

TENTATIVE AGENDA
REGULAR CITY COUNCIL MEETING
SIKESTON CITY HALL

Monday, October 6, 2014
5:00 P.M.
(Amended)

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. APPROVAL OF CITY COUNCIL MINUTES
 - A. Special City Council Meeting August 25, 2014
 - B. Regular City Council Meeting September 8, 2014
 - C. City Council Study Session September 18, 2014
 - D. Special City Council Meeting September 29, 2014
- VI. ACCEPTANCE OF BOARD AND COMMISSION MINUTES
 - A. Board of Adjustments August 25, 2014
 - B. Department of Economic Development August 12, 2014
 - C. Housing Authority August 11, 2014
 - D. Library Board August 4, 2014
 - E. Park Board August 11, 2014
- VII. PRESENTATIONS
 - Boards & Commissions Appointees Oath of Office Ceremony
 - Employee of the Fourth Quarter
- VIII. ITEMS OF BUSINESS
 - A. Briefing: Applegate & John R. Blvd. Drainage Projects
 - B. Consideration of Resolution 14-10-01, Demolition of Nuisance Structures
 - C. Award of Broker Services for Ancillary Employee Benefits
 - D. Award of Bid #15-02, Fire Truck Purchase
 - E. 2nd Reading & Consideration of Bill #5968, Authorizing Execution of Agreement for Lease/Purchase of Dump Trucks
 - F. 2nd Reading & Consideration of Bill #5967, Amending City Code Section 135.310 to Increase Domestic Violence Shelter Surcharge Fee
 - G. Discussion with City of Miner Regarding Fire Protection Services
 - H. Other Items As May Be Determined During the Course of the Meeting
- IX. COMMUNICATIONS FROM CITY COUNCIL
- X. ADJOURNMENT INTO EXECUTIVE SESSION
 - Property (RSMo 6.10.021(2))
 - Litigation (RSMo 6.10.021(1))

XI. ADJOURNMENT

Dated this 2nd day of October 2014

Carroll Couch, City Clerk

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

SPECIAL CITY COUNCIL MEETING
AUGUST 25, 2014

CALL TO ORDER/RECORD OF ATTENDANCE

The special Sikeston City Council meeting of August 25, 2014 was called to order at 11:30 a.m., in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Jerry Pullen and Councilmen Steven Burch, Bob Depro, Jon Gilmore, John Graham, Maude Harris, and Kathy Teachout. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Economic Development Director Ed Dust, Street Supervisor Darren Martin, Vehicle Maintenance Supervisor Jimmy Groves, Director of Public Safety Drew Juden, and Parks Director Jiggs Moore. Rick Landers of the Board of Municipal Utilities was also present.

PUBLIC HEARING

Councilman Depro moved to open a public hearing regarding the establishment of the 2014 municipal real estate tax rates. The motion was seconded by Councilman Graham and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

City Clerk Carroll Couch reviewed the process of establishing the 2014 municipal real estate tax rates. No comments were heard. Councilman Gilmore moved to close the public hearing. The motion was seconded by Councilman Graham and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

ITEMS OF BUSINESS

Bill Number 5965, Establishing the 2014 Municipal Property Tax Rates

Councilman Depro moved for the first reading of Bill Number 5965. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented Bill Number 5965 for reading, an emergency bill, which upon adoption and passage, shall become Ordinance Number 5965, an ordinance fixing the rate of taxation on all taxable property in the City of Sikeston, Missouri, for the Fiscal Year 2014-2015.

Councilman Burch moved for the second reading of Bill Number 5965. The motion was seconded by Councilman Graham and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL Number 5965

ORDINANCE Number 5965

AN EMERGENCY BILL, WHICH UPON ADOPTION AND PASSAGE, SHALL BECOME ORDINANCE NUMBER 5965, AN ORDINANCE FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY OF SIKESTON, MISSOURI, FOR THE FISCAL YEAR 2014-2015.

WHEREAS, the Sikeston City Council held a public hearing in accordance with Section 67.110 RSMO prior to the adoption of the City's 2014-2015 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 and two one-hundredth cents (\$.4002) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2014-2015.

Section III. That for the purpose of maintaining a public library fund, there is hereby levied a tax rate of seventeen and forty four one-hundredth cents (\$.1744) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2014-2015.

Section IV. That for the purpose of maintaining public parks, there is hereby levied a tax rate of seventeen and forty four one-hundredth cents (\$.1744) per one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City of Sikeston, Missouri, for the year 2014-2015.

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 5965 was introduced to Council and read the first time this 25th day of August 2014.
- B. Bill Number 5965 was read the second time this 25th day of August 2014. Councilman Teachout moved to approve Bill Number 5965. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed
and becoming Ordinance Number 5965.

C. Ordinance 5965 shall be in full force and effect from and after Monday, August 25, 2014.

Bill Number 5964, Authorizing Increase in BMU Electrical Rates

Councilman Depro moved for the second reading of Bill Number 5964. The motion was second by Councilman Burch and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NUMBER 5964

ORDINANCE NUMBER 5964

A BILL, WHICH UPON ADOPTION AND PASSAGE SHALL BECOME EMERGENCY ORDINANCE NUMBER 5964 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 September 1, 2014 shall be as set forth on Exhibit "A" which is attached hereto and incorporated by reference.

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

SECTION IV: This Ordinance is being considered as an emergency measure in order to comply with certain refinancing requirements of City of Sikeston revenue bonds.

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

SECTION VII. Emergency Clause: Due to the deadlines established by the Board of Municipal Utilities Board of Commissioners this bill will become effective September 1, 2014.

SECTION IX: Record of Passage:

A. Bill Number 5964 was introduced and read the first time this 4th day of August 2014.

B. Bill Number 5964 was read the second time and discussed on this 25th day of August 2014. Councilman Teachout moved to approve Bill Number 5964. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed,
and becoming Ordinance 5964.

C. Ordinance 5964 shall be in full force and effect from and after September 1, 2014.

Bill 5961, Authorization to Amend Chapter 405 Zoning Regulations of the City Code of the City of Sikeston, Missouri Regarding the Definition, Permitted Uses and Conditional Uses of Manufactured Housing Units

Councilman Depro moved for the second reading of Bill Number 5961. The motion was seconded by Councilman Teachout and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL Number 5961

ORDINANCE Number 5961

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5961 AND SHALL AMEND CHAPTER 405 ZONING REGULATIONS OF THE CITY CODE OF THE CITY OF SIKESTON, MISSOURI TO DEFINE MANUFACTURED HOUSING UNITS, THEIR PERMITTED AND CONDITIONAL USES.

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

SECTION I: This Ordinance shall be codified in Chapter 405 Zoning Regulations of the Sikeston Municipal Code.

SECTION II: Chapter 405.050 Definitions shall be amended to read as follows:

A. Delete definition of "House Trailer" in its entirety.

B. Amend the definitions to read as follows:

"MANUFACTURED HOME, CLASS A

A transportable structure intended for permanent occupancy as a residential unit, fabricated in a factory in compliance with Federal Manufactured Home Construction and

Safety Standards, adopted June 15, 1976, as amended. It must carry the HUD seal of approval and comply with minimum standards for tie-down systems published by the Missouri Public Service Commission, and being fifteen (15) years old or newer at time of permit application for placement or relocation of the manufactured home on an appropriately zoned lot, except as further provided for in this Chapter.

MANUFACTURED HOME, CLASS B

A transportable structure intended for permanent occupancy as a residential unit, that does not bear the HUD seal of approval or being 16 years or older at time of application. Said unit shall comply with minimum standards for tie-down systems published by the Missouri Public Service Commission."

SECTION III: Division 1: "R-1" and "R-2" Single Family Residential Districts, Section 405.450 Permitted Uses, paragraph A (1) and A (2) are amended to read as follows:

"SECTION 405.450 PERMITTED USES.
[R.O. 2009 § 17.12.020]

- A. In Districts "R-1" and "R-2", no building or land shall be used and no building shall hereafter be erected, constructed, reconstructed or altered, except for one (1) or more of the following uses:
 - 1. In District "R-1" single-family dwellings, but not Class A or Class B manufactured homes.
 - 2. In District "R-2" single-family dwellings, including Class A manufactured homes, subject to the provisions and restrictions of Section 405.460 Conditional Uses of this Chapter."

SECTION IV: Division 1: "R-1" and "R-2" Single Family Residential Districts, Section 405.460 Conditional Uses, is amended as follows:

- A. Paragraph "A" is amended to read as follows:

"SECTION 405.460 CONDITIONAL USES.
[R.O. 2009 § 17.12.030]

A. The following uses may be permitted in District "R-1" and District "R-2" after proper permit application for placement or relocation of the manufactured home on an appropriately zoned lot, review and approval pursuant to the provisions of this Section and Article V "Board of Adjustment" of this Chapter."

- B. Item A (5) shall read as follows:

- 5. In District "R-2", manufactured home class A units may be permitted as infill development or unit replacement only subject to these additional provisions and restrictions:

- a. The usable square footage of the manufactured home shall be at least equal to the average square footage of the conventionally built homes in the immediate area (three hundred (300) feet).
- b. Roofs will be constructed using composition materials and will have a minimum pitch of the main roof of two and one-half (2½) foot rise for each twelve (12) feet of horizontal run and a minimum roof overhang of six (6) inches per side.
- c. The width can be no less than thirty percent (30%) of the length.
- d. Exterior siding or covering shall be of a type, quality and appearance customarily used on conventionally built homes.
- e. Have all wheels, axles, hitch and other mechanisms removed and placed on and anchored to a permanent and complete foundation that has been constructed of materials and in a manner approved by the building codes as currently adopted by the City and the Missouri Public Service Commission.
- f. Orientation of the manufactured housing unit on the lot will conform to the same orientation as the majority of conventionally built structures in the immediate area (three hundred (300) feet).
Example: Front door to front lot line, rear door to rear lot line.
- g. An apron or perimeter enclosure of solid masonry construction or other suitable materials shall be installed in accordance with the building codes as currently adopted by the City.
- h. Any such structure so installed shall conform to the appropriate zoning and subdivision ordinances and any other pertinent ordinance in effect at the time of installation or construction.

6. Zero lot line construction as provided for in Chapter 405, Article VII, Division 15.”

SECTION V: Section 405.471 Foundation, Anchoring and Underpinning (Skirting) Requirements, is inserted into Division 1: “R-1” and” R-2” Single-family Residential Districts:

“SECTION 405.471 FOUNDATION, ANCHORING AND UNDERPINNING (SKIRTING) REQUIREMENTS

[Ord. 5961 §V, 2014]

A. All manufactured homes located within the City of Sikeston shall be set upon a permanent foundation properly designed and enclosed in accordance with the International Building Code.

