL SERVICE RATE PAGE 1 OF 1

AVAILABILITY

This rate schedule is available to any metered customer within the City Limits and adjacent to the City's water distribution Mains, requiring standard water service. Usage through a single meter shall not combined with any other meter(s) for billing purposes.

SERVICE RATE

Customer Charge: The customer charge shall be based on meter size as follows.

<u>Meter Size</u>	<u>Customer Charge</u>
3/4"	9.00
1"	9.75
1 1/2"	16.00
2"	24.50
3"	80.00
4"	140.00
6"	210.00
8"	750.00

Usage Charges:

First 4,000,000 gallons or less	\$3.29 per thousand gallons
Over 4,000,000 gallons	\$2.25 per thousand gallons

Minimum Bill: The minimum bill for any billing period shall be the Customer Charge

GENERAL

Service will be furnished in accordance with rules and regulations adopted by the Board of Municipal Utilities.

DATE APPROVED _____

DATE EFFECTIVE January 01, 2021

MAYOR
City of Sikeston

CHAIRMAN
Board of Municipal Utilities

Council Letter

Date of Meeting: August 27, 2018

Originating Department: City Manager

To the Mayor and City Council:

Subject: Operation of Golf Carts on City Streets

Attachment(s):

1. Missouri Statutory Definitions of Various Vehicle Types
2. Missouri Statutes Regarding Various Vehicle Types
3. Schedule of Speed Limits from Sikeston City Code
4. City of Perryville Golf Cart Regulations
5. City of New Madrid Golf Cart Regulations

Action Options:

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

Background:

Recently members of the City Council have inquired about allowing the operation of golf carts on city streets. Missouri law differentiates between several vehicle types, including golf carts, low-speed vehicles, utility vehicles, recreational off-highway vehicles, all-terrain vehicles, and off-road vehicles. Each vehicle type has separate requirements if cities want to allow them to operate on public streets. For the purposes of this briefing, I will confine my comments to golf carts. The other vehicle types typically are able to travel significantly faster than golf carts and therefore have more stringent safety requirements and restrictions under the State law.

The State statute authorizing cities to allow golf carts on city streets reads as follows below. It gives cities the ability to allow golf carts with certain restrictions, and to adopt additional safety requirements above and beyond that which is required by the State law. Generally speaking, cities may adopt laws that are more stringent than state or federal laws, but not less stringent.

RSMo 304.034. Municipalities may regulate golf cart and motorized wheelchair usage on streets and highways.

- 1. Notwithstanding any other law to the contrary, the governing body of any municipality may by resolution or ordinance allow persons to operate golf carts or motorized wheelchairs upon any street or highway under the governing body's jurisdiction. A golf cart or motorized wheelchair shall not be operated at any time on any state or federal highway, but may be operated upon such highway in order to cross a portion of the state highway system which intersects a municipal street. No golf cart or motorized wheelchair shall cross any highway at an intersection where the highway being crossed has a posted speed limit of more than forty-five miles per hour.*
- 2. Golf carts operated on city streets shall be equipped with adequate brakes and shall meet any other safety requirements imposed by the governing body. Golf carts are not subject to the registration provisions of chapter 301.*
- 3. As used in this section, a "golf cart" means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty miles per hour.*

Several area cities do allow golf carts on city streets, including New Madrid, East Prairie, Charleston, and Perryville. The relevant city ordinances for New Madrid and Perryville are attached.

Draft Regulations for Sikeston

Following review of the State statutes, other cities' ordinances, and discussions with Public Safety and Public Works management, we have drafted the following outline of a new ordinance for Sikeston. Council review and comment on this draft is requested before an ordinance is finalized for official consideration.

- A. Golf carts operated on city streets, roads or alleyways shall be equipped with adequate brakes, reliable steering, safe tires, and a rearview mirror.*
- B. Any individual operating a golf cart on city streets, roads or alleyways shall be 18 years of age or older, and shall possess a valid driver's license.*
- C. Law enforcement officers are authorized to demand evidence of age and driver's license status of any golf cart operator, independent of any traffic behavior by said operator.*
- D. Golf carts shall only be operated on city streets, roads or alleyways between the hours of sunrise and one half hour before sunset.*
- E. The operator of a golf cart shall be subject to all traffic codes and speed regulations of the City.*
- F. The operator of a golf cart shall signal intent to turn using mechanical turn signals, or if cart is not equipped with mechanical turn signals, operator shall signal intent to turn using hand signals as proscribed by RSMo 304.019.*
- G. No person operating a golf cart on public streets shall:*
 - 1. Operate the vehicle at speeds exceeding 20 miles per hour;*
 - 2. Operate the vehicle in any careless or imprudent manner so as to endanger any person or property of a person;*
 - 3. Operate the vehicle while under the influence of alcohol or a controlled substance;*
 - 4. Operate the vehicle on city sidewalks;*

5. *Operate the vehicle off designated roadways in city parks;*
 6. *Operate the vehicle when the weather conditions include any form of precipitation, including fog, rain, snow, sleet, or freezing rain;*
 7. *Operate the vehicle on any state or federal highway, except to cross a portion of the state or federal highway system which intersects the municipal street;*
 8. *Cross any federal or state highway at an intersection where the highway being crossed has a posted speed limit of more than forty-five (45) miles per hour.*
 9. *Operate the vehicle on any street posted more than 30 miles per hour;*
- H. *The number of passengers riding within a golf cart shall not exceed the designated number of seating positions.*
- I. *Law enforcement officers may require the golf cart to be towed back to the owner's property at the owner's expense following any violation of this Section, if continued operation of the golf cart would present a danger to the operator or passengers of the golf cart, or to the general public.*

Streets Where Operation of Golf Carts Would be Prohibited

We recommend not listing in the ordinance all of the individual streets where operation of golf carts is prohibited, but rather prohibiting them on state and federal highways, and on streets where the speed limit is greater than 30 mph. That way we do not have to change the ordinance every time an affected street has its speed limit changed or a new street is built. For your information, the following streets currently would be prohibited under the rules as written above:

- Main Street
- Malone Ave
- Salcedo (Route Y) west of Main St
- Ables from South Ingram to AA
- Colonel George E Day
- Murray Ln from South Main to South West
- North Ingram
- South Ingram from George E Day to Ables
- North West from Compress to Salcedo
- Route BB
- Wakefield, west of North West

The full speed limit schedule for the City of Sikeston is attached. Streets which are not listed or marked have a speed limit of 30 mph per State law.

Issues Not Addressed

There are several issues not addressed in the regulations as presented above. Staff seeks Council direction regarding these items:

- **Seat belts.** Seat belts are not required by the state law and are not required in the draft city law as presented above. Seat belts are a basic safety feature in motor vehicles and would undoubtedly make golf carts on city streets safer. However, most golf carts are not

equipped with seat belts. Seat belts are not required by the Perryville or New Madrid ordinances which we reviewed.

- **Lights.** Headlights, taillights, and brake lights are not required in the draft regulations as written. Operation of golf carts is prohibited from half an hour before sunset to sunrise, but that still leaves the possibility of carts without lights operating in times of lower light conditions.
- **Turn Signals.** Golf carts are not typically equipped with turn signals, and the draft regulations as written do not require them. However, it should be recognized that a slow moving golf cart is likely to be passed by other motor vehicles, and there is a risk that a left-turning golf cart without turn signals may be struck by a passing vehicle. Therefore, if a golf cart is not equipped with turn signals the operator is required to use hand signals as proscribed in the Missouri statutes.
- **Operation on Recreational Trails.** The regulations as written prevent operation of golf carts “off designated roadways in city parks.” Currently, “motorized vehicles” are not allowed on city recreational trails in the Sports and Recreation Complex. The city is preparing to release construction bids for Phase I of the Rail Trail. Both the Rail Trail and the recreational trails in the Complex may be attractive routes for golf carts, and whether they are allowed or not should be addressed in the ordinance.
- **No local permit or inspection required.** The regulations as written do not require a city license/permit or inspection to operate on city streets.
- **Liability Insurance/Financial Responsibility.** The regulations as written do not require operators of golf carts on city streets to have liability insurance covering that activity. This means if a golf cart were to strike an automobile, there would not necessarily be liability insurance to cover the damage to the automobile (or its occupants). Our research so far, however, indicates that obtaining coverage for a golf cart operated on the street would be challenging. Normally, coverage for golf carts only covers typical golf uses, and would not cover street use. If coverage were to be written for use on the street, insurers would likely require all of the safety features found on other street legal vehicles: seatbelts, lights, mirrors, turn signals, etc. Very few golf carts are likely to be equipped with all of those features.

Definitions for Various Vehicle Types in the Missouri State Statutes

RSMo 301.010. All-Terrain Vehicles

<http://revisor.mo.gov/main/OneSection.aspx?section=301.010&bid=34622&hl=>

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires;

RSMo 301.010. Recreational Off-Highway Vehicles

<http://revisor.mo.gov/main/OneSection.aspx?section=301.010&bid=34622&hl=>

(48) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

RSMo 301.010. Utility Vehicles

<http://revisor.mo.gov/main/OneSection.aspx?section=301.010&bid=34622&hl=>

(68) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

RSMo 304.001 Off-Road Vehicles

<http://revisor.mo.gov/main/OneSection.aspx?section=304.001&bid=16190&hl=>

(9) "Off-road vehicle", any vehicle designed for or capable of cross-country travel on or immediately over land, water, ice, snow, marsh, swampland, or other natural terrain without benefit of a road or trail:

(a) Including, without limitation, the following:

- a. Jeeps;
 - b. All-terrain vehicles;
 - c. Dune buggies;
 - d. Multiwheel drive or low-pressure tire vehicles;
 - e. Vehicle using an endless belt, or tread or treads, or a combination of tread and low-pressure tires;
 - f. Motorcycles, trail bikes, minibikes and related vehicles;
 - g. Any other means of transportation deriving power from any source other than muscle or wind;
- and

(b) Excluding the following:

- a. Registered motorboats;
- b. Aircraft;
- c. Any military, fire or law enforcement vehicle;
- d. Farm-type tractors and other self-propelled equipment for harvesting and transporting farm or forest products;
- e. Any vehicle being used for farm purposes, earth moving, or construction while being used for such purposes on the work site;

- f. Self-propelled lawnmowers, or lawn or garden tractors, or golf carts, while being used exclusively for their designed purpose; and
- g. Any vehicle being used for the purpose of transporting a handicapped person;

RSMo 304.029 Low Speed Vehicles

<http://revisor.mo.gov/main/OneSection.aspx?section=304.029&bid=16207&hl=>

For purposes of this section a "low-speed vehicle" shall have the meaning ascribed to it in 49 CFR, section 571.3, as amended.

