



City of Sikeston

TENTATIVE AGENDA

SPECIAL CITY COUNCIL MEETING
SIKESTON CITY HALL

Monday, October 28, 2013
11:30 A.M.

- I. CALL TO ORDER
- II. RECORD OF ATTENDANCE
- III. OPENING PRAYER
- IV. PRESENTATION

DPS Employee of the Quarter

V. ITEMS OF BUSINESS

- A. 2nd Reading & Consideration of Bill #5933, Amending City Code 500.670, Prohibited Maintenance (derelict vehicles)
- B. 1st Reading, Bill #5935, Adoption of 2012 International Building Code with Appendices B, E, I and K
- C. 1st Reading, Bill #5936, Adoption of the 2012 International 1 & 2 Family Residential Code with Appendices H, M and P
- D. 1st Reading, Bill #5937, Adoption of 2012 International Fire Code
- E. 1st Reading, Bill #5938, Adoption of 2012 International Fuel Gas Code
- F. 1st Reading, Bill #5939, Adoption of 2012 International Mechanical Code
- G. 1st Reading, Bill #5940, Adoption of 2012 International Plumbing Code
- H. 1st Reading, Bill #5941, Adoption of 2012 International Swimming Pool Code
- I. 1st Reading, Bill #5942, Adoption of 2012 International Existing Building Code
- J. 1st Reading, Bill #5943, Adoption of 2012 International Property Maintenance Code
- K. 1st Reading, Bill #5944, Adoption of 2011 International Electric Code
- L. Briefing: Selection of City Engineering Firm
- M. Appointment to Park Board and Rental Appeals Board
- N. Presentation and Discussion of Proposed Contract for Services with Sikeston Area Humane Society
- O. Briefing: Possible Creation of Municipal Dog/Cat License to Encourage Spay/Neuter Practices
- P. Other Items As May Be Determined During the Course of the Meeting

VI. ADJOURNMENT INTO EXECUTIVE SESSION

Personnel (RSMo 6.10.021(3))



VII. ADJOURNMENT

Dated this 23rd day of October 2013



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.

Council Letter

Council Letter: 13-10-28

Originating Department: Department of Governmental Services

To the Mayor and City Council:

Subject: 2nd Reading and Consideration of Bill #5933, Amending City Code 500.670, Prohibited Maintenance (derelict vehicles)

Attachments:

1. Bill #5933

Action Options:

1. Adopt Bill 5933
2. Action as Council may deem appropriate.

Background:

City Prosecuting Attorney Dan Norton contacted Staff and indicated there were problems prosecuting individuals for derelict vehicles with the previous wording of the municipal code. The amended code allows only one vehicle on private property that is not in a state of disrepair and the registration is not more than six (6) months out-of-date.

Staff requests the adoption of Bill 5933.

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5933 PROVIDING FOR AN AMENDMENT TO SECTION 500.670, PROHIBITED MAINTENANCE, OF THE SKESTON MUNICIPAL CODE IN THE CITY OF SKESTON, MISSOURI.

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

SECTION I: This Ordinance shall be codified in Section 500.670 of the Skeston Municipal Code.

SECTION II: Section 500.670 of the City Code of Skeston, Missouri shall be amended to read as follows:

"500.670 Prohibited Maintenance:

B. It shall be unlawful for the owner, occupant or custodian of any private property to maintain or allow to remain on said private property any currently unregistered and/or unlicensed motor vehicles or any motor vehicle which is in a state of disrepair; provided however, that the owner of such private property may maintain on said private property one (1) motor vehicle which is not in a state of disrepair and for which the vehicle's registration is not more than six (6) months out-of-date. (R.O. 2009 §15.24.040; Ord. No. 5591 §II, 4-13-04; Ord. No. 5603 §II, 6-15-04)"

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 5933 was introduced and read the first time this 7th day of October, 2013.

B. Bill Number 5933 was read the second time and discussed this 28th day of October, 2013, and voted as follows:

Harris, _____, Burch, _____, Depro, _____,

Teachout, _____, Gilmore, _____, Hedrick, Absent,

Pullen, _____, thereby being

_____,
becoming ordinance 5930.

C. Ordinance 5933 shall be in full force and effect from and after Wednesday, November 27, 2013.

Jerry Pullen, Mayor

Approved as to form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

Council Letter

Council Letter: 13-10-28

Originating Department: Department of Public Works

To the Mayor and City Council:

Subject: 1st Reading of Bills 5935, 5936, 5937, 5938, 5939, 5940, 5941, 5942, 5943, and 5944 Adopting the 2012 International Building Codes and 2011 International Electrical Code

Attachments:

1. Bill #5935, 2012 International Building Code with Appendices B, E, I & K
2. Bill #5936, 2012 International 1 & 2 Family Residential Code with Appendices H, M & P
3. Bill #5937, 2012 International Fire Code
4. Bill #5938, 2012 International Fuel Gas Code
5. Bill #5939, 2012 International Mechanical Code
6. Bill #5940, 2012 International Plumbing Code
7. Bill #5941, 2012 International Swimming Pool Code
8. Bill #5942, 2012 International Existing Building Code
9. Bill #5943, 2012 International Property Maintenance Code
10. Bill #5944, 2012 International Code

Action Options:

1. Complete First Reading
2. Action as Council may deem appropriate.

Background:

International Building Codes are designed as a model code and to provide consistency in building codes from city to city. As indicated in the previous briefing the City's existing edition of building standards is 13 years old. Few design professional utilize this edition. Additionally use of 2000 edition has resulted in the City receiving the lowest grade possible by the Building Code Effectiveness Grading Schedule (BCEGS).