1. Manufactured homes shall be attached to a permanent footing, which manner of placement shall be as stated on the building permit, and meet all manufacturers’ specifications for support.
 - a. Pier pads are not permitted.
 - b. All footings shall have reinforced steel, as dictated by appropriate building code.
 - c. A minimum of eighteen (18) inches of crawl space must be maintained under the entire manufactured unit.

B. Manufactured home anchors shall be imbedded in the footing or foundation to HUD, Missouri Public Service Commission and manufacturer's specifications.

C. Within ninety (90) days of the manufactured home's setup, underpinning shall be installed in such a way that all areas directly under the home are enclosed.

1. Underpinning shall be similar in appearance to materials used for the siding of the manufactured home to which it is attached.
2. Said underpinning/foundation shall have permanently installed venting in accordance with the manufacturer's specifications. Deletions or omissions of vents are not allowed and homes will not be approved for occupancy without appropriate venting."

SECTION VI: Division 2: "R-3" Single Family Residential Manufactured Home District, Section 405.480 Purpose is amended to read as follows:

"SECTION 405.480 PURPOSE.

[R.O. 2009 § 17.14.010; Ord.5961 §V, 2014]

- A. It is the purpose and intent of this Chapter to allow the placement of Class A manufactured homes within this district to increase the options available for low to moderate income households in select residential areas of the City. The placement of manufactured housing would be permitted subject to the requirements and procedures set forth herein. Single ownership of the lot and manufactured housing unit must be demonstrated before a building permit will be issued and in no case shall a manufactured home pad or lot be rented out in this district. No manufactured home class B units shall be located in or relocated to an "R-3" Single Family Residential Manufactured Home District.
- B. Any manufactured home class B unit located within an "R-3" Single Family Residential Manufactured Home District at the time of the adoption of this ordinance may remain until said manufactured home is moved or relocated from its original lot and/or pad."

SECTION VII: Division 2: "R-3" Single Family Residential Manufactured Home District, Section 405.490 Permitted Uses is amended to read as follows:

"SECTION 405.490 PERMITTED USES.

[R.O. 2009 § 17.14.020; Ord. 5961 §VII, 2014]

- A. In District "R-3", no building, structure or premise shall hereafter be erected, constructed, reconstructed or altered, located, or re-located except for one (1) or more of the following uses:
 1. Any use permitted in Districts "R-1" or "R-2".
 2. Class A Manufactured Home unit as defined by this regulation, and installed per regulations established by the City of Sikeston, and the Missouri Public Service Commission."

SECTION VIII: Section 405.500 Conditional Uses is amended, as follows:

"SECTION 405.500 CONDITIONAL USES.

[R.O. 2009 § 17.14.030; Ord. 5961 §VIII, 2014]

All conditional uses permitted in Districts "R-1" and "R-2" are also permitted in this district subject to the same provisions for application for placement or relocation of manufactured housing on appropriately zoned lots, review and approval, except that the provisions for zero lot line construction will not be permitted for the installation or construction of manufactured housing."

SECTION IX: Section 405.511 Foundation, Anchoring and Underpinning (Skirting) Requirements, is inserted into Division 2: "R-3" Single-family Residential Manufactured Home District:

"SECTION 405.511 FOUNDATION, ANCHORING AND UNDERPINNING (SKIRTING) REQUIREMENTS

[Ord. 5961 §IX, 2014]

A. All manufactured homes located within the City of Sikeston shall be set upon a permanent foundation properly designed and enclosed in accordance with the International Building Code.

1. Manufactured homes shall be attached to a permanent footing, which manner of placement shall be as stated on the building permit, and meet all manufacturers' specifications for support.

a. Pier pads are not permitted.

b. All footings shall have reinforced steel, as dictated by appropriate building code.

c. A minimum of eighteen (18) inches of crawl space must be maintained under the entire manufactured unit.

B. Manufactured home anchors shall be imbedded in the footing or foundation to HUD, Missouri Public Service Commission and manufacturer's specifications.

C. Within ninety (90) days of the manufactured home's setup, underpinning shall be installed in such a way that all areas directly under the home are enclosed.

1. Underpinning shall be similar in appearance to materials used for the siding of the manufactured home to which it is attached.

2. Said underpinning/foundation shall have permanently installed venting in accordance with the manufacturer's specifications. Deletions or omissions of vents are not allowed and homes will not be approved for occupancy without appropriate venting."

SECTION X Division 3: "R-4" Two-Family Residential District, Section 405.540 Conditional Uses is amended to read as follows:

"SECTION 405.540 CONDITIONAL USES.

[R.O. 2009 § 17.16.030; Ord. 5961 §X, 2014]

A. The following uses may be permitted in District "R-4" after proper application for placement or relocation of manufactured housing on appropriately zoned lots, review and approval pursuant to the provisions of this Section and Article V "Board of Adjustment" of this Chapter:

1. Any conditional use provided for in Districts "R-1" and "R-2" except that the provision for manufactured home class A units in District "R-2" shall be limited to the installation or construction of single-family dwellings as infill development or unit replacement only.
2. Single-Family attached housing and zero lot line construction as provided for in Chapter 405, Article VII, Division 15.
3. Boarding and lodging houses."

SECTION XI: Section 405.551 Foundation, Anchoring and Underpinning (Skirting) Requirements, is inserted into Division 3: "R-4" Two-Family Residential District:

"SECTION 405.551 FOUNDATION, ANCHORING AND UNDERPINNING (SKIRTING) REQUIREMENTS

[Ord. 5961 §XI, 2014]

A. All manufactured homes located within the City of Sikeston shall be set upon a permanent foundation properly designed and enclosed in accordance with the International Building Code.

1. Manufactured homes shall be attached to a permanent footing, which manner of placement shall be as stated on the building permit, and meet all manufacturers' specifications for support.

- a. Pier pads are not permitted.
- b. All footings shall have reinforced steel, as dictated by appropriate building code.
- c. A minimum of eighteen (18) inches of crawl space must be maintained under the entire manufactured unit.

B. Manufactured home anchors shall be imbedded in the footing or foundation to HUD, Missouri Public Service Commission and manufacturer's specifications.

C. Within ninety (90) days of the manufactured home's setup, underpinning shall be installed in such a way that all areas directly under the home are enclosed.

1. Underpinning shall be similar in appearance to materials used for the siding of the manufactured home to which it is attached.
2. Said underpinning/foundation shall have permanently installed venting in accordance with the manufacturer's specifications. Deletions or omissions of vents are not allowed and homes will not be approved for occupancy without appropriate venting."

SECTION XII Section 405.580 Conditional Uses is amended to read as follows:

"SECTION 405.580 CONDITIONAL USES.

[R.O. 2009 § 17.18.030; Ord. No. 5327 §III, 5-18-2000; Ord. 5961 §XII, 2014]

A. The following uses may be permitted in District "R-5" after proper application for placement or relocation of manufactured housing on appropriately zoned lots, review and approval pursuant to the provisions of this Section and Article V "Board of Adjustment" of this Chapter:

1. Any conditional use provided for in Districts "R-1", "R-2" and "R-4" except that the provisions for manufactured home class A units in District "R-2" shall be limited to the installation or construction of single-family dwellings as infill development or unit replacement only.
2. Single-family attached housing and zero lot line construction as provided for in Chapter 405, Article VII, and Division 15.
3. Office buildings."

SECTION XIII: Section 405.591 is inserted into Division 4: "R-5" Multiple-Family Residential District, as follows:

"SECTION 405.591 FOUNDATION, ANCHORING AND UNDERPINNING (SKIRTING) REQUIREMENTS

[Ord. 5961 §XIII, 2014]

A. All manufactured homes located within the City of Sikeston shall be set upon a permanent foundation properly designed and enclosed in accordance with the International Building Code.

1. Manufactured homes shall be attached to a permanent footing, which manner of placement shall be as stated on the building permit, and meet all manufacturers' specifications for support.
 - a. Pier pads are not permitted.
 - b. All footings shall have reinforced steel, as dictated by appropriate building code.
 - c. A minimum of eighteen (18) inches of crawl space must be maintained under the entire manufactured unit.

B. Manufactured home anchors shall be imbedded in the footing or foundation to HUD, Missouri Public Service Commission and manufacturer's specifications.

C. Within ninety (90) days of the manufactured home's setup, underpinning shall be installed in such a way that all areas directly under the home are enclosed.

1. Underpinning shall be similar in appearance to materials used for the siding of the manufactured home to which it is attached.

2. Said underpinning/foundation shall have permanently installed venting in accordance with the manufacturer's specifications. Deletions or omissions of vents are not allowed and homes will not be approved for occupancy without appropriate venting."

SECTION XIV: Division 5: "R-6" Planned Manufactured Housing District General Conditions, Plans and Approval, Section 405.610 Permitted Uses is amended to read as follows:

"SECTION 405.610 PERMITTED USES.

[R.O. 2009 § 17.20.020; Ord. 5961 §XIV, 2014]

A. In District "R-6", no manufactured home, building, land or premises shall be erected, constructed, reconstructed, located, relocated or altered except in conformance with the final development plan and one (1) or more of the following uses:

1. Single-family, manufactured home class A units for residential purposes.
2. Accessory buildings, clearly subordinate and incidental to the main buildings, any portion of which is not located in a required front yard or within five (5) feet of any other lot line.
3. Churches and synagogues.
4. Customary home occupations, agricultural uses and signs subject to the restrictions detailed in Section 405.450 for their uses.
5. Recreational uses for the exclusive use of the occupants of this district."

SECTION XV: Division 5: "R-6" Planned Manufactured Housing District General Conditions, Plans and Approval, Section 405.620 Conditional Uses is amended to read as follows:

"SECTION 405.620: CONDITIONAL USES.

[R.O. 2009 § 17.20.030' Ord. 5961 §XV, 2014]

A. The following uses may be permitted in District "R-6" after proper application for placement or relocation of manufactured housing on appropriately zoned lots, review and approval pursuant to the provisions of this Section and Article V "Board of Adjustment" of this Chapter:

1. Family day care homes subject to the provisions detailed in Section 405.450.
2. Private lakes.

3. Buildings and premises for public utility services or public service corporations, whose buildings or uses the Board deems reasonably necessary for public convenience or welfare.”