49 CFR, section 571.3

<https://www.law.cornell.edu/cfr/text/49/571.3>

Low-speed vehicle (LSV) means a motor vehicle,

(1) That is 4-wheeled,

(2) Whose speed attainable in 1.6 km (1 mile) is more than 32 kilometers per hour (20 miles per hour) and not more than 40 kilometers per hour (25 miles per hour) on a paved level surface, and

(3) Whose GVWR is less than 1,361 kilograms (3,000 pounds).

RSMo 304.034(3) Golf Carts

<http://revisor.mo.gov/main/OneSection.aspx?section=304.034&bid=16212&hl=>

As used in this section, a "golf cart" means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty miles per hour.



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Effective 28 Aug 2004

Title XIX MOTOR VEHICLES, WATERCRAFT AND AVIATION

Chapter 304

304.029. Operation of low-speed vehicles on highway, permitted when — exemptions. — 1. Notwithstanding any other law to the contrary, a low-speed vehicle may be operated upon a highway in the state if it meets the requirements of this section. Every person operating a low-speed vehicle shall be granted all the rights and shall be subject to all the duties applicable to the driver of any other motor vehicle except as to the special regulations in this section and except as to those provisions which by their nature can have no application.

2. The operator of a low-speed vehicle shall observe all traffic laws and local ordinances regarding the rules of the road. A low-speed vehicle shall not be operated on a street or a highway with a posted speed limit greater than thirty-five miles per hour. The provisions of this subsection shall not prohibit a low-speed vehicle from crossing a street or highway with a posted speed limit greater than thirty-five miles per hour.

3. A low-speed vehicle shall be exempt from the requirements of sections 307.350 to 307.402 for purposes of titling and registration. Low-speed vehicles shall comply with the standards in 49 CFR 571.500, as amended.

4. Every operator of a low-speed vehicle shall maintain financial responsibility on such low-speed vehicle as required by chapter 303 if the low-speed vehicle is to be operated upon the highways of this state.


5. Each person operating a low-speed vehicle on a highway in this state shall possess a valid driver's license issued pursuant to chapter 302.

6. For purposes of this section a "low-speed vehicle" shall have the meaning ascribed to it in 49 CFR, section 571.3, as amended.

7. All low-speed vehicles shall be manufactured in compliance with the National Highway Traffic Safety Administration standards for low-speed vehicles in 49 CFR 571.500, as amended.

8. Nothing in this section shall prevent county or municipal governments from adopting more stringent local ordinances governing low-speed vehicle operation if the governing body of the county or municipality determines that such ordinances are necessary in the interest of public safety. The department of transportation may prohibit the operation of low-speed vehicles on any highway under its jurisdiction if it determines that the prohibition is necessary in the interest of public safety.

(L. 2004 H.B. 996 and H.B. 1142 and H.B. 1201 and H.B. 1489 merged with S.B. 1233, et al.)

< end of effective 28 Aug 2004 > 

[use this link to bookmark section 304.029](#)



In accordance with Section [3.090](#), the language of statutory sections enacted during a legislative session are updated and available on this website **on the effective date** of such enacted statutory section.

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Title XIX MOTOR VEHICLES, WATERCRAFT AND AVIATION

Chapter 304

304.032. Utility vehicles, operation on highway and in streams or rivers prohibited — exceptions — passengers prohibited — violations, penalty. —

1. No person shall operate a utility vehicle, as defined in section 301.010, upon the highways of this state, except as follows:

(1) Utility vehicles owned and operated by a governmental entity for official use;

(2) Utility vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation, unless equipped with proper lighting;

(3) Utility vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;

(4) Governing bodies of cities may issue special permits for utility vehicles to be used on highways within the city limits by licensed drivers. Fees of fifteen dollars may be collected and retained by cities for such permits;

(5) Governing bodies of counties may issue special permits for utility vehicles to be used on county roads within the county by licensed drivers. Fees of fifteen dollars may be collected and retained by the counties for such permits;

(6) Municipalities may by resolution or ordinance allow utility vehicle operation on streets or highways under the governing body's jurisdiction. Any person operating a utility vehicle pursuant to a municipal resolution or ordinance shall maintain proof of financial responsibility in

accordance with section 303.160 or maintain any other insurance policy providing equivalent liability coverage for a utility vehicle.

2. No person shall operate a utility vehicle within any stream or river in this state, except that utility vehicles may be operated within waterways which flow within the boundaries of land which a utility vehicle operator owns, or for agricultural purposes within the boundaries of land which a utility vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating a utility vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle under subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than forty-five miles per hour.

4. No persons shall operate a utility vehicle:


(1) In any careless way so as to endanger the person or property of another;
or

(2) While under the influence of alcohol or any controlled substance.

5. No operator of a utility vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any utility vehicle in which the seat of such vehicle is designed to carry more than one person.

6. A violation of this section shall be a class C misdemeanor. In addition to other legal remedies, the attorney general or county prosecuting attorney may institute a civil action in a court of competent jurisdiction for injunctive relief to prevent such violation or future violations and for the assessment of a civil penalty not to exceed one thousand dollars per day of violation.

(L. 2008 S.B. 930 & 947, A.L. 2013 H.B. 103)

< end of effective 28 Aug 2013 > 

use this link to bookmark section 304.032



In accordance with Section **3.090**, the language of statutory sections enacted during a legislative session are updated and available on this website **on the effective date** of such enacted statutory section.

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Effective 28 Aug 2012

Title XIX MOTOR VEHICLES, WATERCRAFT AND AVIATION

Chapter 304

304.033. Recreational off-highway vehicles, operation on highways prohibited, exceptions — operation within streams and rivers prohibited, exceptions — license required for operation, exception. — 1. No person shall operate a recreational off-highway vehicle, as defined in section 301.010, upon the highways of this state, except as follows:


- (1) Recreational off-highway vehicles owned and operated by a governmental entity for official use;
- (2) Recreational off-highway vehicles operated for agricultural purposes or industrial on-premises purposes;
- (3) Recreational off-highway vehicles operated within three miles of the operator's primary residence. The provisions of this subdivision shall not authorize the operation of a recreational off-highway vehicle in a municipality unless such operation is authorized by such municipality as provided for in subdivision (5) of this subsection;
- (4) Recreational off-highway vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads;
- (5) Governing bodies of cities may issue special permits to licensed drivers for special uses of recreational off-highway vehicles on highways within the city limits. Fees of fifteen dollars may be collected and retained by cities for such permits;
- (6) Governing bodies of counties may issue special permits to licensed drivers for special uses of recreational off-highway vehicles on county roads within the county. Fees of fifteen dollars may be collected and retained by the counties for such permits.

2. No person shall operate a recreational off-highway vehicle within any stream or river in this state, except that recreational off-highway vehicles may be operated within waterways which flow within the boundaries of land which a recreational off-highway vehicle operator owns, or for agricultural purposes within the boundaries of land which a recreational off-highway vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating a recreational off-highway vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle pursuant to subdivision (4) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle. An individual shall not operate a recreational off-highway vehicle upon * a highway in this state without displaying a lighted headlamp and a lighted tail lamp. A person may not operate a recreational off-highway vehicle upon a highway of this state unless such person wears a seat belt. When operated on a highway, a recreational off-highway vehicle shall be equipped with a roll bar or roll cage construction to reduce the risk of injury to an occupant of the vehicle in case of the vehicle's rollover.

(L. 2012 H.B. 1251 merged with H.B. 1402 merged with H.B. 1647 merged with H.B. 1807, et al. merged with S.B. 470 merged with S.B. 480)

*Words "upon on" appear here in original rolls of H.B. 1807, et al., 2012.

< end of effective 28 Aug 2012 > 

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Title XIX MOTOR VEHICLES, WATERCRAFT AND AVIATION

Chapter 304

304.034. Municipalities may regulate golf cart and motorized wheelchair usage on streets and highways. — 1. Notwithstanding any other law to the contrary, the governing body of any municipality may by resolution or ordinance allow persons to operate golf carts or motorized wheelchairs upon any street or highway under the governing body's jurisdiction. A golf cart or motorized wheelchair shall not be operated at any time on any state or federal highway, but may be operated upon such highway in order to cross a portion of the state highway system which intersects a municipal street. No golf cart or motorized wheelchair shall cross any highway at an intersection where the highway being crossed has a posted speed limit of more than forty-five miles per hour.

2. Golf carts operated on city streets shall be equipped with adequate brakes and shall meet any other safety requirements imposed by the governing body. Golf carts are not subject to the registration provisions of chapter 301.

3. As used in this section, a "**golf cart**" means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty miles per hour.

(L. 2009 H.B. 683)



In accordance with Section **3.090**, the language of statutory sections enacted during a legislative session are updated and available on this website **on the effective date** of such enacted statutory section.

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Schedule I: Speed Limits

In accordance with the provisions of Chapter 320 and when signs are erected giving notice thereof, it shall be unlawful for any person to drive a vehicle at a speed in excess of the speeds listed below on the streets as designated.

Table I-A Speed Limits—Generally.