To remedy these issues Staff has prepared the following bills that are being presented for first reading. Staff will request adoption of these bills during the November 4 City Council meeting.

Synopsis of Bills:

Bill 5935, 2012 International Building Code with appendices B, E, I & K

The Building Code governs the construction, addition, alteration, and replacement of all structures not classified as Residential 1 & 2 Family Dwellings. The major changes are, ALL residential dwellings are required to be equipped with an Automatic Sprinkler System. That section is being amended to require a sprinkler system in buildings with more than 8 dwelling units and more than 2 stories in height including basements. The other major change is with regards to seismic design. Research has shown that through

the 4 code cycles, the design criteria has been changed to be less stringent than the 2000 edition of the code.

Appendix B - Board of Appeals, establishes member criteria, and rules and procedures for Board of Appeals meetings.

Appendix E – Supplementary Accessibility Requirements. This appendix shall control the supplementary requirements for the design and construction of facilities for accessibility for physically disabled persons.

Appendix I – Patio Covers governs the use of patio covers to be used for recreational purposes only and not for storage, habitable space or carports.

Appendix K – Administrative Provisions. This appendix is intended to be used by the jurisdiction to implement and enforce NFPA 70, The National Electric Code.

Bill 5936, 2012 International 1 & 2 Family Residential Code with appendices H., M, and P

The 1 & 2 Family Residential Code governs the construction, addition, alteration, and repairs to 1 & 2 Family Dwellings. The major change to the code through the years was the requirement to install Automatic Sprinkler Systems in all 1 & 2 family dwellings. This section is being deleted.

Appendix H – Patio Covers, this appendix governs the use of patio covers to be used for recreational purposes only and not for storage, habitable space or carports.

Appendix M – Home Day Care. This Appendix regulates the criteria for all in home day cares.

Appendix P – Sizing of Water Piping System. This appendix outlines procedures for calculating water piping systems.

Bill 5937, 2012 International Fire Code

This Code establishes regulations governing hazards of fire and explosion, conditions hazardous to life, property and public welfare and conditions affecting the safety of fire personnel. Changes for clarity were made as well as a new section establishing requirements to insure rooms housing fire protection risers and fire pumps have adequate space to facilitate repairs.

Bill 5938, 2012 International Fuel Gas Code

This Code shall apply to the installation of fuel gas piping systems, fuel gas appliances and related accessories. The significant changes allow for a wider variety of piping materials to be used.

Bill 5939, 2012 International Mechanical Code

This Code shall regulate the design, installation and maintenance of mechanical systems as well as mechanical systems, components, and appliances referenced in the code. Several changes were made for better clarity as well as allowing a wider variety of materials for various applications.

Bill 5940, 2012 International Plumbing Code

This code shall regulate the installation, alteration, repairs and maintenance of plumbing systems in all structures. The significant change is the 2012 Code allows for a larger variety of piping materials.

Bill 5941, 2012 International Swimming Pool Code

This Code shall apply to the construction, installation, and maintenance of swimming pools and spas.

Bill 5942, 2012 International Existing Building Code

The provisions of this Code shall apply to the repair, alteration and addition of Existing Buildings. Additionally, this Code is intended to provide flexibility in achieving compliance with minimum requirements to safeguard the public health, safety and welfare of Existing Structures.

Bill 5943, 2012 International Property Maintenance Code

The provisions of this Code shall apply to residential and nonresidential structures with regards to sanitation, protection from the elements, property maintenance and sanitary maintenance. Additionally this Code has been amended to provide regulations that shall apply to the maintenance and condition of parking areas.

Bill 5944, 2011 National Electric Code

This Code shall govern the installation of electric conductors and equipment in, residential and nonresidential structures including mobile homes, that connect to the supply of electricity.

AN ORDINANCE GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE OF MAINTENANCE OF ALL BUILDINGS AND STRUCTURES: KNOWN AS THE BUILDING CODE; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ANY EXISTING ORDINANCE OF THE CITY OF SIKESTON, MISSOURI, THAT ARE IN CONFLICT HEREWITH EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF BUILDING CODE

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Building Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Building Code are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED:

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: "(City of Sikeston, Missouri)"

Section [A] 107.2 Construction Documents:
Amend to read: "Construction documents shall be in accordance with sections [A] 107.2.1 through section [A] 107.2.5 and shall be submitted in the following manner, one (1) hard copy on twenty four by thirty six inch paper (24" x 36") and one (1) electronic .pdf version either on compact disk or flash drive, formatted for large scale printing, signed and sealed by the design professional."