SECTION XVI: Division 5: “R-6” Planned Manufactured Housing District General Conditions, Plans and Approval, Section 405.630 Height and Area Regulations is amended to read as follows:

“SECTION 405.630 HEIGHT AND AREA REGULATIONS

[R.O. 2009 § 17.20.040; Ord. 5961 §XVI, 2014]

A. In District "R-6", any building, dwelling or portion thereof hereafter erected, constructed, reconstructed, altered, located or relocated shall be subject to the following regulation

1. Minimum tract size and location. Not less than five (5) acres in area and under single ownership or unified control. Outer boundaries of the tract shall be not less than twenty-five (25) feet from any public street and not less than fifteen (15) feet from all other property lines.
2. Minimum lot area. Not less than four thousand (4,000) square feet.
3. Minimum lot width. Not less than forty-five (45) feet at the building line.
4. Minimum setback requirements.
 - a. *Front yard.* Twenty (20) feet.
 - b. *Side yard.* Five (5) feet.
 - c. *Rear yard.* Ten (10) feet.
5. Building height. In District "R-6", no building or manufactured housing unit shall hereafter be erected or structurally altered to exceed one (1) story or sixteen (16) feet in height.
6. Off-street parking. There shall be two (2) off-street parking spaces provided for each lot. These spaces shall be constructed so as to be smooth, hard, dust-free and contain at least one hundred sixty (160) square feet each.”

SECTION XVII: Section 405.631 Foundation, Anchoring and Underpinning (Skirting) Requirements is inserted in Division 5: “R-6” Planned Manufactured Housing District General Conditions, Plans and Approval, as follows:

“SECTION 405.631 FOUNDATION, ANCHORING AND UNDERPINNING (SKIRTING) REQUIREMENTS

[Ord. 5961 §XVII, 2014]

A. All manufactured homes located within the City of Sikeston shall be set upon a permanent foundation properly designed and enclosed in accordance with the International Building Code.

1. Manufactured homes shall be attached to a permanent footing, which manner of placement shall be as stated on the building permit, and meet all manufacturers' specifications for support.

a. Pier pads are not permitted.

b. All footings shall have reinforced steel, as dictated by appropriate building code.

c. A minimum of eighteen (18) inches of crawl space must be maintained under the entire manufactured unit.

B. Manufactured home anchors shall be imbedded in the footing or foundation to HUD, Missouri Public Service Commission and manufacturer's specifications.

C. Within ninety (90) days of the manufactured home's setup, underpinning shall be installed in such a way that all areas directly under the home are enclosed.

1. Underpinning shall be similar in appearance to materials used for the siding of the manufactured home to which it is attached.

2. Said underpinning/foundation shall have permanently installed venting in accordance with the manufacturer's specifications. Deletions or omissions of vents are not allowed and homes will not be approved for occupancy without appropriate venting."

SECTION XVIII: Division 8: Transitional District, Section 405.740 Permitted Uses is amended to read as follows:

"SECTION 405.740 PERMITTED USES.

[R.O. 2009 § 17.24.020; Ord. 5961 §XVIII, 2014]

A. In District "TZ", no building or land shall be used, and no building shall hereafter be erected, constructed, reconstructed or altered except for one (1) or more of the following uses as reflected in the Transitional District "TZ" Table of Uses set out in Subsection (B) of this Section.

B. Any downtown district, as may be designated by ordinance of the Sikeston City Council and located in whole or in part within a Transitional District "TZ", shall be subject to additional use restrictions as set forth in the Transitional District "TZ" Table of Uses below and shall be designated on City Zoning Maps as "TZ DT."

(Transitional District "TZ" Table of Permitted Uses on following page)

"Transitional District "TZ" Table Of Permitted Uses

Category/Use	"TZ" Transitional	"DT" Downtown District
Executive, administrative and professional offices	P	P
Medical offices, including clinics and medical laboratories	P	P
Facilities for human care, such as convalescent and nursing home	P	P
Cosmetics and toiletries (compounding only)	P	P
Libraries and government office buildings and public utility offices, but not storage yards or post offices	P	P
Private social or fraternal clubs or lodges that do not provide for the sale or consumption of alcoholic beverages	P	P
Churches and related facilities	P	P
Nursery schools and day care facilities	P	P
Photographic and interior decorating studios	P	P
Funeral homes	P	P
Establishments that perform personal services on the premises, such as beauty parlors and barbershops	P	P
Facilities for private lessons in art, music and dance	P	P
Accessory buildings or uses customarily incidental to any of the above permitted uses	P	P
Bed and breakfast homes and bed and breakfast inns as defined in City Code Section 405.860	P	P
Uses not listed above, but have similar characteristics	CU	P
Small, low volume retail sale facilities (a) such as:		
Book stores	CU	P
Antique stores	CU	P
Dress shops	CU	P
Manufactured Home Class A Units, single-family	CU	
Veterinary clinics and hospitals, provided all activities are conducted within a totally and permanently enclosed building	CU	

P— Permitted as a matter of right

CU— May be permitted by the Board of Adjustment

(a) This does not include businesses that prepare food or food items for take out or on-premises consumption or provides for the sale or consumption of alcoholic beverages."

SECTION XIX: Division 8: Transitional District, Section 405.750 Conditional Uses is amended to read as follows:

"SECTION 405.750 CONDITIONAL USES.

[R.O. 2009 § 17.24.030; Ord. 5961 §XIX, 2014)]

A. The following uses may be permitted in District "TZ" after proper application, review and approval pursuant to the provisions of this Section and Article V "Board of Adjustment" of this Chapter.

1. Uses not listed above, but have similar characteristics.
2. Small, low volume retail sale facilities such as bookstores, antique stores or dress shops. This does not include businesses that prepare food or food items for take out or on-premises consumption or provides for the sale or consumption of alcoholic beverages.
3. Manufactured home class A units, single-family.
4. Veterinary clinics and hospitals provided all activities are conducted within a totally and permanently enclosed building."

SECTION XX: Division 11: "C-1", "C-2" and "C-3" Commercial Districts, Section 405.920 Tables – Use, Height and Area Regulations, Table 1. Permitted Uses, footnote (a) is amended to read as follows:

"SECTION 405.920 TABLES – USE, HEIGHT AND AREA REGULATIONS

"(a) Include all uses listed as permitted or conditional use in a residential district, except the provision for Class A manufactured housing shall remain in a conditional use."

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

SECTION XXII: 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 XXIII: Record of Passage:

- A. Bill Number 5961 was introduced and read the first time this 28th day of July 2014.
- B. Bill Number 5961 was read the second time and discussed this 25th day of August, 2014. Councilman Depro moved to approve Bill Number 5961. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed,
and becoming Ordinance 5961.

- C. Ordinance 5961 shall be in full force and effect from and after September 4, 2014.

Resolution 14-08-01, Authorizing a Preliminary Funding Agreement with Sikeston Development Co., LLC in Connection with a Proposed Tax Increment Finance Project

Representatives of Sikeston Development Co., LLC are proposing a TIF project in the area north of US 60 and west of Sikeston Wal-Mart, consisting of approximately 180 acres. In order

to move forward with the required studies to determine the feasibility of the project, Council must adopt Resolution 14-08-01.

Resolution 14-08-01, authorizes the Mayor to execute the Preliminary Funding Agreement; the City Clerk to deposit funds from Sikeston Development Co., LLC into a special escrow account, the City Manager to prepare and distribute a request for proposal for the proposed redevelopment area; and for the City Clerk to convene the City's Tax Increment Financing Commission for New Madrid County.

RESOLUTION NO. 14-08-01

A RESOLUTION AUTHORIZING A PRELIMINARY FUNDING AGREEMENT WITH SIKESTON DEVELOPMENT CO., LLC IN CONNECTION WITH A PROPOSED TAX INCREMENT FINANCING PROJECT; AUTHORIZING THE DISTRIBUTION OF A REQUEST FOR PROPOSALS ASSOCIATED WITH THE PROPOSED TAX INCREMENT FINANCING PROJECT; AND AUTHORIZING CERTAIN ACTIONS CONNECTED THEREWITH.

WHEREAS, Sikeston Development Co., LLC (the "Company") desires to redevelop certain parcels generally located north of Highway 60 and west of the existing Wal-Mart Supercenter (the "Proposed Redevelopment Area"); and

WHEREAS, the Company has requested that the City explore the feasibility of financing a portion of the costs of redeveloping the Proposed Redevelopment Area through the use of tax increment financing and/or other economic development programs; and

WHEREAS, the Company has indicated a willingness to provide funds to defray the expenses expected to be incurred by the City in connection with the Company's request, it being understood that the City is not obligated to approve tax increment financing or any other economic development incentive for the proposed project; and

WHEREAS, the City wishes to distribute requests for proposals for the Proposed Redevelopment Area in accordance with applicable City ordinances and the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865, RSMo.

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

Section I. Approval of Preliminary Funding Agreement.

- A. The Mayor is hereby authorized and directed to enter into a Preliminary Funding Agreement (the "Agreement") with the Company, said Agreement to be in substantially the form attached hereto as Exhibit A, for the purpose of establishing the Company's obligation to fund certain costs anticipated to be incurred by the City in further considering the Company's request relating to the redevelopment of the Proposed Redevelopment Area.
- B. The City Clerk is hereby authorized and directed to deposit any and all funds received pursuant to the Agreement into a special escrow account and to disburse such funds in accordance with the Agreement for such expenses as may be reasonably incurred and necessary for consideration of the adoption of tax increment financing and/or other economic development incentives.

Section II. Request for Proposals. The City Manager is hereby directed to prepare or cause to be prepared and distributed a request for proposals for the Proposed Redevelopment Area (the "RFP") in accordance with Section 130.1070 of the Municipal Code. The City Manager is hereby authorized, on behalf of the City, to determine the parties to whom the RFP shall be mailed.

Section III. Notice to Taxing Districts. The City Clerk is hereby directed to provide notice to other taxing districts of the City's desire to convene the Tax Increment Financing Commission of the City of Sikeston, Missouri, for the purpose of considering a redevelopment plan and redevelopment project.

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

Section V. Record of Passage:

Read this 25th day of August 2014, Councilman Burch moved to approve Resolution 14-08-01. The motion was second by Councilman Depro, discussed and voted as follows:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Resolution 14-08-02, Authorizing the City to Engage the Firms of Gilmore and Bell, P.C. as Special Legal Council, and Peckham Guyton Albers & Viets, Inc. (PGAV) as Planning Consultant in Connection with a Proposed Tax Increment Financing Project

Resolution 14-08-02 authorizes the Mayor to execute the Gilmore and Bell, P.C. Letter of Engagement for services as special legal counsel, and the Agreement for Technical Services with PGAV to perform studies and analysis required of proposed TIF projects.