[R.O. 2009 § 10.04.122(300.211); Ord. No. 4073 § I, 1979; Ord. No. 4146 §§ I--II, 1980; Ord. No. 4197 §§ II--III, 1980; Ord. No. 4338, 1982; Ord. No. 4457 § 1, 1984; Ord. No. 4670 § VI, 6-7-1988; Ord. No. 4840, 4-10-1991; Ord. No. 5024 § II, 9-21-1994; Ord. No. 5304 § II, 1-2000; Ord. No. 5418 § IV, 8-29-2001; Ord. No. 5545 § II, 5-5-2003; Ord. No. 5629 § V, 4-2005; Ord. No. 5647 § V, 9-6-2005; Ord. No. 5700 § III, 1-2007; Ord. No. 5808 § IV, 1-4-2010]

Location	Speed Limit
Ables Road from South Ingram Street to Highway AA	35 mph
City Parks	20 mph
Col. George E. Day Parkway from South Main to South Ingram	35 mph
Euclid from Wakefield Avenue to Salcedo Road	25 mph
Harry from beginning of to dead end	20 mph
Highway 61/North Main (southbound) to Calvary Drive (log point 23.89) to Salcedo Road (log point 24.39)	55 mph
Highway 61 from Highway 60 to south City limits	45 mph
Industrial Road from Thompson Culvert curve to City park entrance	20 mph
Murray Lane from South Main to Southwest	35 mph
North Ingram Road from Linn Street to Campanella Drive	35 mph
Northwest from Compress Road to Salcedo	35 mph
Plaza,	
from Dudley to Kennedy	25 mph
from Dudley to Salcedo	35 mph
Route 60,	
from beginning of divided pavement west of Route 61 to Sikeston City limits approximately 1,000 feet east of Route 61	45 mph
from west City limits to east City limits	55 mph
Route 61,	
from Murray Lane to Route 60	45 mph
from Route 60 to south City limits	45 mph
Route BB (Brown Spur Road) from Route Y to south City limits	55 mph
Route Y (Salcedo Road),	
from 200 feet east of railroad to Euclid (westbound) when roadside flashers are operating	30 mph
from Euclid to 200 feet east of railroad (eastbound) when roadside flashers are operating	30 mph
from Euclid to North Kingshighway (eastbound)	40 mph
from Euclid to Westview Drive (westview)	45 mph
from North Kingshighway to Euclid (westbound)	40 mph
from west City limits to Westview Drive	55 mph
Salcedo Road from east of school zone to North Ingram	45 mph
South Ingram from Col. George E. Day Parkway to Ables Wakefield Avenue,	35 mph
from 800 feet west of Euclid Avenue to Brown Spur Road (State Route BB)	45 mph
from North West Street to 800 feet west of Euclid	35 mph

The provisions of this Section shall take effect upon the erection of the appropriate signs.

Table I-B School Zone Speed Limits.

[R.O. 2009 § 10.04.123(300.212); Ord. No. 4384 §§ 1--2, 1983; Ord. No. 4457 § 3(1), 1984; Ord. No. 4630 § 2, 8-3-1987; Ord. No. 4849, 5-6-1991; Ord. No. 5024 § 3, 9-21-1994; Ord. No. 5226 § II, 9-14-1998]

Location	Speed Limit
----------	-------------

Location	Speed Limit
Ables Road,	
from 50 feet west of west line of Glenn Drive to 140 feet	
west of west line of Ashley Drive	20 mph
from 420 feet east of east line of Twitty Drive to Pine Street	20 mph
Allen Boulevard from northeast corner of Allen and Cleveland to 180 feet north of north line of Baker Lane	20 mph
Baker Lane from 40 feet west of west line of Allen Boulevard to 45 feet east of east line of Davis Boulevard	20 mph
Cleveland Avenue from 135 feet east of east line of Davis Boulevard to 90 feet west of west line of Allen Boulevard	20 mph
Columbine from Salcedo to 779 feet north on Columbine	20 mph
Courtney Avenue from 130 from west of west line of Elm Street to Pine Street	20 mph
Davis Boulevard from 45 feet north of north line of Baker Lane to 55 feet north of north line of Cleveland Avenue	20 mph
Elm Street from 105 feet north of north line of Virginia Street to 230 feet north of north line of Courtney	20 mph
Floyd Avenue east right-of-way line of Glenn Drive to west right-of-way line of Ashely Drive	20 mph
Front from Scott to North Stoddard	20 mph
Gladys Avenue from 165 feet west of west line of Pine Street to Pine Street	20 mph
Glenn Drive from north right-of-way line of Charles Drive to Ables Road	20 mph
Greer Avenue from 210 feet west of west line of Pine Street to Pine Street	20 mph
Ingram Road from Ables Road to Malone Avenue	20 mph
Kathleen Avenue from 300 feet west of west line of Pine Street to Pine Street	20 mph
Lindenwood from North West Street to 700 feet west of west line of North West	20 mph
Matthews Avenue from 150 feet west of west line of Pine Street to Pine Street	20 mph
Moore Avenue from 60 feet south of south line of Woodlawn to 150 feet north of north line of Hunter Avenue	20 mph
Murray Lane from 60 feet east of east line of Lanning Avenue to 100 feet west of west line of Coleman Avenue	20 mph
North Stoddard from West North to West Malone	20 mph
North West Street from Kate Street to Arthur Street	20 mph
[Ord. No. 6074, 11-27-2017]	
Northwest 200 feet north of the north line on Thornwood to Salcedo Road	20 mph
Pine Street from north line of Greer Avenue to 70 feet north of north line of Virginia Street	20 mph
Salcedo Road from 160 feet west of Columbine to 1,051 feet east of Columbine	20 mph
Thornwood from 621 feet west of Northwest Street to Northwest	20 mph
Twitty Drive from 95 feet south of south line of Ables Road to Virginia Street	20 mph
Virginia Street,	
from 100 feet west of Mimosa to Pine Street	20 mph
from 135 feet east of east line of Pine Street to	
80 feet east of east line of Linden Lane	20 mph
Wakefield Avenue from North West Street to Railroad Crossing	
[Ord. No. 6074, 11-27-2017]	20 mph
West Center from Scott to North Stoddard	20 mph
West North from Scott to North Stoddard	20 mph

The provisions of this Schedule shall take effect immediately upon the erection of the appropriate signs.

The Uniform Traffic Code, as adopted by this Chapter, is amended to include the installation of school speed zone signs on Pine Street at Kathleen.

Perryville, MO Code of Ordinances

➤ PERRYVILLE, MISSOURI MUNICIPAL CODE

SUPPLEMENT HISTORY TABLE modified

➤ Title 1 - GENERAL PROVISIONS

➤ Title 2 - ADMINISTRATION AND PERSONNEL

➤ Title 3 - REVENUE AND FINANCE

➤ Title 5 - BUSINESS LICENSES AND REGULATIONS

➤ Title 6 - ANIMALS

➤ Title 8 - HEALTH AND SAFETY

➤ Title 9 - PUBLIC PEACE, MORALS AND WELFARE

▼ Title 10 - VEHICLES AND TRAFFIC

➤ Chapter 10.04 - TRAFFIC CODE ADOPTED

➤ Chapter 10.08 - VEHICLE OPERATOR LICENSES AND VEHICLE LICENSE PLATES

➤ Chapter 10.12 - RULES OF THE ROAD

➤ Chapter 10.16 - VEHICLE EQUIPMENT

➤ Chapter 10.20 - STOPPING, STANDING AND PARKING

➤ Chapter 10.24 - MOTOR VEHICLE LICENSE TAX

➤ Chapter 10.28 - ABANDONED VEHICLES

➤ Chapter 10.32 - ALL-TERRAIN VEHICLES



Chapter 10.36 - BICYCLES



Chapter 10.38 - MOTORIZED PLAY VEHICLES



Chapter 10.39 - ALL-TERRAIN VEHICLES, GOLF CARTS, AND UTILITY VEHICLES

10.39.010 - Definitions.

10.39.020 - All-terrain vehicle operation on streets or roadways prohibited.

10.39.030 - Golf cart or utility vehicle prohibition.

10.39.040 - Golf cart or utility vehicle operation.

10.39.050 - Violation—Penalty.



Title 12 - STREETS, SIDEWALKS AND PUBLIC PLACES



Title 13 - PUBLIC SERVICES



Title 15 - BUILDINGS AND CONSTRUCTION



Title 16 - SUBDIVISIONS



Title 17 - ZONING

STATUTORY REFERENCES modified

CROSS-REFERENCE TABLE

ORDINANCE LIST AND DISPOSITION TABLE modified

< 10.38.030 - Violation—Penalty.

Title 12 - STREETS, SIDEWALKS AND PUBLIC PLACES >

Chapter 10.39 - ALL-TERRAIN VEHICLES, GOLF CARTS, AND UTILITY VEHICLES^[1]



Sections

10.39.010 - Definitions.



Code of Ordinances

"All-terrain vehicle" means any motorized vehicle manufactured and used exclusively for off-highway use which is fifty (50) inches or less in width, with an unladen dry weight of one thousand five hundred (1,500) pounds or less, traveling on three, four, or more non-highway tires.

"Golf cart" means any motorized vehicle powered electrically or by any other means designed and manufactured for operation on a golf course for sporting and recreational purposes.

"Utility vehicle" means any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty (50) inches but no more than sixty-seven (67) inches in width, with an unladen dry weight of two thousand (2,000) pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes.

(Ord. No. 5592, § 1, 12-2-14)

State Law reference— Section 301.010, RSMo.

10.39.020 - All-terrain vehicle operation on streets or roadways prohibited.

All-terrain vehicles as defined herein shall not be operated upon the streets or roadways of the city except when properly equipped and used exclusively in the performance of maintenance work such as snow removal or as otherwise authorized by state law to operate on the highways of the state or as authorized in Chapter 10.32 of this code.

(Ord. No. 5592, § 1, 12-2-14)

State Law reference— Section 304.032, RSMo.

10.39.030 - Golf cart or utility vehicle prohibition.

No person shall operate a golf cart or utility vehicle as defined herein upon the streets or roadways of the city:

- A. In a careless manner so as to endanger the life or property of another;
- B. While under the influence of alcohol or any controlled substance;
- C. With a passenger unless the golf cart or utility vehicle is being operated for agricultural purposes or the seat is designed to carry more than one person;

(Ord. No. 5592, § 1, 12-2-14)

State Law reference— Section 304.032, RSMo.

10.39.040 - Golf cart or utility vehicle operation.



A golf cart or utility vehicle:

- A. May only be operated on the streets or roadways of the city by an operator who possesses a valid driver's license unless exempt under the laws of the state of Missouri;
- B. May only be operated between the hours of official sunrise and sunset;
- C. Must be operated in accordance with all traffic regulations and must not obstruct or interfere with normal traffic flow;
- D. Must be equipped with adequate brakes, reliable steering, safe tires, a rearview mirror, and reflectorized warning devices;
- E. Shall not be operated with more occupants than the number for which it was designed;
- F. Must not be operated at speeds in excess of twenty (20) miles per hour.