RESOLUTION NO. 14-08-02

A RESOLUTION AUTHORIZING THE CITY OF SKESTON, MISSOURI TO ENGAGE GILMORE & BELL, P.C., AS SPECIAL LEGAL COUNSEL, AND PECKHAM GUYTON ALBERS & VIETS, INC., AS PLANNING CONSULTANT, IN CONNECTION WITH A PROPOSED TAX INCREMENT FINANCING PROJECT.

WHEREAS, the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the "TIF Act"), authorizes municipalities to undertake redevelopment projects in blighted, conservation or economic development areas, as defined in the TIF Act; and

WHEREAS, the City desires to engage Gilmore & Bell, P.C. as special legal counsel in connection with a proposed redevelopment project located north of Highway 60 and west of the existing Wal-Mart Supercenter (the "Redevelopment Project"); and

WHEREAS, the City desires to engage Peckham Guyton Albers & Viets, Inc. ("PGAV Planners") as planning consultant in connection with the Redevelopment Project;

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

Section I. The City hereby engages Gilmore & Bell, P.C. to serve as the City's special legal counsel in accordance with the terms of the engagement letter attached hereto as **Exhibit A**, which the Mayor is authorized to sign on behalf of the City.

Section II. The City hereby engages PGAV Planners to serve as the City's planning consultant in accordance with the terms of the Agreement for Technical Services attached hereto as Exhibit B, which the Mayor is authorized to sign on behalf of the City and the City Clerk is authorized to attest thereto.

Section III. Record of Passage:

Read this 25th day of August 2014, Councilman Depro moved to approve Resolution 14-08-02. The motion was second by Councilman Burch, discussed and voted upon as follows:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Bill Number 5966, Terminating Tax Increment Financing within Redevelopment Project Area (RPA) of the 60/61 Redevelopment Area

Councilman Burch moved for the first reading of Bill Number 5966. The motion was seconded by Councilman Teachout and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented Bill Number 5966 for reading, an ordinance terminating tax increment financing within Redevelopment Project Area 3 of the 60/61 Redevelopment Area; dissolving the account of the special allocation fund related thereto; and authorizing certain actions related thereto.

Work on Redevelopment Project Area 3 was never undertaken.

Authorization to Seek Repairs to 1998 Vac-Con Truck

The 1998 Vac-Con truck is in need of immediate attention. The vehicle is used for cleaning stormwater pipes and it has attachments and pumps to both spray and vacuum. Estimated cost to replace the truck is \$315,000.

The only authorized service provider available in our area is EJ Equipment from the St. Louis area. They have prepared two estimates. The first is to recondition all of the water/vacuum equipment including the replacement of the primary water pump and vacuum for an estimated cost of \$67,273.65.

The second estimate of \$39,101.49 provides for the same repairs, with the water pump and

vacuum being rebuilt rather than replaced. They won't know the extent of repairs needed until they begin taking it apart.

Councilman Burch moved to authorize repairs to the 1998 Vac-Con Truck, by EJ Equipment, as needed. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

Authorization to Re-Appropriate Funds

The Department of Public Works has found a used pickup truck to purchase for \$11,500. They only have \$10,000 budgeted, leaving them short \$1,500. The Department of Public Safety has surplus funds remaining from the rehabilitation of their used truck, and have offered it to Public Works.

Councilman Gilmore moved to authorize the re-appropriation of \$1,500 from DPS to DPW. The motion was second by Councilman Depro and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

Request for Proposal of Broker Services for Ancillary Employee Benefits

Staff requested permission to solicit requests for broker services for ancillary employee benefits. Councilman Burch moved to authorize staff to proceed with the bidding of broker services for ancillary employee benefits. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

Repeal of Court's Domestic Violence Shelter Surcharge Fee

Staff briefed the City Council on the Municipal Court's \$2 Domestic Violence Shelter Surcharge and options to repeal the fee or double it from \$2 to \$4.

2014 Board and Commissions Appointments

Council was briefed on the board and commission appointments needed at the September 8 city council meeting.

Other Items

Director Juden presented the City Council with a letter from the Scott County Sheriff's office regarding new bonding and prisoner transporting procedures.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Gilmore moved to adjourn into executive session for the discussion of property [RSMO 610.021 (2)] at 12:18 p.m. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

Present were: Mayor Jerry Pullen and Councilmen Steven Burch, Bob Depro, Jon Gilmore, John Graham, Maude Harris, and Kathy Teachout. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, and Director of Public Safety Drew Juden.

Councilman Graham moved to strike language in the proposed New Madrid County Ambulance lease allowing for a refund of rent for early termination of the lease. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

No further action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

At 1:25 p.m., Councilman Gilmore moved to adjourn from executive session. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

ADJOURNMENT

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

Burch Aye, Depro Aye, Gilmore Abstain, Graham Aye, Harris Aye, Teachout Aye, and Pullen Aye, thereby being passed.

APPROVED:

JERRY PULLEN, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

REGULAR CITY COUNCIL MEETING
SEPTEMBER 8, 2014

The regular Sikeston City Council meeting of September 8, 2014 was called to order at 5:00 p.m. in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Jerry Pullen and Councilmen Steven Burch, Bob Depro, Jon Gilmore, John Graham, Maude Harris, and Kathy Teachout. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Economic Development Director Ed Dust, Street Superintendent Brian Dial, Director of Public Safety Drew Juden, Captain Mike Williams, Senior Building Official Collin Cecil, and Parks Director Jiggs Moore.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of August 4, 2014 were presented for approval. Councilman Depro moved to approve the minutes as presented. Councilman Burch seconded the motion and the following roll call vote was recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

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

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

ITEMS OF BUSINESS

LAGERS Presentation by Bob Wilson

Bob Wilson, Assistant Executive Secretary/Member Services and Barry Hovis, Vice Chair and Employee Representative on the Missouri Local Government Employee Retirement System (LAGERS) Board provided an overview of the retirement system's financial status and the financial impact of the LAGERS defined benefit plan on the region's economy.

Bill 5966, Authorizing Termination of Redevelopment Project Area 3 of the 60/61 Tax Increment Finance District

Councilman Depro moved for the second reading of Bill Number 5966. The motion was seconded by Councilman Burch and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NO. 5966

ORDINANCE NO.5966

AN ORDINANCE TERMINATING TAX INCREMENT FINANCING WITHIN REDEVELOPMENT PROJECT AREA 3 OF THE 60/61 REDEVELOPMENT AREA; DISSOLVING THE ACCOUNT OF THE SPECIAL ALLOCATION FUND RELATED THERETO; AND AUTHORIZING CERTAIN ACTIONS RELATING THERETO.

WHEREAS, the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the "Act"), authorizes municipalities to undertake redevelopment projects in blighted, conservation or economic development areas, as defined in the Act; and

WHEREAS, on June 5, 2000, the City Council adopted Ordinance No. 5328, approving the "Redevelopment Plan and Project, 60/61 Redevelopment Area" (as amended, the "Redevelopment Plan") and designating the redevelopment area described therein (the "Redevelopment Area") as a "redevelopment area" under the Act; and

WHEREAS, the Redevelopment Plan describes a portion of the Redevelopment Area, generally consisting of the portion of the Redevelopment Area located west of Business Route U.S. 61 (South Kingshighway), as "RPA 3"; and

WHEREAS, the Redevelopment Plan also describes a redevelopment project for RPA 3 (the "RPA 3 Redevelopment Project"); and

WHEREAS, on June 5, 2000, the City Council adopted Ordinance No. 5332, approving the RPA 3 Redevelopment Project and adopting tax increment financing within RPA 3; and

WHEREAS, the City Council hereby finds that the RPA 3 Redevelopment Project was never undertaken and, therefore, it is in the best interest of the City and the other affected taxing districts to terminate tax increment financing within RPA 3.

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

Section 1. The City Council hereby terminates tax increment financing within RPA 3.

Section 2. The City's Treasurer or other appropriate official is hereby directed to dissolve the RPA 3 Account of the Special Allocation Fund. The City Council hereby declares all revenues in the RPA 3 Account of the Special Allocation Fund, after payment of any administrative expenses related thereto, as surplus so that such funds will be paid to the taxing districts from which they originated as provided in Section 99.820 of the Act. The City's Treasurer or other appropriate official shall pay the surplus funds to the County Collector and other appropriate entities, as applicable, for distribution to the appropriate taxing districts in the manner provided in the Act.

Section 3. The officers, agents and employees of the City are hereby authorized and directed to execute all documents and take such necessary steps as they deem necessary and advisable to carry out and perform the purpose of this Ordinance.

Section 4. The sections of this Ordinance shall be severable. If any section of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining sections shall remain valid, unless the court finds that the valid sections are so essential to and inseparably connected with and dependent upon the void section that it cannot be presumed that the City Council has or would have enacted the valid sections without the void ones, unless the court finds that the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 5. Record of Passage:

- A. Bill number 5966 was introduced to the City Council and read the first time on this 25th day of August, 2014.
- B. Bill number 5966 was read for the second and final time and discussed on this 8th day of September, 2014. Councilman Burch moved to approve Bill Number 5966. The motion was seconded by Councilman Depro, and final passage thereon was voted as follows:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.
- C. Ordinance 5966 shall be in full force and effect from and after Wednesday, October 8, 2014.

Council Direction on Future Domestic Violence Surcharge

Councilman Graham moved for city staff to draft legislation to increase the domestic violence surcharge to \$4.00. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Authorization to Seek Repairs to Public Works Building

Director Lancaster reviewed estimates to both repair and replace the damaged primary public works building. Nine (9) companies were contacted and asked to look at the structure and propose repairs to the building. Recommendations were reviewed with the City Council.

Councilman Depro moved to waive the City's purchasing policy due to the circumstances and the number of qualified vendors and authorize the repairs to the building by Stockade Buildings, in the amount of \$73,948. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Staff will also obtain bids for the electrical and overhead door work that is necessary to make the structural repairs.

Consideration of 2013 Boards and Commissions Appointments

Councilman Depro nominated William Nace to a term on the Board of Adjustments. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Gilmore nominated Mike Limbaugh for reappointment to the Board of Appeals. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Burch nominated Alan Keenan for reappointment to the Board of Municipal Utilities. The motion was seconded by Councilman Graham and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Depro nominated James Miller for reappointment and Steve Matthews for a first term to the Enhanced Enterprise Zone Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Graham nominated Jesse Bonner and Ellen Brandom for first terms on the Housing Authority Board. The motion was seconded by Councilman Harris and the following roll call vote recorded:

Burch Nay, Depro Nay, Gilmore Nay, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Nay, thereby being defeated.

Councilman Burch nominated Mike Jensen and Michele Knickman for reappointment to the Housing Authority Board. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Nay, Harris Aye,
Teachout Aye, and Pullen Nay, thereby being passed.