(Ord. No. 5592, § 1, 12-2-14)

10.39.050 - Violation—Penalty.



The violation of any of the provisions of this chapter will be punishable as a misdemeanor under the provisions of Section 1.16.010.

(Ord. No. 5592, § 1, 12-2-14)

ARTICLE XII. - CYCLE AND PLAY VEHICLES

Sec. 54-582. - Motorcycles, motorized bicycles, additional passenger.

- (a) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the rear or side of the operator.
- (b) The operator of a motorized bicycle shall ride only astride the permanent and regular seat attached thereto, and shall not permit more than one person to ride thereon at the same time, unless the motorized bicycle is designed to carry more than one person. Any motorized bicycle designed to carry more than one person must be equipped with a passenger seat and footrests for the use of a passenger.

(Code 2002, § 340.100)

Sec. 54-583. - All terrain vehicle and utility vehicle use; definitions; operated at own risk; penalty.

(a) *Definitions.*

All terrain vehicle means any motorized vehicle manufactured and used exclusively for off-road use which is 50 inches or less in width, with an unladen dry weight of 600 pounds or less, traveling on three, four or more low pressure tires, with a seat designed to be straddled by the operator and handle bars for steering control. All terrain vehicle does not include motorized wheel chairs, riding lawn mowers or go-carts.

City means the corporate limits of the City of New Madrid, Missouri.

Off-road vehicle means any vehicle that falls under the definitions of utility vehicle and all terrain vehicle.

Streets and alleys means those roadways that have been accepted or platted by the City of New Madrid, Missouri as public streets and alley ways.

Utility vehicle means any motorized vehicle manufactured and used exclusively for off-highway use which is 63 inches or less in width, with an unladen dry weight of 1,850 pounds or less, traveling on four or six wheels, to be used primarily for agricultural, recreational, landscaping, lawn care, or maintenance purposes.

(b) *Limitations on utility vehicle and all terrain vehicle operations on designated public streets.*

- (1) Utility vehicle and all terrain vehicle (hereinafter "off-road vehicle") operations on designated public streets and alleys shall be in accordance with the following limitations:
 - a. *Traffic laws apply.* It shall be unlawful for any person to operate an off-road vehicle in any manner which violates the provisions in this chapter. In addition no person shall operate an off-road vehicle:
 - 1. In any careless way so as to endanger the person or property of another; or
 - 2. While under the influence of alcohol or any controlled substance.
 - b. *No highway use.* An off-road vehicle may be operated only on designated public streets where the posted speed limit is 30 miles an hour or less. No off-road vehicle shall cross any highway or street at an intersection where the highway or street being crossed has a posted speed limit of more than 40 miles per hour.
 - c. *Valid license required.* A person operating an off-road vehicle on a street or highway pursuant to any exceptions created in RSMo 304.032 and 304.013 shall have a valid

operator's or chauffeur's license, except that a handicapped person operating such vehicle under subdivision (3) of subsection (b) of this section, shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than 30 miles per hour when being operated under the exceptions set forth in subsection (b) below.

- d. *Local permit required.* In addition to a valid operator's permit a person operating an off-road vehicle on a street shall be required to have a special operator's permit provided by this city as set forth in RSMo 304.032 and 304.013. A handicapped person will not be required to purchase a local permit. A fee of \$15.00 shall be charged for each permit so issued and the permit may be renewed annually by the operator upon proof of valid license and payment of the annual permit fee.
 - e. *Emblems required.* Every utility vehicle whenever operated on a public street shall display a slow-moving vehicle emblem in conformity with RSMo 307.127. Every all terrain vehicle shall display a bicycle safety flag which extends not less than seven feet above the ground attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than 30 square inches and shall be day glow in color.
 - f. *Lights required after dusk.* Off-road vehicles shall be operated upon the public streets only between sunrise and sunset, unless equipped with proper lights.
 - g. *Seats required.* No operator of an off-road vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any utility vehicle in which the seat of such vehicle is designed to carry more than one person.
 - h. *Right side of road.* Off-road vehicles must be operated at the extreme right of the street and must yield to all vehicular and pedestrian traffic.
 - i. *Scott Street prohibited.* No off-road vehicles shall be operated on Scott Street in either direction from U.S. Highway 61 to its terminus with Powell Ave.
 - j. *Helmet required.* No person under the age of 18 shall operate an all terrain vehicle without a securely fastened safety helmet on the head of such an operator.
 - k. *Streams protected.* No person shall operate an off-road vehicle within any stream or river in this state, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.
- (2) The limitations of subsection (1)b. ("Highways"), d. ("Local Permit"), e. ("Emblem") and i. ("Scott Street") above shall not apply to off-road vehicles being operated as follows:
- a. Utility vehicles owned and operated by a governmental entity for official use (RSMo 304.032.1.1);
 - b. Utility vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation, unless equipped with proper lighting (RSMo 304.032.1.2);
 - c. Utility vehicles or all terrain vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads and city streets when operated between the hours of sunrise and sunset (RSMo 304.032.1.3).
- (c) *Liability disclaimed.* The ordinance from which this section is derived is adopted to address the interest of public safety. Off-road vehicles are not designed or manufactured to be used on public streets and the City of New Madrid in no way advocates or endorses their operation on public streets

and alleys. The City of New Madrid, by regulating such operation is merely trying to address obvious and continuing safety issues that have arisen by the increased use of such vehicles by the public. The adoption of the ordinance from which this article is derived is not to be relied upon as a determination that operating on public streets is safe or advisable if done in accordance with this section. All persons who operate or ride upon off-road vehicles on public streets or alleys do so at their own risk and must be observant of and attentive to the safety of themselves and others, including passengers, other motorists, bicycles and pedestrians. The City of New Madrid assumes no liability under any theory of tort or contract and specifically denies any such liability including comparative fault. Any person who operates an off-road vehicle is responsible for procuring and maintaining liability insurance sufficient to cover the risk involved with operating an off[-road] vehicle on public streets and alleys and the procurement of such insurance is a condition precedent to the lawful operation of an off-road vehicle under this section.

- (d) *Penalty.* A violation of the provisions herein shall be a traffic ordinance violation punishable by a fine of up to \$1,000.00 and/or a term in the county jail of up to 30 days.
- (e) *Severability.* It is hereby declared to be the intention of the board of aldermen that each and every part, section and subsection of this article shall be separate and severable from each and every other part, section and subsection hereof and that the board of aldermen intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this section shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

(Ord. No. 1189, 4-4-2011)

Editor's note— Ord. No. 1189, adopted April 4, 2011, repealed the former § 54-583, and enacted a new § 54-583 as set out herein. The former § 54-583 pertained to all-terrain vehicles, off-road vehicles prohibited; exceptions; penalty and derived from the Code of 2002, § 340.120)

Sec. 54-584. - Reserved.

Editor's note— Ord. No. 1189, adopted April 4, 2011, repealed the former § 54-584, which pertained to utility vehicle use; operated at own risk; definitions and derived from Ord. No. 1138, adopted December 29, 2008. Similar provisions can be found in § 54-583.

Sec. 54-585. - Riding bicycles, sleds, roller skates by persons attached to a vehicle prohibited.

No person riding upon any bicycle, motorized bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or himself to any vehicle upon a roadway. Neither shall the driver of a vehicle knowingly pull a rider behind a vehicle.

(Code 2002, § 340.020)

Sec. 54-586. - Use of coasters, roller skates, roller blades, inline skates, skateboards restricted.

- (a) *Definitions.* For the purposes of this section, the following words and phrases shall have the meanings respectively ascribed to them in this subsection:

Guardian means any person to whom custody of a minor has been given by a court order.

Minor means any person under 17 years of age.

Parent means a person who is the natural or adoptive parent of a person. As used in this section herein, the term "parent" shall also include a court-appointed guardian or other person 18 years of age or older, authorized by the parent, by court order, or by the court-appointed guardian, to have care and custody of a person.

Person means any individual 17 years of age and older or otherwise emancipated by marriage.

Public place means any place to which the public or a substantial group of the public has access and includes, but is not limited to, streets, highways and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities and shops.

(b) *Offenses.*

- (1) No minor upon any coaster, roller skates, roller blades, or inline skates, or riding in or by means of any coaster, skateboard, toy vehicle or similar device, shall go upon any roadway except where designated to do so or while crossing a street on a crosswalk and when so crossing such person shall be granted all the rights and shall be subject to all of the duties applicable to pedestrians.
- (2) No minor shall use, operate or permit the use or operation of any coaster, roller skates, roller blades, inline skates, skateboard, toy vehicle or like instrument on any sidewalk, street, parking lot or other public place within commercial or industrial districts of the city.
- (3) No minor shall use, operate or permit the use or operation of any coaster, roller skates, roller blades, inline skates, skateboard, toy vehicle or like instrument on any sidewalk, street, parking lot or other public place within residential districts of the city if such activity presents a traffic, safety or other hazard.
- (4) The police officers are hereby authorized to impound the coaster, roller skates, roller blades, inline skates, skateboard, toy vehicle or similar device of such person or minor and to retain possession of same until such time as released by the juvenile officer or as the guardian of the violator shall appear at the police department and claim such.

(Code 2002, § 310.040; Ord. No. 1094, § I, 3-8-2007)

Sec. 54-587. - Bicycle equipment.