Councilman Depro nominated Steve Millington for reappointment to the Industrial Development Board. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Gilmore nominated Matthew Wright to the LCRA Commission. The motion was seconded by Councilman Depro and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Depro nominated Jason Davis to a first term and Jackie Cowan and Susanne Chitwood to reappointment on the Park Board. The motion was seconded by Councilman Burch and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Gilmore nominated Richard "Rick" Murray to a first term and Richard McGill and Edward Miller for reappointment to the Planning and Zoning Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Teachout nominated Daniel Martinez and David Terrell for reappointment to the DPS Advisory Board. The nomination was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Graham nominated Chester Yarber, Bart Grant and Anderson Walker, Jr. for reappointment to the Rental Ordinance Appeals Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Depro nominated Jaren Straton for reappointment to the Strategic Plan Implementation Commission. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Burch moved to nominate Nathan Cox and Matthew Wright for reappointment to the Tax Increment Finance Commission. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Depro nominated Rick Justice to a first term and John Tarter for reappointment to the Tourism Advisory Board. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Burch Nay, Depro Aye, Gilmore Nay, Graham Nay, Harris Nay,
Teachout Aye, and Pullen Nay, thereby being defeated.

Councilman Gilmore nominated Susanne Chitwood to a first term and John Tarter for reappointment to the Tourism Advisory Board. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Graham nominated Ellen Brandom to a first term on the Traffic Committee. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Councilman Graham nominated Michelle Williams to a first term and Chad Crow, Carrie Lape, Patrick Douglas, Terry Williams and Carolyn Harris for reappointment to the SEMO University-Sikeston Campus Advisory Council. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Other Items

Council and staff discussed the seeding of Greenbrier Ditch.

The City Council was provided with a meeting schedule through March 2015. Study sessions were added to the third Thursday of the month.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Burch moved to adjourn into executive session for the discussion of litigation [RSMO 610.021 (1)]. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

No action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

ADJOURNMENT

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

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

APPROVED:

JERRY PULLEN, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

CITY COUNCIL STUDY SESSION
SEPTEMBER 18, 2014

The Sikeston City Council study session of September 18, 2014 was called to order at 7:00 a.m. in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Jerry Pullen and Councilmen Steven Burch (7:35 a.m.), Bob Depro, Jon Gilmore, John Graham, and Kathy Teachout. Councilman Maude Harris was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Director of Public Safety Drew Juden, Captain Mike Williams, Senior Building Official Collin Cecil, and Parks Director Jiggs Moore.

ITEMS OF BUSINESS

Authorization to Seek Repairs to Animal Shelter Building

DPW Director Lancaster provided an overview of existing problems with the Humane Society's septic system. He also provided possible solutions along with a cost estimate for each. Councilman Gilmore moved to waive the bidding requirements and have Mr. David Yarbrough utilize the existing septic tank and bleeder field, but add additional bleeder line to the system utilizing deep-set methods, at a cost between \$20,300 and \$23,200. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Depro Nay, Gilmore Aye, Graham Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

Discussion of Council Goal Setting

Council discussed the goals established during their August retreat, and development of an action plan for achieving these goals.

Councilman Depro left the meeting at 7:50 a.m.

Other Items

The Council agreed to host a joint meeting with the Miner Board of Aldermen. The two bodies will discuss the possibility of the City of Sikeston providing fire protection services to the citizens of Miner.

ADJOURNMENT

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

Burch Aye, Gilmore Aye, Graham Aye,
Teachout Aye, and Pullen Aye, thereby being passed.

APPROVED:

JERRY PULLEN, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

SPECIAL CITY COUNCIL MEETING
SEPTEMBER 29, 2014

CALL TO ORDER/RECORD OF ATTENDANCE

The special Sikeston City Council meeting of September 29, 2014 was called to order at 11:30 a.m., in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Jerry Pullen and Councilmen Steven Burch, Bob Depro, Jon Gilmore, John Graham, and Maude Harris. Councilman Kathy Teachout was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Economic Development Director Ed Dust, Street Superintendent Brian Dial, Director of Public Safety Drew Juden, Senior Building Official Collin Cecil, Captain Mike Williams, Captain Ken Dicus, Lieutenant Rick Rapert, Sergeant Rick Colbert, and Parks Director Jiggs Moore.

BOARDS AND COMMISSIONS OATH OF OFFICE CEREMONY

City Clerk Carroll Couch administered the oath of office to various board and commission members.

ITEMS OF BUSINESS

Presentation by Derrick Pullen, SEMO Challenger Baseball Team

Derrick Pullen, Executive Director for SEMO Challenger Baseball provided presented an overview of his organization and its goal of providing developmental challenged youth with the opportunity to play baseball while making friends with youngsters without these disabilities. He requested a partnership with the City to construct a rubber-surfaced baseball facility for use by the Challenger Baseball program. Funding would come through grants obtained by SEMO Challenger Baseball. Councilman Depro moved to authorize the City Manager and Parks & Recreation staff to collaborate with SEMO Challenger Baseball Team for the development of an appropriate playing location and surface. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Lease Purchase for DPW Dump Trucks

Bids for the lease-purchase of three dump trucks to be purchased under the State of Missouri contract were reviewed. Eight (8) bids were received and the low bidder was U.S. Bank at 2.522%.

Councilman Burch moved for the first reading of Bill Number 5968. The motion was seconded by Councilman Gilmore and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Counselor Leible presented the Bill Number 5968 for a first reading, an ordinance approving the selection of a bank for financing the acquisition of new dump trucks and related equipment, authorizing the City of Sikeston, Missouri to enter into an equipment lease purchase agreement in connection therewith, and authorizing certain other documents and actions in connection with the financing.

Bill Number 5967, Amending City Code Section 135.310 to Increase Sikeston Municipal Court's Domestic Violence Surcharge Fee

City Council previously directed city staff to amend city code to increase the Sikeston Municipal Court's Shelter for Victims of Domestic Violence Surcharge Fee from \$2 to \$4. Councilman Depro moved for the first reading of Bill Number 5967. The motion was seconded by Councilman Burch and the following vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Counselor Leible presented the bill for reading. This bill as approved shall become Ordinance number 5967, amending Chapter 135, Section 135.310 of City Code of the City of Sikeston, Missouri, to increase the municipal court surcharge to fund shelters for victims of domestic violence from two dollars (\$2) to four dollars (\$4) per conviction of a municipal ordinance violation.

Authorization to Enter into Three-Year Lease for Municipal Courtroom Facilities

Staff requested authorization for the City Manager to execute a triple net lease for the period January 1, 2015 through December 31, 2017 in the amount of \$7,044 per year. The agreement contains an option to extend the term for two additional years with a cost of living adjustment. Councilman Gilmore moved to authorize the City Manager to enter into a three-year lease with North Farms for the municipal courtroom facilities. The motion was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Boards and Commission Appointments

Due to Carolyn Harris having served two full terms on the SEMO U - Sikeston Advisory Council, she is ineligible for reappointment. Councilman Graham nominated James Miller to a first term on the SEMO U – Sikeston Campus Advisory Council. The nomination was seconded by Councilman Harris and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Richard McGill was unable to accept the Council's appointment to the Planning and Zoning Commission due to work constraints. Councilman Depro nominated Mike Ziegenhorn to a first term on the Planning and Zoning Commission. The nomination was seconded by Councilman Graham and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Bid #15-03, Recreation Complex Backstop

Parks Director Jiggs Moore requested all bids received for the replacement of the recreation complex be rejected. \$44,415 was budgeted for this project. The lowest bid received was \$55,700. Councilman Burch moved to reject all bids received for Bid #15-03. The motion was seconded by Councilman Depro and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

DPS Purchase of Fire Apparatus

Director Juden briefed Council on bids received for the purchase of a pumper engine, \$334,350, and 78 foot ladder truck, \$698,995. Councilman Depro moved to proceed with the RFP for financing. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Resolution 14-09-01, Declaration of Surplus Property

In compliance with the State Constitution and the City Purchasing Policy, staff requested approval of Resolution 14-09-01, authorizing the sale of Engine #2 a 1990 Ford 8000 Series Pumper and Ladder #2, a 1993 Emergency 1 high-performance 75' Quint Ladder Truck.

RESOLUTION 14-09-01

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

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

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

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

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

Vehicles:

<u>Make/Model</u>	<u>VIN Number</u>
1990 Ford 8000-series Pumper (Engine 2)	1FDYD80U2LVA24171
1993 75' Quint Aerial Truck (Ladder 2)	4ENDAA82P1002605

Read this 29th day of September, 2014, Councilman Burch moved to approve Resolution 14-09-01. The motion was seconded by Councilman Graham, discussed and voted as follows:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Authorization to Purchase Road Salt

DPW Director Lancaster reviewed the challenges he had encountered in attempting to purchase rock salt in preparation of winter. Councilman Gilmore moved to authorize city staff to purchase 200 tons of rock salt at a price of \$155 per ton from a Texas vendor for winter snow removal operations. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Briefing on MoDOT Transportation Alternatives Program

Director Lancaster advised the City Council of funding available from the State of Missouri for possible projects dealing with the development or enhancement of bike/ped projects such as ADA improvements, trails or sidewalk/downtown projects. He requested Council input on projects of interest to them.

Other Items

The Mayor announced efforts are under way to lobby Jefferson City officials for re-consideration of Noranda's electric rate adjustment. He asked that individuals interested in attending this meeting contact him.

The City Manager briefed Council on the status of the 5-Year Capital Improvement Plan. He anticipates it will be ready for Council's November 20 study session.

The City Manager provided a draft of a proposed joint effort between the City and BMU for use of the former Bootheel Golf Course Clubhouse as a community meeting room. Councilman Gilmore moved to accept the joint partnership with the BMU. The motion was seconded by Councilman Burch and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Depro moved to adjourn into executive session for the discussion of property [RSMO 610.021 (2)]. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

Present were: Mayor Jerry Pullen and Councilmen Steven Burch, Bob Depro, Jon Gilmore, John Graham and Maude Harris. Councilman Kathy Teachout was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Economic Development Director Ed Dust, Director of Public Safety Drew Juden, and Captain Mike Williams.

Councilman Harris left the meeting at 1:00 p.m.

Following review of the Phase 1 Study on the railroad right-of-way, Councilman Depro moved to proceed with closing the contract for purchase. The motion was seconded by Councilman Gilmore, discussed and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye,
and Pullen Aye, thereby being passed.

No further action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye,
and Pullen Aye, thereby being passed.

Mayor Pullen reconvened the special meeting of the Sikeston City Council.

Director Juden provided information on Home Security Shield manipulating data provided to the FBI.

ADJOURNMENT

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

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye,
and Pullen Aye, thereby being passed.