Every bicycle and motorized bicycle when in use on a street or highway during the period from one-half hour after sunset to one-half hour before sunrise shall be equipped with the following:

- (1) A front-facing lamp on the front or carried by the rider which shall emit a white light visible at night under normal atmospheric conditions on a straight, level, unlighted roadway at 500 feet.
- (2) A rear-facing red reflector, at least two square inches in reflective surface area, on the rear which shall be visible at night under normal atmospheric conditions on a straight, level, unlighted roadway when viewed by a vehicle driver under the lower beams of vehicle headlights at 600 feet.
- (3) Essentially colorless or amber reflectors on both the front and rear surfaces of all pedals. Each pedal reflector shall be recessed below the plane of the pedal or reflector housing. Each reflector shall be at least .91 square inches in projected effective reflex area, and must be visible at night under normal atmospheric conditions on a straight, level, unlighted roadway when viewed by a vehicle driver under the lawful lower beams of vehicle headlights at 200 feet.
- (4) A side-facing essentially colorless or amber reflector visible on each side of the wheel mounted on the wheel spokes of the front wheel within three inches of the inside of the wheel rim and a side-facing essentially colorless or red reflector mounted on the wheel spokes of the rear wheel within three inches of the inside of the wheel rim, or continuous retroreflective material on each side of both tires which shall be at least three-sixteenths of an inch wide. All such reflectors or retroreflective tire sidewalls shall be visible at night under normal atmospheric conditions on a

straight, level, unlighted roadway when viewed by a vehicle driver under the lawful lower beams of vehicle headlights at 300 feet. The provisions of this subsection shall not apply to motorized bicycles which comply with National Highway Traffic and Safety Administration regulations relating to reflectors on motorized bicycles.

(Code 2002, § 220.050)

Secs. 54-588—54-608. - Reserved.

Council Letter

Date of Meeting: August 27, 2018

Originating Department: City Manager

To the Mayor and City Council:

Subject: Wayfinding Signs

Attachment(s):

1. Rendering of Monument Signs
2. Aerial and Street View Maps

Action Options:

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

Background:

In October of 2016 the City entered into a 5 year contract with Geograph Industries for manufacture and installation of wayfinding and monument signs. The project was to be completed and paid in phases each year from the annual budget of the Convention and Visitors Bureau (CVB), which was then run as a city department. The project was split up over five years in order to spread the payments out in a way that would be affordable within the projected guest tax revenues.

Effective July 1, 2017, the City entered into a contract with the Chamber of Commerce, whereby the Chamber would operate the CVB and the city would remit ongoing guest tax revenues to the Chamber to be spent on statutorily allowed CVB expenditures. As part of that contract, the Chamber agreed to assume responsibility for payment of then existent contractual obligations, including the wayfinding sign project.

At this point in time, all of the wayfinding and highway welcome signs have been installed and paid for, and only the monument signs are outstanding. The contractor (Geograph) would like to install, and be paid for, the three monument signs all at once rather than come back in each of the upcoming fiscal years. The Chamber/CVB staff and I had a conference call with Geograph several weeks ago and they were also willing to scale back the project to fewer monument signs if we just wanted to finish out the project and be done with it.

The locations originally approved for monument signs were:

- On the railroad right-of-way near the Miner/Sikeston city limits.
- On 61 north of Fed Ex in the industrial park.
- On the SW corner of HH and N Ingram (approaching the Rodeo and Sports Complex)

More recent discussions with the City Council resulted in staff taking a second look at those locations. City and Chamber of Commerce/CVB staff now recommend two signs:

- On the railroad right-of-way near the Miner/Sikeston city limits (could be placed just west of Edward Ave, near the MoDOT maintenance yard, or a little bit further to the east, closer to the next driveway).
- In Matthews Park, facing westbound Hwy 60/Future I-57 traffic.

Aerial and street-view photos of these locations are attached.

The original contract with Geograph was for 3 monument signs at \$39,900 each (total \$119,700). They have given us a revised estimate of \$89,800 to do only two signs. Per previous City Council direction, if the balance of the Tourism Tax Fund (approximately \$51,000) is paid by the City toward the signs, the remaining balance of approximately \$38,800 would be paid by the Chamber/CVB.



1 M.01 - Monument Renderings
Scale: NTS

© WORKSHOP DESIGN LLC, 2016 NOT FOR CONSTRUCTION

SHEET DATE
04.15.16

SHEET NUMBER

G.24

SHEET TITLE

M.01 - LARGE MONUMENT RENDERINGS

REVISIONS

PROJECT

City of Sikeston Wayfinding Signage
Sikeston, Missouri

DRAWN/CHECKED

DS/BS

CLIENT

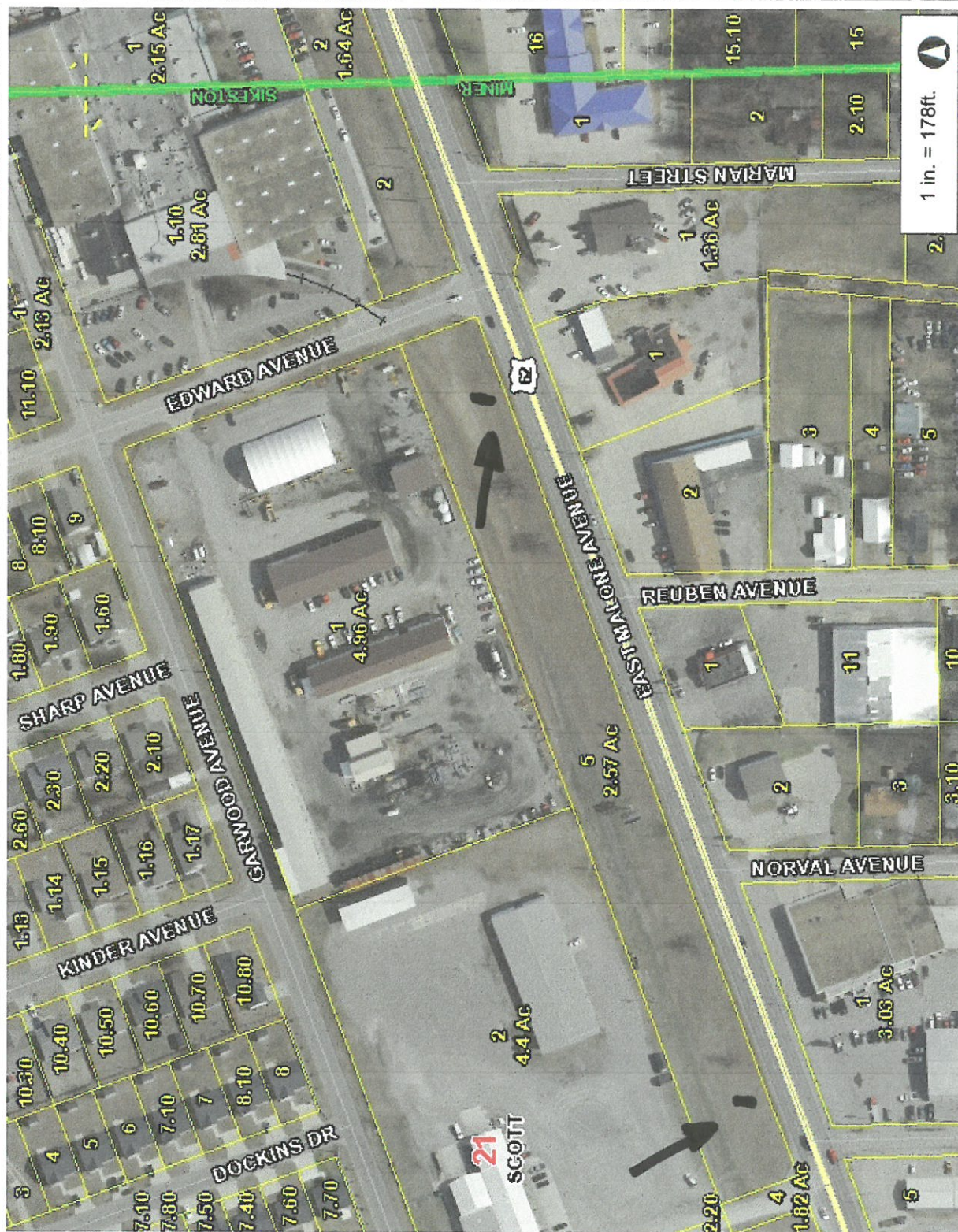
City of Sikeston
Sikeston, Missouri

PROJECT NUMBER

16003

WORKSHOP DESIGN LLC
2114 CENTRAL STREET, STE 124
KANSAS CITY MO 64108
P 816 842 4460

WORKSHOP

[illegible]

1 in. = 178ft.

Notes

This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

356.5 Feet

178.24

10.

356.5

Google Maps 2210 E Malone Ave



Image capture: Jul 2014 © 2018 Google

Sikeston, Missouri



Google, Inc.