APPROVED:

JERRY PULLEN, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL:

Board of Adjustments

August 25, 2014

4:00 p.m.

Sikeston City Hall

C.D. Matthews

Members Present: Black, Galemore, Miller, Nace, and Rogers (late)

Members Absent: Redd, Cooper, and Steck

**Staff Present: Angie Keller, Administrative Assistant
Amy Gosnell, Code Enforcement
Jay Lancaster, Public Works Director**

Guests: Tyrianna Bonner, Brenda Sue Grant, and Evelyn Steele

Approval of Minutes:

Minutes of June 9, 2014 were presented for approval. A motion was made by Nace to approve the minutes. Miller seconded the motion. Roll call vote was as follows:

Ayes:	Galemore, Miller, Nace, Black (Rogers late, No vote)
Nayes:	0
Motion Passed:	4-0

Items of Business:

Request from Brenda Grant

After discussion of the request, a motion was made by Black to approve the request from Brenda Grant, for a conditional use variance for 335 Petty St, zoned "R-3" (Manufactured Housing) to allow for a "C-3" (Highway Commercial) use for a child care group home; provided that Ms. Grant can meet ownership requirements needed to make such a request. Miller seconded the motion. Roll call vote was as follows:

Ayes:	Miller, Nace, Rogers, Black, and Galemore,
Nayes:	0
Motion Passed:	5-0

Request from Evelyn and Frank Steele

After discussion of the request, a motion was made by Nace to approve the request from Evelyn and Frank Steele, for a 24' front yard variance to install a 20' x 21' steel carport at 904 Glenn Drive, in Sikeston, Missouri. Black seconded the motion. Roll call vote was as follows:

Ayes:	0
Nayes:	Nace, Rogers, Black, Galemore, and Miller
Motion Failed:	0-5

Board of Adjustments

August 25, 2014

4:00 p.m.

There being no further business items, a motion was made by Rogers to adjourn and seconded by Nace to adjourn. The vote was unanimous. The meeting adjourned.

Respectfully submitted by:

Attested by:

Angie Keller, Administrative Assistant

Ron Galemore, Chairman

SIKESTON DEPARTMENT OF ECONOMIC DEVELOPMENT

Tuesday, August 12, 2014 – 11:30 A.M.

128 N. New Madrid St., Sikeston, MO 63801

BOARD OF DIRECTORS MEETING

CALL TO ORDER/RECORD OF ATTENDANCE

Chairman Jerry Pullen called the meeting to order at 11:50 P.M. Board Members Present: Ed Throop, Alan Keenan, Jeff Sutton, Jerry Pullen, Bob Depro, Steven Burch and ex-officio member Jonathan Douglass. Also in attendance: Ed Dust, DED director, Kathy Medley, Administrative Assistant, Jay Lancaster, Public Works Director and City Counselor Chuck Leible.

ITEMS OF BUSINESS:

Jeff Sutton made a motion to approve the July 8, 2014 minutes. The motion was seconded by Bob Depro and the following roll call vote was recorded: Keenan Aye, Throop Aye, Depro Aye, Pullen Aye, Sutton Aye, Burch Aye, thereby being passed.

Ed Dust gave an update on the Village Green property. The demolition is on schedule and should be completed by the October 1 deadline.

Ed Dust briefed the board on the Southern Economic Development Conference he attended in Memphis and the meeting in Albany, New York with the Unilever consultant.

The board directed Ed Dust to negotiate the land price on 10 acres in the Industrial Park with a local business that needs to expand their operations.

Alan Keenan made a motion to have Jerry Pullen, Ed Dust, and Jon Douglass negotiate a 3-5 year option-to-buy land from an individual. The motion was seconded by Bob Depro, and the following roll call vote was recorded: Keenan Aye, Throop Aye, Depro Aye, Pullen Aye, Sutton Aye, Burch Aye, thereby being passed.

The Industry Mentoring group will meet on August 28 to plan the fall session at Sikeston High School. The goal will be to get more industry involved and supportive of the program.

There being no other business to discuss, Alan Keenan made a motion to adjourn at 12:50 P.M. The motion was seconded by Bob Depro and the following roll call vote was recorded: Keenan Aye, Throop Aye, Depro Aye, Pullen Aye, Sutton Aye, Burch Aye, thereby being passed.

Respectfully Submitted By:

ED DUST, Secretary

JERRY PULLEN, Chairman

MINUTES OF THE REGULAR MEETING

HOUSING AUTHORITY OF THE

CITY OF SIKESTON, MISSOURI

HELD ON THE ELEVENTH OF AUGUST 2014

On the Eleventh Day of August 2014, at 12:00 Noon, the Board of Commissioners of the Housing Authority of the City of Sikeston, Missouri met in regular session at the Housing Authority Office Building in Sikeston, Missouri.

The Meeting was called to order and upon roll call, the following members of the Body were present:

Present: Chairman Mike Jensen, Vice-Chairman Larry Tetley, Commissioner David Hay, and Commissioner Alice Tharp

Absent: Commissioner Michele Knickman

Also Present: Bobby K. Henry, Executive Director

Being a quorum present, the following business was transacted:

Minutes of the Regular Meeting of July 14, 2014 were presented and upon a motion duly made by Commissioner Alice Tharp, and seconded by Vice-Chairman Larry Tetley, and unanimously carried, the Minutes were approved as presented.

Thereupon the following bills were presented for payment:

Aramark	138.00	Liberty Utilities	80.00
AT&T	273.56	Lowes	196.72
Auto Tire & Parts	27.84	Menards	912.35
Beaver Supply	68.34	Meyer Supply	1,090.60
Board of Municipal Utilities	12,583.64	Mid-South Office Supply	557.52
Charter Communications	124.51	Moll Printing	120.00
C&K Building Materials	168.95	Raben Tire	201.30
Computer Smarts	244.65	Santie Wholesale	466.40
Decota Electric	142.56	SEMO Ready Mix	15.00
DeProw	90.00	Sonny's Solid Waste	2,000.00
Delta Document Shredding	30.00	The PI Company	450.00
ESI	250.00	Ultimate Flooring	38.45
G&D Communications	72.00	Walmart	29.44
J&K Floor Cleaning	586.63		
Keller, Larry	2,100.00	Total for JULY	\$23,029.26

Motion duly made by Commissioner David Hay to pay bills as presented, seconded by Vice-Chairman Tetley. Motion carried unanimously.

The Capital Fund report and requisitions for the period ending July 2014 were presented. The requisitions included \$2,400.00 to Dunker Consultants (501-13). Motion duly made by Vice-Chairman Larry Tetley, to pay requisitions for a grand total of \$2,400.00, seconded by Commissioner Alice Tharp. Motion carried unanimously.

The following Resolution No. 675 was introduced for consideration:

RESOLUTION NO. 675

**A RESOLUTION AMENDING THE VIOLENCE AGAINST WOMEN ACT (VAWA) POLICY IN
ACCORDANCE WITH THE REAUTHORIZATION ACT OF 2013**

Commissioner David Hay, duly made the motion to adopt Resolution No. 675, seconded by Commissioner Alice Tharp, and on roll call the “Ayes” and “Nays” were as follows:

Ayes: Chairman Mike Jensen, Vice-Chairman Larry Tetley, Commissioner David Hay, and
Commissioner Alice Tharp

Nays: None

Resolution No. 675 was declared adopted by the Chairman.

The following Resolution No. 676 was introduced for consideration:

RESOLUTION NO. 676

**A RESOLUTION APPROVING A SAFETY/CRISIS MANAGEMENT PLAN AND CONTINUITY OF
BUSINESS OPERATIONS PLAN**

Commissioner David Hay, duly made the motion to adopt Resolution No. 676, seconded by Commissioner Alice Tharp, and on roll call the “Ayes” and “Nays” were as follows:

Ayes: Chairman Mike Jensen, Vice-Chairman Larry Tetley, Commissioner David Hay, and
Commissioner Alice Tharp

Nays: None

Resolution No. 676 was declared adopted by the Chairman.

The Commissioners reviewed the Financial Statements (Audit) for the Year Ended December 31, 2013. Upon a motion duly made by Commissioner David Hay to accept the FY 2013 Audit, and seconded by Vice-Chairman Larry Tetley the motion was passed unanimously.

Due to a conflict the September regular Board Meeting has been rescheduled for September 9, 2014 at the regular time and place.

Being no further business to come before the Body, Vice-Chairman Larry Tetley moved to adjourn seconded by Commissioner David Hay. Meeting adjourned.

Mike Jensen, Chairman

Bobby K. Henry, Secretary

RESOLUTION NO. 675

A RESOLUTION AMENDING THE VIOLENCE AGAINST WOMEN ACT (VAWA) POLICY IN ACCORDANCE WITH THE REAUTHORIZATION ACT OF 2013

WHEREAS, the Housing Authority of the City of Sikeston is a Public Housing Authority duly organized and operating as a municipal corporation under Missouri Revised Statutes, Chapter 99.101 – 99.230; and,

WHEREAS, it is deemed necessary to establish or amend said Program, Policy, and/or Procedures in accordance with local, state, and/or federal regulations.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF SIKESTON, AS FOLLOWS:

The Violence Against Women Act (VAWA) Policy first adopted by the Board of Commissioners of the Housing Authority of the City of Sikeston by Resolution No. 608 on March 12, 2007 is hereby amended to conform with the Reauthorization Act of 2013 (VAWA 2013) and notice published in the *Federal Register* (FR) on August 6, 2013.

Adopted this 11th day of August 2014.

Mike Jensen, Chairman

Bobby K. Henry, Secretary

RESOLUTION NO. 676

A RESOLUTION APPROVING A SAFETY/CRISIS MANAGEMENT PLAN AND CONTINUITY OF BUSINESS OPERATIONS PLAN

WHEREAS, the Housing Authority of the City of Sikeston is a Public Housing Authority duly organized and operating as a municipal corporation under Missouri Revised Statutes, Chapter 99.101 – 99.230; and,

WHEREAS, it is deemed necessary to establish or amend said Program, Policy, and/or Procedures in accordance with local, state, and/or federal regulations.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF SIKESTON, AS FOLLOWS:

In accordance with the Missouri Housing Authorities Property and Casualty, Inc. (MHAPCI) the “Missouri Housing Authority Insurance Pool” guidelines the Safety/Crisis Management Plan and Continuity of Business Operations Plan is hereby approved.

Adopted this 11th day of August 2014.

Mike Jensen, Chairman

Bobby K. Henry, Secretary

**Board of Trustees Meeting
Monday August 4, 2014
4:30pm**

The Board of Trustees of Sikeston Public Library met on Monday, August 4, 2014 at 4:30pm. Present were Mrs. Chitwood, Mr. Colwick, Mrs. Lawson, Mr. Leible, Mr. Polivick, Mrs. Tetley, Ms. Thompson, Mrs. Caskey, Project Coordinator, Mrs. Tangeman, Director and Mr. Eifert, Assistant Director, Dale Rogers, Architect and Terri Hurley, Downtown Merchants. Dr. Bohannon and Mrs. Brown were absent.

MINUTES

Mr. Polivick made a motion to accept the minutes from the July meeting. Mrs. Lawson seconded and the motion carried.

PETTY CASH

Ms. Thompson made a motion to accept the Petty Cash Report for July. Mrs. Tetley seconded and the motion carried.

BILLS—Mrs. Chitwood made a motion to accept the Bills for July as presented. Mr. Polivick seconded and the motion carried.

CITY FINANCIAL STATEMENT—The City Financial Statement for June was reviewed. This is also the statement for the fiscal year ending June 30, 2014.

COMMITTEES

FINANCE—Mrs. Tangeman spoke to Mr. Essner about how to set up the budget sheet for the Basement Renovation project.

PERSONNEL—None

OPERATIONS—None

LIBRARIAN

-Our new circulation system is going well.

-The Summer Reading Program ended today with a party. Mrs. Thompson will have a report for the September meeting.

-Mr. Eifert will have a report on the new Circulation System and Interlibrary Loan at the September meeting.

BASEMENT RENOVATION

Mr. Rogers reported on checking previous jobs done by Zoellner Construction, the low bidder for our project. All reports were positive and they pay their bills on time. Mrs. Chitwood made a motion to award the construction bid for the basement renovation to Zoellner Construction for the base bid of \$542,000.00 and Ms.

Thompson seconded the motion. All in favor, none opposed and the motion carried.

Alternate No. 1 to place a mop sink in the basement was discussed. Mrs. Tetley made a motion that we approve the Alternate No. 1 to include a mop sink in the basement at a cost of \$6700.00. Mrs. Lawson seconded the motion. All in favor, none opposed and the motion carried. Alternate No. 2, changing the elevator from Hydraulic Elevator to Traction Elevator, was discussed. After discussion, it was decided to keep the plan to use the Hydraulic Elevator as presented in the base

price. Mrs. Tangeman was asked to check with Linda Lowes at City Hall about the annual/monthly costs to maintain their Otis Elevator.

OTHER

-The board covered suggested revisions to the flyer for the Run/Walk for Literacy Fund Raiser on October 25th. Terri Hurley took the changes to the flyer and will give them to Jason Davis. Hopefully they will be available to distribute downtown during this coming Saturday's Cowboy Up events.

-Mr. Colwick informed the board that he had spoken to Mr. Eifert regarding his major increase in his health insurance premiums. He spoke to Mrs. Tangeman and Mrs. Caskey on how to address this issue. It was their suggestion that we pay 90% across the board on all of Mr. Eifert's health insurance premiums, instead of his paying 100% of his dependent childrens' premiums. Discussion followed and Mrs. Chitwood made a motion that with the September 1st premium that we start paying 90% of Mr. Eifert's health insurance premium including the dependent children. Mrs. Tetley seconded the motion. All in favor, none opposed and the motion carried. We will need to amend the Policy Manual to reflect this change.

ADJOURNMENT

Mr. Polivick made a motion to adjourn and Ms. Thompson seconded the motion. All in favor, none opposed and the motion carried. The meeting adjourned at 5:30pm.

SIKESTON PARK BOARD MEETING

August 11, 2014

The Clinton Building

5:15 p.m.

The Sikeston Park Board met at 5:15 p.m. Monday, August 11, 2014 at the Clinton Building. Members present were Susanne Chitwood, Paul Cohen, Jackie Cowan, Chad Crow, Jeff Hay, Wendell Weathers, and Larry Williams. Member absent was Rod Anderson.

Staff member present was Jiggs Moore, Director of Parks and Recreation.

No media representatives were present.

MINUTES

Chitwood moved for the approval of the minutes of the May 12, 2014 regular Park Board meeting. Hay seconded. Roll call:

Chitwood	- Yes	Hay	- Yes
Cohen	- Yes	Weathers	- Yes
Cowan	- Yes	Williams	- Yes
Crow	- Yes		

OLD BUSINESS

None.

NEW BUSINESS

None.

COMMUNICATIONS FROM THE CHAIRMAN AND PARK BOARD

- * Hay asked about the status of the vegetation problem in the Recreation Complex lake. Moore said the Park Division has used a backhoe to go around the lake twice raking milfoil out of the water. In addition, they have treated the nuisance aquatic plant with the herbicide Navigate. Moore said more work and treatments are needed to eliminate the problem. Also, Moore said American lotus has also appeared in the lake and will have to be treated as well.

COMMUNICATIONS FROM STAFF

- Moore informed the board that the Park Division has been allocated \$75,000 for capital improvements in the FY-15 budget. Looking at the list of capital projects recommended by the Park Board for FY-15, Moore said they could replace backstops on four Complex ballfields and purchase a skid steer which has been scheduled for replacement. As recommended by the Park Board, the backstops on the Junior Babe Ruth baseball field, the northwest softball field, the southeast Little League field, and the northwest Little League field would be replaced along with the skid steer at an estimated cost of just over \$78,000.

There is a question as whether it might be preferable to the contractor to work on all four backstops in the same group of fields rather than replacing two on the south group (Little League) and two on the north group of fields. If four together is preferred, Moore said they would do all four Little League fields for a total estimated cost with the purchase of a skid steer of around \$66,000. Staff is checking with the contractor to determine if there is a preference on which backstops are replaced.

- Moore thanked the Park Board members who attended the May Honors Board ceremony recognizing Dan O'Brien and Rod Anderson. He also thanked Cohen for his assistance with the Kids' Fishing Derby, also in May. Both events were well attended.
- Moore thanked all the Park Board members who assisted with this year's Corporate Games, noting that the event would not be possible without the help of many volunteers. He said Orgill was the overall team winner with Alan Wire second and Sikeston Public Schools third. Orgill was also recipient of the Team Spirit Award with Dewitt Company receiving the Sportsmanship Award.
- Moore referred to a letter in the Park Board packet thanking the Kiwanis Club for a \$1,000 donation for improvements to the Complex, specifically the area near the picnic shelters at the north end of the park. Cowan suggested using the money to repair or purchase new tennis nets. Moore said the city has also received a \$400 donation from the VFW for the replacement of the roof on Shelter #6 in the Complex, construction of which the VFW originally funded. The Lions Club is also considering a donation for the replacement of the roof on the Lions Club shelter in Veterans' Park.
- Moore pointed out construction of the new bandstand in Legion Park is underway with the concrete footings and stem walls already completed.
- Moore said a research team representing Oregon State University will be in Rotary Park tomorrow to bury instrumentation to record data on activity of the New Madrid fault. The instruments will be in the ground approximately three weeks. He explained the data collection is for a study that began in 2011 on the Mid Continent Rift.
- Moore referred to the Clinton Building reports for May, June, and July.

ADJOURNMENT

Following a motion by Weathers and a second by Chitwood, the meeting was unanimously adjourned.

Chairman

BRIEFING:

APPLEGATE & JOHN R. BLVD. DRAINAGE PROJECTS

**Information will be presented at
the Council meeting**

Council Letter

Date of Meeting: October 1, 2014

Originating Department: City Manager

To the Mayor and City Council:

Subject: Resolution 14-10-01 - Authorizing Emergency Demolition of Eight Structures Found to be Health and Safety Hazards.

Attachment(s):

1. Resolution 14-10-01

Action Options:

1. Approve Resolution 14-10-01
2. Authorize staff to seek bids or quotes for emergency demolitions

Background:

City staff has determined that the eight 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 14-10-01, staff will seek bids or quotes for cleaning up any of the properties that city staff is unable to demolish with our own equipment. The FY15 budget contains \$30,000 for demolitions and it is expected that the total of these demolitions will be well below that amount.

The following pages contain photos of each of the properties:

- 303 Daniel
- 427 Daniel
- 100 W Gladys
- 414 W Gladys
- 1306 Shelby
- 625 William
- 814 Wayne
- 1326 W Murray

303 Daniel



303 Daniel, continued



303 Daniel, continued



427 Daniel



100 W Gladys



100 W Gladys, continued



414 W Gladys



414 W Gladys, continued



414 W Gladys, continued



1306 Shelby



1306 Shelby, continued



625 William



625 William, continued



625 William, continued



814 Wayne



814 Wayne, continued



1326 W Murray



1326 W Murray, continued



Council Letter

Council Letter: 14-10-06

Originating Department: Administrative Services Department

To the Mayor and City Council:

Subject: Selection of City Health Insurance Broker Services, RFP 15-5

Attachments:
None

Action Options:

1. Award of Broker Services for Employee Ancillary Benefits to Mitchell Insurance
2. Other action as Council may deem appropriate.

Background:

Staff solicited requests for proposals of broker services for ancillary employee benefits. The notice was published in the Standard Democrat and on the City's website. The request for proposals was also emailed to any agency previously indicating an interest in providing similar services. Self Insurance Agency and Mitchell Insurance were the only two companies that responded.

The Professional Consulting Committee met on Tuesday, September 30th to review the proposals submitted. Councilmen Bob Depro, Councilman Jon Gilmore, City Treasurer Karen Bailey and Account Clerk Amanda Groves interviewed representatives from both companies.

It was a consensus of the Professional Consulting Committee to award the broker services for the City of Sikeston employee ancillary benefits to Mitchell Insurance.

Council Letter

Date of Meeting: 14-10-06

Originating Department: Department of Public Safety

To the Mayor and City Council:

Subject:

DPS Purchase of Fire Apparatus

Attachments:

None

Action Options:

Award of Bid 15-2, decline, or other action deemed appropriate by Council

Background:

On August 6, DPS issued a bid with Council's approval for two pieces of fire apparatus. We only received one official bid from Banner Fire Equipment, which is the emergency 1 dealer for this area. The bid for the pumper came in at approximately \$334,350, and the ladder truck at \$698,995--without any pre-payment on the apparatus.

I am available to answer any questions you may have regarding this bid.