Street View - Jul 2014

2015 E Malone Ave



Image capture: Jul 2014 © 2018 Google

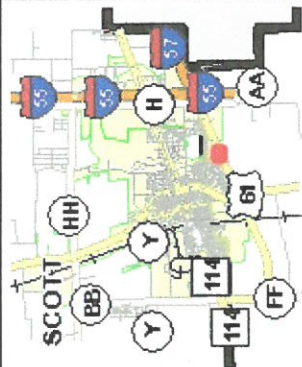
Sikeston, Missouri



Street View - Jul 2014

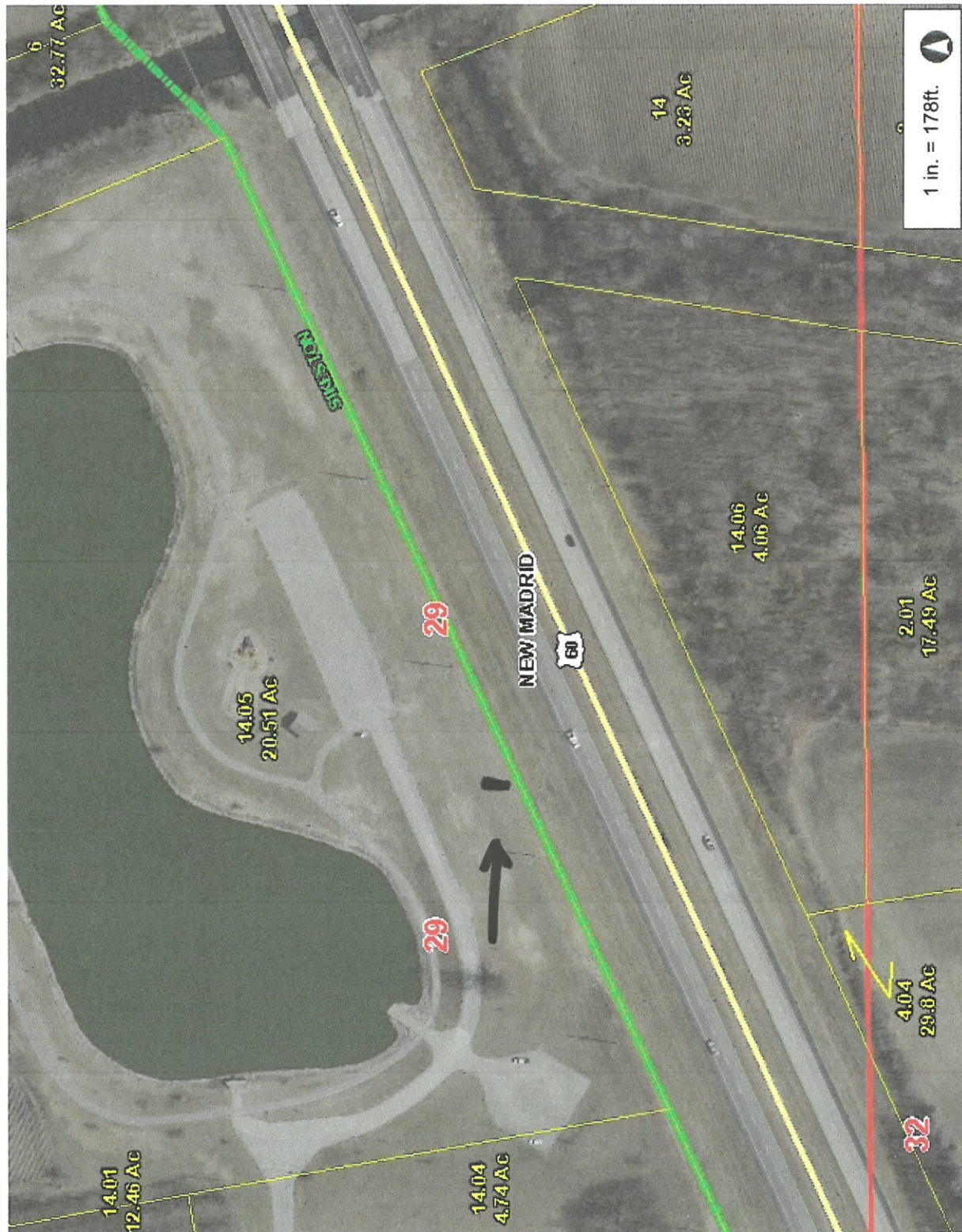


Sikeston, MO



Legend

- Road**
- <all other values>
 - INTERSTATE
 - U.S. HIGHWAY
 - STATE HIGHWAY
- Railroad**
- Parcel**
- Corporate Limit Line**
- Section**
- Land Grant**
- County Boundary**
- <all other values>
- NEW MADRID
- SCOTT



Notes

This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION



Image capture: Jan 2016 © 2018 Google

Silkeston, Missouri



Street View - Jan 2016



Council Letter

Date of Meeting: August 27, 2018

Originating Department: City Manager

To the Mayor and City Council:

Subject: Resolution 18-08-01, Authorizing Emergency Demolition of Four Structures Found to be Health and Safety Hazards.

Attachment(s):

1. Resolution 18-08-01
2. Property Photos

Action Options:

1. Approve Resolution 18-08-01
2. Other Action Council May Deem Necessary

Background:

City staff has determined that the four properties listed below are immediate health and safety hazards. The structures on each of the properties have been destroyed by fire and present immediate dangers to the health, safety and welfare of the citizens of Sikeston. Unsafe debris is found on all of the properties, and some of the structures also have walls and/or roofs that are in immediate danger of collapse. If the Council approves Resolution 18-08-01, staff will seek quotes for cleaning up any of the properties that we are unable to demolish with our own equipment. The FY19 budget contains \$30,000 for demolitions and it is expected that the total of these demolitions will be well below that amount.

Several other properties are in various stages of the city manager demolition hearing process, but these properties listed below present more immediate health and safety hazards and thus warrant immediate action.

The following pages contain photos of each of the properties:

- 315 Alabama
- 402 William
- 309 Jaycee
- 1510 W North

RESOLUTION 18-08-01

A RESOLUTION OF THE CITY OF SIKESTON, MISSOURI, AUTHORIZING EMERGENCY DEMOLITION OF FOUR STRUCTURES FOUND TO BE HEALTH AND SAFETY HAZARDS IN THE CITY OF SIKESTON

WHEREAS, the health, safety and welfare of our citizens and their neighborhoods is a priority purpose of our municipality, and

WHEREAS, unsafe and dilapidated structures pose a threat to the health, safety and welfare of our citizens and constitute a public nuisance.

NOW, THEREFORE, BE IT RESOLVED that the following structures constitute a public nuisance:

315 Alabama	Sikeston, MO 63801
402 William	Sikeston, MO 63801
309 Jaycee	Sikeston, MO 63801
1510 W North	Sikeston, MO 63801

BE IT FURTHER RESOLVED that since said structures pose an immediate danger to the health, safety and welfare of our citizens, the City is authorized to take emergency measures to demolish and/or remove said structures and assess the costs of such measures personally against the owners of said real estate and as a lien on the real estate.

Read this 27th day of August, 2018, discussed and voted upon as follows:

White-Ross, _____, Merideth, _____, Self, _____,

Burch, _____, Settles, _____, Gilmore, _____,

Evans, _____, thereby being

_____,

Steven H. Burch, Mayor

Approved as to form
Charles Leible, City Counselor

Seal / Attest:

Carroll Couch, City Clerk

315 Alabama



402 William



309 Jaycee



1510 W North



Council Letter

Date of Meeting: 18-08-27

Originating Department: Public Works Department / Street Division

To the Mayor and City Council:

Subject: 1st Reading, Bill #6116, Amending City Code Title III, Chapter 300, Schedule III, Table III-A Stop Locations, Authorizing the Installation of Stop Signs on North Ranney Street at Wakefield Avenue.

Attachment(s):

1. Bill #6116

Action Options:

1. 1st Reading of and briefing only. Council action will be requested on September 10, 2018
2. Other action Council may deem appropriate

Background:

The Traffic Committee met on August 21, 20108 and did favorably pass this agenda item to amend the uniform traffic code by placing 4-way stop signs on North Ranney Street at Wakefield Avenue.

This was a request made by DPS.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6116 AND SHALL AMEND TITLE III, CHAPTER 300, SCHEDULE III, TABLE III-A OF THE UNIFORM TRAFFIC CODE ESTABLISHING ADDITIONAL TRAFFIC CONTROL MEASURES WITHIN THE CITY OF SIKESTON, MISSOURI.

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

SECTION I: This ordinance shall be codified in the City Municipal Code.

SECTION II: The Traffic Committee did meet on August 21, 2018, and voted favorably to amend the uniform traffic code by the installation of stop signs at the intersection of North Ranney at Wakefield to create a four-way stop.

SECTION III: Title III, Chapter 300, Schedule III, Table III-A-Stop Locations; shall be amended to include as follows:

<u>Stop Sign</u>	<u>Sign Location</u>	<u>Controlled Traffic Movement</u>
North Ranney at Wakefield North Ranney at Wakefield	NW Corner SE Corner	South North

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

SECTION V: 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 VI: Record of Passage:

A. Bill Number 6116 was introduced and read the first time this 27th day of August, 2018.

B. Bill Number 6116 was read the second time and discussed on this 10th day of September 2018, and was voted as follows:

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

C. Ordinance 6116 shall be in full force and effect from and after Wednesday, October 10, 2018.

 STEVEN BURCH, Mayor

Approved as to Form:

 CHARLES LEIBLE, City Counselor

SEAL/ATTEST:

 CARROLL COUCH, City Clerk

Council Letter

Date of Meeting: 18-08-27

Originating Department: Public Works Department / Street Division

To the Mayor and City Council:

Subject: 1st Reading, Bill #6117, Amending City Code Title III, Chapter 300, Schedule III, Table III-A Stop Locations, Authorizing the Installation of Stop Signs at Glacier/Yellowstone.

Attachment(s):

1. Bill #6117

Action Options:

1. 1st Reading of and briefing only. Council action will be requested on September 10, 2018
2. Other action Council may deem appropriate

Background:

The Traffic Committee met on August 21, 2018 and did favorably pass this agenda item to amend the uniform traffic code by placing stop signs at Glacier/Yellowstone to control south bound traffic.

BILL Number 6117

ORDINANCE Number 6117

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6117 AND SHALL AMEND TITLE III, CHAPTER 300, SCHEDULE III, TABLE III-A OF THE UNIFORM TRAFFIC CODE ESTABLISHING ADDITIONAL TRAFFIC CONTROL MEASURES WITHIN THE CITY OF SIKESTON, MISSOURI.

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

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

SECTION II: The Traffic Committee did meet on August 21, 2018 and voted favorably to amend the uniform traffic code by placing stop signs on Glacier at Yellowstone

SECTION III: Title III – Chapter 300 – Schedule III, Table III-A – Stop Locations; shall be amended by including the following:

<u>Stop Sign</u>	<u>Through Street</u>	<u>Sign Location</u>	<u>Controlled Traffic Movement</u>
Glacier	Yellowstone	NW Corner	South

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

SECTION V: 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 VI: Record of Passage:

A. Bill Number 6117 was introduced and read the first time this 27th day of August, 2018.

B. Bill Number 6117 was read the second time and discussed this 10th day of September, 2018, and voted as follows:

White-Ross, _____, Evans, _____, Self, _____,
Meredith, _____, Settles, _____, Gilmore, _____,
Burch, _____, thereby being

_____,

becoming ordinance 6117.

C. Ordinance 6117 shall be in full force and effect from and after Wednesday, October 10, 2018.

Steven Burch, Mayor

Approved as to form
Charles Leible, City Counselor

Seal / Attest:

Carroll Couch, City Clerk

Council Letter

Date of Meeting: 18-08-27

Originating Department: Public Works Department

To the Mayor and City Council:

Subject: 1st and 2nd Reading and Consideration, Emergency Bill #6119, Authorization to Rezone

Attachment(s):

1. Bill #6119
2. Plat

Action Options:

1. Conduct 1st and 2nd Reading and approve request to rezone a tract of land which consists of approximately 7.47 acres and is generally located South of Brunt Boulevard and North of U.S. Highway 60 from "AG" Agriculture to "R-1" Single Family Residential, in the City of Sikeston, New Madrid County, Missouri.
2. Other action Council may deem appropriate

Background:

This is a request to rezone a tract of land (South Ridge Estates, 22nd Addition) which consists of approximately 7.47 acres and is generally located South of Brunt Boulevard and North of U.S. Highway 60 from "AG" Agriculture to "R-1" Single Family Residential, in the City of Sikeston, New Madrid County, Missouri.

The Planning & Zoning Commission did meet and approved this request on August 21, 2018.

This rezoning would change the current zoning from Agriculture to Two Family Dwellings, so that a planned commercial subdivision could be developed. Due to the time requirements, this matter is being presented as an emergency measure.

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6119 PROVIDING FOR THE REZONING FROM AGRICULTURE “AG” TO SINGLE-FAMILY RESIDENTIAL “R-1” THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A TRACT OF LAND, WHICH CONSISTS OF APPROXIMATELY 7.47 ACRES AND IS LOCATED GENERALLY SOUTH OF BRUNT BOULEVARD AND NORTH OF U.S. HIGHWAY 60, IN THE CITY OF SIKESTON, NEW MADRID 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 August 21, 2018 and voted to approve the rezoning from Agriculture “AG” to Single-Family “R-1” the following described real estate which consists of approximately 7.47 acres and is located generally south of Brunt Boulevard and north of U.S. Highway 60, in the City of Sikeston, New Madrid County, Missouri and legally described as follows:

“A TRACT OR PARCEL OF LAND BEING A PART OF U.S.P.S. NO. 643 AND U.S.P.S. 1127, TOWNSHIP 26 NORTH, RANGE 14 EAST, NEW MADRID COUNTY, MISSOURI AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF LOT 5 IN BLOCK 1 OF SOUTH RIDGE ESTATES, 21ST ADDITION, TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI; THENCE S.09°44'28"E. ON AND ALONG THE WEST LINE OF SOUTH RIDGE ESTATES 21ST ADDITION TO THE CITY OF SIKESETON, NEW MADRID COUNTY, MISSOURI A DISTANCE OF 538.99 FEET TO THE SOUTHWEST CORNER OF LOT 8 IN BLOCK 1 OF SOUTH RIDGE ESTATES, 21ST ADDITION TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI; THENCE S.65°33'09"W. ON AND ALONG THE NORTH R/W LINE OF U.S. HIGHWAY 60 A DISTANCE OF 561.96 FEET; THENCE N.23°17'46"W. A DISTANCE OF 520.60 FEET TO THE SOUTH R/W LINE OF BRUNT BOULEVARD; THENCE N.65°28'59"E. ON AND ALONG THE SOUTH R/W LINE OF BRUNT BOULEVARD A DISTANCE OF 688.32 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 7.47 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, 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 “AG” Agriculture to “R-1” Single-Family Residential.

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: Emergency Clause. To allow the developer to immediately begin the marketing of this tract, this matter is being presented as an emergency measure.

SECTION VIII: Record of Passage

- A. Bill Number 6119 was introduced and read the first time this 27th day of August 2018.
- B. Bill Number 6119 was read the second time and discussed this 27th day of August 2018, and was voted as follows:

Self _____, White-Ross _____, Evans _____, Settles _____,
Meredith _____, Burch _____, and Gilmore _____,
thereby being _____, and becoming ordinance 6119.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6119 and shall be in full force and effect.

Approved as to form
Charles Leible, City Counselor

Steven Burch, Mayor

Seal / Attest:

Carroll Couch, City Clerk

Exhibit "A"

[illegible]

Council Letter

Date of Meeting: 18-08-27

Originating Department: Public Works Department

To the Mayor and City Council:

Subject: 1st and 2nd Reading and Consideration, Emergency Bill #6120, Subdivision Request, South Ridge Estates, 22nd Addition

Attachment(s):

1. Bill #6120
2. Plat

Action Options:

1. Conduct 1st and 2nd Reading and approve request for a proposed subdivision (South Ridge Estates, 22nd Addition)
2. Other action Council may deem appropriate

Background:

This is a request for a proposed subdivision (South Ridge Estates, 22nd Addition) which consists of approximately 7.47 acres and is generally located South of Brunt Boulevard and North of U.S. Highway 60, in the City of Sikeston, New Madrid County, Missouri.

The Planning & Zoning Commission did meet and approved this request on August 21, 2018.

This request would allow for a planned commercial subdivision to be developed. Due to the time requirements, this matter is being presented as an emergency measure.

BILL Number 6120

ORDINANCE Number 6120

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6120 PROVIDING FOR APPROVAL OF SUBDIVIDING A 7.47 ACRE TRACT OR PARCEL OF LAND BEING KNOWN AS SOUTH RIDGE ESTATES, 22ND ADDITION, CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI, AND WHICH GENERALLY LIES SOUTH OF BRUNT BOULEVARD AND NORTH OF U.S. HIGHWAY 60, IN THE CITY OF SIKESTON, NEW MADRID 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 August 21, 2018 and passed a favorable recommendation to approve the subdividing of a tract or parcel of land the plat of which is attached hereto, marked Exhibit "A" and incorporated by reference and legally described as follows and known as South Ridge Estates, 22nd Addition to the City of Sikeston, New Madrid County, Missouri:

"A TRACT OR PARCEL OF LAND BEING A PART OF U.S.P.S. NO. 643 AND U.S.P.S. 1127, TOWNSHIP 26 NORTH, RANGE 14 EAST, NEW MADRID COUNTY, MISSOURI AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:
BEGINNING AT THE NORTHWEST CORNER OF LOT 5 IN BLOCK 1 OF SOUTH RIDGE ESTATES, 21ST ADDITION, TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI; THENCE S.09°44'28"E. ON AND ALONG THE WEST LINE OF SOUTH RIDGE ESTATES 21ST ADDITION TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI A DISTANCE OF 538.99 FEET TO THE SOUTHWEST CORNER OF LOT 8 IN BLOCK 1 OF SOUTH RIDGE ESTATES, 21ST ADDITION TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI; THENCE S.65°33'09"W. ON AND ALONG THE NORTH R/W LINE OF U.S. HIGHWAY 60 A DISTANCE OF 561.96 FEET; THENCE N.23°17'46"W. A DISTANCE OF 520.60 FEET TO THE SOUTH R/W LINE OF BRUNT BOULEVARD; THENCE N.65°28'59"E. ON AND ALONG THE SOUTH R/W LINE OF BRUNT BOULEVARD A DISTANCE OF 688.32 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 7.47 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, IF ANY, AFFECTING THE SAME."

SECTION III: Said plat and subdivision is accepted and approved subject to full compliance with all applicable building and other codes and the stormwater management plan.

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

SECTION V: 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 VI: Emergency Clause. To allow the developer to immediately begin the marketing of this tract, this matter is being presented as an emergency measure.

SECTION VII: Record of Passage

A. Bill Number 6120 was introduced and read the first time this 27th day of August 2018.

B. Bill Number 6120 was read the second time and discussed this 27th day of August 2018 and voted as follows:

Self _____, White-Ross _____, Evans _____, Settles _____,

Meredith _____, Burch _____, and Gilmore, _____

thereby being _____, and becoming ordinance 6120.

C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6120 and shall be in full force and effect.

Steven Burch, Mayor

Approved as to form
Charles Leible, City Counselor

Seal / Attest

Carroll Couch, City Clerk

Exhibit “A”

[illegible]

Council Letter

Date of Meeting 18-27-08

Originating Department: Public Works

To the Mayor and City Council:

Subject: Bid Award #19-12 Box Blade Grader with Transit

Attachments:

1. Bid tabulation sheet

Action Options:

1. Award bid to BRANDEIS for \$13,802.40 for a Level Best Grader.
2. Other action the City Council deems appropriate.

Background:

Staff opened bids for a Box Blade Grader with a Transit on Wednesday, August 8, 2018. Bids were received from two companies. The bid tabulation sheet is attached. The low bid from BRANDEIS is for \$13,802.40 for a Level Best. The Level Best comes with a 1-year warranty.

The Parks and Recreation Department budgeted \$13,800 for a box blade grader in the 2019 Capital Improvement Fund. The Level Best is the type of equipment that our department would prefer to work with for touchups on ballfield grading.

Staff is recommending a bid award to BRANDIES for \$13,802.40

CITY OF SIKESTON BID TABULATION SHEET
Bid #19-12 Commercial Box Blade Grader with Transit
August 8, 2018

VENDOR	COST
Redexim Turf Products	\$16,900.00
BRANDEIS	\$13,802.40

CHAIRMAN: Dustin Care **RECORDER:** Amanda Groves **VERIFIER:** Jay Lancaster

Council Letter

Date of Meeting 18-27-08

Originating Department: Public Works

To the Mayor and City Council:

Subject: Purchase 125 tons of DuraEdge Professional Infield Material and 50 tons of DuraTrax Warning Track Material for Infield Renovations

Action Options:

1. Approve the purchase of a combined 125 tons of DuraEdge Professional Infield Material
2. Approve the purchase of a combined 50 tons of DuraTrax Warning Track Material
3. Other action the City Council deems appropriate.

Background:

The Parks and Recreation Department is seeking approval to purchase a combined 125 tons of DuraEdge Professional Infield Material to be installed on the Field #1 and Field #2 infields for \$17,350.00 (\$8,675.00 per field) and 50 tons of DuraTrax Warning Track Material for \$5,700.00 (\$2850.00 per field). These prices include the material and freight costs.

According to Bid #19-13 - Infield Renovations, the Parks and Recreation Department stated that the City would purchase the materials from the distributor directly.

Advanced Turf Solutions is the sole authorized distributor of DuraEdge material in Southeast Missouri. They are a turf company whose headquarters are located in Fishers, Indiana but have locations in Cape Girardeau, St. Peters, and Columbia, Missouri; they also have locations in Illinois, Kentucky, Ohio, Pennsylvania, West Virginia, and Tennessee.

Staff recommends purchasing 125 tons of DuraEdge Professional Infield Material and 50 tons of DuraTrax Warning Track Material from Advanced Turf Solutions at the total price of \$23,050.00 for installation on the Field #1 and Field #2 infields.