Council Letter

Date of Meeting: 14-10-06

Originating Department: Administrative Services

To the Mayor and City Council:

Subject: 2nd Reading & Consideration of Bill #5968, Lease-purchase-DPW Dump Trucks

Attachments:

1. Ordinance 5968

Action Options:

1. Approve Ordinance 5968
2. Disapprove Ordinance 5968
3. Other action Council may deem appropriate

Background:

On Friday, September 19, 2014, a bid committee consisting of Carroll Couch, Jay Lancaster, and Karen Bailey opened bids for a lease-purchase agreement of \$ 465,000 to purchase three (3) dump trucks utilizing the current vendor under contract with the State of Missouri. The following interest rates were bid;

U.S. Bank	2.522
1 st Midwest Bank	2.64
1 st State Community Bank	2.89
Montgomery Bank	2.99
Regions Bank	3.04
Southern Bank	3.29
Focus Bank	4.37
Alliance Bank	7.5 for 10yrs/4.75 for 5 years

Staff recommends Council award the bid to U.S. Bank.

AN ORDINANCE APPROVING THE SELECTION OF A BANK FOR FINANCING THE ACQUISITION OF NEW DUMP TRUCKS AND RELATED EQUIPMENT, AUTHORIZING THE CITY OF SIKESTON, MISSOURI TO ENTER INTO AN EQUIPMENT LEASE PURCHASE AGREEMENT IN CONNECTION THEREWITH, AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION WITH THE FINANCING

WHEREAS, the City Council of the City of Sikeston, Missouri (the “City”) has previously solicited proposals from qualified banks and financial institutions in connection with the proposed financing of the acquisition of three new dump trucks and related equipment (the “Equipment”), and in response U.S. Bancorp Government Leasing and Finance, Inc. (the “Lessor”) has submitted its proposal for the financing of the acquisition of the Equipment (the “Proposal”), a copy of which is incorporated by reference in this Ordinance and attached hereto as **Exhibit A**; and

WHEREAS, to facilitate the acquisition of the Equipment and to pay the cost thereof, it is necessary and desirable for the City to enter into an Equipment Lease Purchase Agreement (the “Lease”) with the Lessor, pursuant to which the City will lease the Equipment from the Lessor with an option to purchase;

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

Section 1. Acceptance of Proposal. The Proposal is hereby accepted and U.S. Bancorp Government Leasing and Finance, Inc. is hereby selected to finance the acquisition of the Equipment in accordance with and subject to the terms of the Proposal.

Section 2. Approval of the Lease. The City is hereby authorized to enter into the Lease with the Lessor, which Lease shall be in substantially the form presented to the City Council at this meeting, a copy of which is attached hereto as **Exhibit B**, with such changes therein as shall be approved by the officials of the City executing such document, such officials’ signatures thereon being conclusive evidence of their approval thereof.

Section 3. Approval of the Escrow Agreement. The City is hereby authorized to enter into the Escrow Agreement (the “Escrow Agreement”) among the City, the Lessor and U.S. Bank National Association, as escrow agent, which Escrow Agreement shall be in substantially the form presented to the City Council at this meeting, a copy of which is attached hereto as **Exhibit C**, with such changes therein as shall be approved by the officials of the City executing such document, such officials’ signatures thereon being conclusive evidence of their approval thereof.

Section 4. Execution of Documents. The Mayor, the City Clerk, the City Manager and other appropriate officers of the City are hereby authorized and directed to execute, attest, acknowledge, deliver and record, as appropriate, for and on behalf of and as the act and deed of the City, the Lease, the Escrow Agreement 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 5. Further Authority. The officers, agents and employees of the City, including the Mayor, the City Manager and the City Clerk, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable to carry out and perform the purposes of this Ordinance, and to carry out, comply with and perform the duties of the City with respect to the Lease.

Section 6. Reimbursement of Expenditures. The City Council hereby finds it necessary and declares its intent to finance the costs of the Equipment through delivery of the Lease. The City has made, or expects to make, expenditures in connection with the Equipment, and the City may reimburse itself for such expenditures with the proceeds of the tax exempt financing by, or on behalf of, the City. The maximum principal amount of the tax-exempt financing expected to be issued for the Equipment is \$465,000.

Section 7. Appropriation of Basic Rent. The City Council hereby irrevocably budgets and appropriates moneys in the amount of \$5,900.00 for Fiscal Year ending June 30, 2015, to be used to make the Rental Payments (as defined in the Lease) due under the Lease during the Original Term of the Lease coextensive with Fiscal Year ending June 30, 2015.

Section 8. Record of Passage:

A. Bill Number 5968 was introduced to Council and read the first time on the 29th day of September, 2014.

B. Bill Number 5968 was read for the second and final time and discussed this 6th day of October, 2014, and final passage thereon was voted as follows:

Depro _____ Burch _____ Gilmore _____
Pullen _____ Teachout _____ Harris _____ and Graham _____,
thereby being _____ and becoming
Ordinance Number _____

C. Upon passage by a majority of the Council, this Bill shall become Ordinance Number 5968 and shall be in full force and effect 30 days after its passage.

Mayor

(SEAL)

ATTEST:

City Clerk

EXHIBIT A

Proposal of U.S. Bancorp Government Leasing and Finance, Inc.

EXHIBIT B

Equipment Lease Purchase Agreement

EXHIBIT C

Escrow Agreement

Council Letter

Date of Meeting: 14-10-06

Originating Department: Governmental Services

To the Mayor and City Council:

Subject: 2nd Reading & Consideration of Bill Number 5967, Amending City Code Section 135.310 to Increase Sikeston Municipal Court's Domestic Violence Shelter Surcharge Fee

Attachment(s):

1. Bill Number 5967

Action Options:

1. 2nd Reading & Approval of Bill Number 5967
2. Other action Council may deem appropriate

Background:

During the September 8 Regular City Council meeting city staff was directed to amend City Code to increase Sikeston Municipal Court's Shelter for Victims of Domestic Violence Surcharge from \$2 to \$4. This surcharge is assessed on any violation of Sikeston's municipal ordinances, except when said charges are dismissed, or where costs are to be paid by the State, County or City.

Staff asks for Council approval of Bill #5967.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5967, AMENDING CHAPTER 135, SECTION 135.310 OF CITY CODE OF THE CITY OF SIKESTON, MISSOURI, TO INCREASE THE MUNICIPAL COURT SURCHARGE TO FUND SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE FROM TWO DOLLARS (\$2) TO FOUR DOLLARS (\$4) PER CONVICTION OF A MUNICIPAL ORDINANCE VIOLATION.

Be It Ordained by the Council of the City of Sikeston as follows:

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

SECTION II: Chapter 135, Sections 135.310 shall be amended to read as follows:

“Section 135.310 Shelter For Victims of Domestic Violence Surcharge, Generally.

In addition to Court costs provided for in Chapter 135, Section 135.270, there shall be assessed a surcharge of four dollars (\$4.00) on any violation of municipal ordinances, provided no such surcharge shall be collected in any proceeding when the proceeding or defendant has been dismissed by the Court or where the costs are to be paid by the State, County or municipality. Such surcharge shall be collected by the Municipal Court Clerks and shall be disbursed to the City at least monthly. The Municipal Court Clerks shall file a verified report of the fees collected, on a monthly basis, with the office of City Treasurer. The City shall use such monies only for the purpose of providing operating expenses for shelters for battered persons as defined in Sections 455.200 to 455.230, RSMo.”

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

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

SECTION V: Record of Passage

A. Bill Number 5967 was introduced and read the first time this 29th day of September 2014.

B. Bill Number 5967 was read the second time the 6th day of October 2014, was discussed and voted upon as follows:

Burch, _____, Gilmore, _____, Teachout, _____, Graham _____,

Depro, _____, Harris _____, Pullen _____,

thereby being _____, becoming Ordinance 5967.

C. Ordinance 5967 shall be in full force and effect from and after November 6, 2014.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest:

Carroll Couch, City Clerk

MUNICIPAL DIVISION REPORTING FORM

I. COURT INFORMATION				Contact information same as last report			
				Municipality:SIKESTON		Period:September, 2014	
Mailing Address:105 E. CENTER ST.				Vendor: Tyler Technologies			
Physical Address:105 E. CENTER ST.				County:SCOTT COUNTY		Circuit:33RD	
Telephone Number: (573) 475-3705				Fax Number: (573) 471-1526			
Prepared by:PAT COX				E-mail:courtclerk@sikeston.org		Notes	
Municipal Judge(s):FRANKLIN MARSHALL				Prosecuting Attorney:DANIEL F. NORTON			
=====							
II. MONTHLY CASELOAD INFORMATION		A/D Traffic		Other		Non-Traffic	
A. Cases pending - 1st Month		109		1,240		2,986	
B. Cases filed		2		55		111	
C. Cases Disposed							
1. Jury Trial		0		0		0	
2. Court/Bench Trial -Guilty		0		0		0	
3. Court/Bench Trial -Not Guilty		0		0		0	
4. Plea of Guilty in Court		0		11		10	
5. BF and Viol. Bureau Citations		2		59		77	
6. Dismissed by Court		0		1		15	
7. Nolle Prosequi		0		2		9	
8. Certified for Jury Trial		0		0		0	
9. TOTAL CASE DISPOSITIONS		2		73		111	
D. Cases pending - End of Month		109		1,222		2,986	
E. Trial de Novo - Appeal filed		0		0		0	
=====							
III. WARRANT INFORMATION				IV. PARKING TICKETS			
1. Total Issued		50		Issued		0	
2. Total served/withdrawn EOM		54		[] No parking tickets			
3. Total Outstanding EOM		400					
=====							
V. NET REVENUE COLLECTED							
Fines	\$	16,754.24	Restitution	\$	3,434.20		
Clerk/Court Fee (Costs)	\$	1,302.85	Parking Ticket	\$	0.00		
Jud Ed Fund	\$	0.00	Bond Forf	\$	0.00		
[X] No JEF collection							
Peace Officer (POST)	\$	325.73	Bond refunds	\$	5,881.50-		
Crime Victims Comp (CVC)	\$	814.35	Other Disbursements				
Law Enf Training (LET)	\$	0.00	OCVC	\$	0.00		
Domestic Viol Shelter	\$	217.18	OILF	\$	0.00		
Inmate Sec Fund	\$	217.18	OCOURT COST	\$	0.00		
Sheriffs' Retirement Fund	\$	306.22	Tot Disbursements	\$	17,490.45		

Office of State Court Administrator, Statistics
 2112 Industrial Drive, P.O. Box 104480, Jefferson City, MO 65110
 OSCA Help Desk: 1-888-541-4894 Research Unit Fax: 573-526-0338
 E-mail: swjis.reports@courts.mo.gov

October 2014

Monthly Planner

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26	27 Special Council Meeting 11:30 a.m.	28 Community Event Committee Meeting 5:30 p.m. Tourism Advisory Board Meets 4:30 p.m.	29 TIF Meeting 5:00 p.m.	30	31																																																																																												

November 2014

Monthly Planner

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December 2014

Monthly Planner

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