Council Letter

Date of Meeting 18-08-27

Originating Department: Public Works

To the Mayor and City Council:

Subject: Award Bid #19-13 Infield Renovations at Recreation Complex

Action Options:

1. Award Bid #19-13 to Advanced Turf Solutions
2. Other action the City Council deems appropriate.

Background:

Staff opened bids from one vendor on Wednesday, August 15 for the renovation of three infields in the Recreation Complex. This included the National League Field (Field #1), American League Field (Field #2) and the JBR Baseball Field (Field #8) as an add alternate bid. The bid tabulation sheet is attached. The current bid was from Advanced Turf Solutions from Fishers, Indiana for \$23,258.94 for Field #1 and \$16,156.53 for Field #2. They did not submit a price for the add alternate bid for Field #8. The combined total of both fields is \$39,415.47.

With material costs, the overall budget for both fields was \$40,500.00. The Parks and Recreation Department issued a Contract Amendment last week to reduce the size of the warning track around the fields. The new price is \$30,615.47 for labor and including another \$23,050.00 for materials the total is \$53,665.47. The overage is covered within the Parks Capital Improvement Fund due to other costs being under budget.

Staff recommends awarding the bid to Advanced Turf Solutions to renovate the infields for Field #1 and Field #2 for \$53,665.47.

Council Letter

Date of Meeting 18-27-08

Originating Department: Public Works

To the Mayor and City Council:

Subject: Purchase MUSCO Field Lighting Contract 082114-MSL through NJPA for Fields #1-4, Field #5, and Field #7.

Action Options:

1. Authorize the purchase of Control-Link Equipment and installation from MUSCO Lighting for Fields #1-4
2. Authorize the installation of Control-Link Equipment for Field #5 and Field #7
3. Other action the City Council deems appropriate.

Background:

The Parks and Recreation Department budgeted \$55,000.00 to upgrade the baseball and softball field lighting at the Recreation Complex. MUSCO Lighting whose headquarters are in Oskaloosa, Iowa submitted a quote through the National Joint Powers Alliance (NJPA) for \$34,000.00. The quote is to install a Control-Link Cabinet for Fields #1- 4 and install a Control-Link Cabinet for Fields #5 – 8. The Control-Link Cabinet is designed for the field lights to be set on timers which Parks Staff can control without having users needing to be inside the control room of the concession stands.

The \$34,000 price doesn't include wiring Field #6 and Field #8 because the amount of fixtures on each of those fields requires more powerful amp contactors and the Contractor while on site will investigate a better solution to incorporate these two fields to the current cabinet. The estimated additional cost to wire Field #6 and Field #8 is \$8,000 which is still under the overall budgeted amount.

The City of Sikeston is currently a member of the NJPA which is a public agency that provides cooperative purchasing for government and educational agencies. Purchasing from MUSCO through the NJPA meets state bidding requirements.

Staff recommends awarding the contract to MUSCO Lighting for \$34,000.00 for the purchase and installation of the Control-Link Cabinets for the baseball and softball fields.

Council Letter

Date of Meeting 18-08-27

Originating Department: Public Works

To the Mayor and City Council:

Subject: Briefing on New Madrid County Flood Plain Project

Action Options:

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

Background:

On Wednesday, August 15th, SEMA staff presented an update for the flood plain mapping for New Madrid County. This was in response to the many comments made on the updated presented in February of this year. We are pleased to announce that the areas in the southern portions of Sikeston which were be added to the floodplain as a part of the February update have since been removed. Therefore, none of those areas will be added as a part of this update.

Council Letter

Date of Meeting 18-08-27

Originating Department: Public Works

To the Mayor and City Council:

Subject: Approval of Land Lease for Airport Hanger

Attachment(s):

1. Brown's Land Lease for Airport Hanger

Action Options:

1. Approve Land Lease for Airport Hanger
2. Other action the City Council deems appropriate.

Background:

Staff is requesting Council to approve the land lease contract for the Brown's airport hanger which is up for renewal. The cost has been updated to be consistent with other renters of similar space.

AIRPORT GROUND LEASE

This Agreement made and entered into this 1st day of September 2018, by and between the CITY OF SIKESTON, MISSOURI, a Municipal Corporation, hereinafter called "Lessor", and JAMES AND CYNTHIA BROWN, hereinafter referred to as "Lessee".

WITNESSETH:

WHEREAS, the Lessor owns and operates the Sikeston Memorial Airport, which is located and situated upon real estate wholly within the City of Sikeston, Scott County, Missouri; and

WHEREAS, the Lessee is desirous of leasing and renting from the Lessor a portion of the real estate comprising the Sikeston Memorial Municipal Airport, containing approximately .22 acres, which said real estate is more particularly and fully described in Exhibit A which is hereto attached, for the purposes of aircraft storage and maintenance and upon which realty a "hanger-type" building will be maintained; and

WHEREAS, the Lessor is willing to lease and let unto the Lessee that real estate described in Exhibit A hereto attached upon the terms and conditions herein; and

WHEREAS, said leased premises will be used for the storage, warehousing and maintenance of aircraft.

SO NOW THEREFORE, in consideration of the rents, covenants, and agreements herein contained, Lessor does hereby agree to lease and does lease unto the Lessee the premises described in Exhibit A which is attached hereto and made a part hereof, together with a right-of-way over and across other adjacent real estate of the Lessor of sufficient width and length to give Lessee access to said tract for ingress and egress for aircraft and motor vehicles.

1. Rental: For the term of this Lease, the Lessee shall pay to the Lessor, as and for the rental of the real estate, the sum of One Thousand Dollars (\$1000) per year.

All rents due under this Lease are payable annually without demand on the 1st of July each year beginning July 1, 2018.

All payments are to be made at the office of the City Collector of the City of Sikeston or at such other place as Lessor may direct.

2. The term of this lease shall begin upon the execution hereof and shall expire on June 30, 2023.

3. It is hereby agreed that nothing herein contained shall be construed to grant or authorize the grating of an exclusive right prohibited by Section 308 of the Federal Aviation Act of 1958, as amended, and the Lessor reserves the right to grant to others the privilege and right of

conducting any or all of the aeronautical activities listed herein, or any other activity of an aeronautical nature on other realty of the Lessor.

4. The Lessee agrees that the Lessor has the right to adopt and enforce reasonable rules and regulations and that Lessee and all its employees, agents and servants will faithfully observe and comply with all rules and regulations as may be promulgated by the Lessor, the United States of America or any Department or Agency thereof, and the State of Missouri.

5. The Lessee may not assign or transfer this lease, or any interest therein, or sublet the premises or any part hereof without the prior written consent of the Lessor (which consent shall not be unreasonably withheld), and any attempt at assignment, transfer or subletting without said written consent, shall be void; and at the option of the Lessor, deemed sufficient grounds for the cancellation and termination of this lease.

6. Lessor reserves the right further to develop or improve the landing area and all publicly owned air navigation facilities or the Airport as it sees fit, regardless of the desire or view of Lessee, and without interference or hindrance.

7. Lessor reserves the right to take any action it considers necessary to protect the aerial approaches of the Airport against obstruction, together with the right to prevent Lessee from erecting, or permitting to be erected, any building or other structure on the Airport which in the opinion of Lessor should limit the usefulness of the Airport or constitute a hazard to aircraft.

8. During time of war or national emergency, Lessor shall have the right to enter into an agreement with the United States Government for military or naval use of part or all of the landing area, the publicly owned air navigation facilities and/or other areas or facilities of the Airport. If any such agreement is executed, the provision of this instrument, insofar as they are inconsistent with the provisions of any such agreement with the Government, shall be suspended.

9. This agreement shall be subordinate to the provision of any outstanding agreement between Lessor and the United States relative to the maintenance, operation or development of the Airport.

10. There is hereby reserved to the City of Sikeston, its successors and assigns, for the use and benefit of the public, a free and unrestricted right of flight for the passage of aircraft in the air space above the surface of the premises herein demised, together with the right to cause in said air space such noise as may be inherent in the operation of aircraft, now known or hereafter used for navigation of or flight in the air, using said air space for landing at, taking off from or operating on or about the Sikeston Airport.

11. It is hereby understood and agreed that the rights granted by this agreement will not be exercised in such a way as to interfere with or adversely affect the use, operation, maintenance or development of the airport.

12. The Lessee agrees that no signs or advertising material shall be placed or erected upon the leased premises without the prior written consent of Lessor.

13. Lessee covenants and agrees to hold Lessor free and harmless from loss from each and every claim and demand of whatever nature made by or on behalf of any person or persons for any wrongful act or omission arising out of the use of the premises hereby demised or any of the airport facilities on the part of Lessee, its agents, servants, invitees and employees, and for such purpose Lessee agrees to carry liability insurance naming the Lessor and its officers and employees as additional insureds, such insurance to have limits of not less than the following:

\$1,000,000 for personal injury to any one person;
\$2,000,000 for personal injury to any one accident;
\$500,000 for property damage.

Lessee further agrees to file a certificate of insurance with the Lessor evidencing that such insurance has been furnished, and that the same will not be canceled without ten (10) days notice to Lessor.

14. In the event Lessee fails to pay the rent hereunder within thirty (30) days after same shall become due, or in the event Lessee shall violate any of the terms or conditions of this lease, and shall fail after a thirty (30) day notice in writing from the Lessor to rectify such violation, Lessor may, at its option, declare this lease canceled and terminated and shall be entitled to immediate possession of the leased premises.

15. Lessor reserves the right to enter upon the leased premises at any reasonable time for the purpose of making any inspection it may deem expedient.

16. At the expiration or termination of this lease, the Lessee agrees that it will give peaceful possession of the leased premises in as good condition as they now are, ordinary wear and tear excepted. The Lessee agrees to remove all buildings and structures on the leased area, if required by the City of Sikeston.

17. The agreement shall extend to and be binding upon the heirs, executors, administrators, trustees, successors, receivers and assigns of the parties hereto.

18. Lessee agrees to furnish service on a fair, equal and not unjustly discriminatory basis to all users thereof, and to charge fair, reasonable and not unjustly discriminatory process for each unit or service. Provided, that Lessee may make reasonable and nondiscriminatory discounts rebates, or other similar type of price reductions to volume purchasers.

IN WITNESS WHEREOF, the parties hereto have executed this Lease as of the day and year first above written.

CITY OF SIKESTON

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

JAMES L. BROWN

CYNTHIA BROWN