Section [A] 113.3 Qualifications. (page 9, first line)
Amend to read: "The Board of Appeals shall consist of nine (9) members appointed by the City Council."

Section [A] 113.3 Qualifications (page 9, second line)
Amend to read: "The Board shall consist of at least one (1) professional engineer, one (1) general contractor, one (1) electrician, one (1) plumber, one (1) heating and air-conditioning representative and the remaining four (4) members must possess a trade similar to the aforementioned."

Section [A] 114.4 Violation Penalties (page 9, seventh line)
Insert: (misdemeanor)

Section [A] 114.4 Violation Penalties (page 9, seventh line)
Insert: (\$500.00)

Section [A] 114.4 Violation Penalties (page 9, seventh line)
Insert: (90 days)

Section [A] 115.3 Unlawful Continuance (page 10, fifth line)

Insert: (\$10.00)

Section [A] 115.3 Unlawful Continuance (page 10, fifth line)
Insert: (\$100.00)

Section [F] 903.2.8 Group R

Amend to read: "Automatic Sprinkler Systems shall be required in Use Group R-2 fire areas of dwellings, where more than two stories in height, including basements as a story and where having more than eight (8) dwelling units per building. Automatic Sprinkler Systems shall not be required in Buildings of Use Group R-3."

Delete Appendix A: Employee Qualifications

Delete Appendix C: Group U – Agricultural Buildings

Delete Appendix D: Fire Districts

Delete Appendix F: Rodent Proofing

Delete Appendix G: Flood Resistant Construction

Delete Appendix H: Signs

Delete Appendix I: Patio Covers

Delete Appendix J: Grading

Delete Appendix L: Earthquake Recording Instrumentation

Delete Appendix M: Tsunami-Generated Flood Hazard

Adopt Appendix B: Board of Appeals

Appendix B, Board of Appeals

Amend Section B101.2.2 Qualifications (page 613, first line)

"The Board shall consist of at least one (1) professional engineer, one (1) general contractor, one (1) electrician, one (1) plumber, one (1) heating and air-conditioning representative and the remaining four (4) members must possess a trade similar to the aforementioned."

Appendix B Board of Appeals, Section B101.2.1 Alternate members (page 613)

Insert: Alternate Members

"The City Council shall appoint three (3) alternate Board members who possess similar trades as the regular members."

Adopt Appendix E: Supplementary Accessibility Requirements (ADA)

Adopt Appendix I: Patio Covers

Adopt Appendix K: Administrative Provisions For Implementation and Enforcement of NFPA 70 the National Electric Code

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

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

SECTION VII: Record of Passage

A. Bill Number 5935 was introduced and read the first time this 28th day of October 2013.

B. Bill Number 5935 was discussed on this 4th day of November 2013, and was voted as follows;

Burch, _____, Gilmore, _____, Depro, _____,
Teachout, _____

Harris, _____, Pullen, _____, and Hedrick Absent,

hereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5935 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE OF MAINTENANCE OF ALL BUILDINGS AND STRUCTURES: KNOWN AS THE BUILDING CODE; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING EXISTING ORDINANCE 5359 OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF 2012 INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO FAMILY DWELLINGS:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Building Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Residential Code for One and Two Family Dwellings, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [R] 101.1 Title (page 1, fourth line)

Insert: The 2011 National Electric Code and its amendments shall govern all Electrical requirements.

Section [R] 101.1 Title (page 1, second line)

Insert: (City of Sikeston, Missouri)

Section [R] 106 Construction Documents (page 5)

Amend to read: "Construction documents shall consist of a scaled floor plan illustrating all floor layouts including basements, location of emergency rescue windows in basements and location of electrical panel."

Section [R] 112 Board of Appeals

Insert: Membership of the Board amend to read: "The Board of Appeals shall consist of nine (9) members appointed by the City Council."

Insert: Year End Report amend to read: "The Planning Coordinator will provide the City Council with a report in February of each year that presents the findings of the Board for the previous year."

Section [R] 112.3 Qualifications (page 9, second line)

Amend to read: "The board shall consist of at least one (1) professional engineer, one (1) general contractor, one (1) electrician, one (1) plumber, one (1) heating and air-conditioning representative and the remaining four (4) members must possess a trade similar to the aforementioned. The City Council shall appoint three (3) alternate Board members who possess similar trades as the regular members."

Section [R] 113.4 Violation Penalties (page 9, seventh line)

Insert: (misdemeanor)

Section [R] 113.4 Violation Penalties (page 9, seventh line)

Insert: (\$500.00)

Section [R] 113.4 Violation Penalties (page 9, seventh line)

Insert: (90 days)

Section [R] 114.2 Unlawful Continuance (page 9, fifth line)

Insert: (\$10.00)

Section [R] 114.2 Unlawful Continuance (page 9, fifth line)

Insert: (\$100.00)

Section 309.5 Fire Sprinklers

Delete: In its entirety

Insert: "Separation Required, One (1) Hour Separation required between garage and dwelling."

Section [R] 313 Automatic Fire Sprinkler Systems

Delete: In its entirety

Section [R] 602.11 Seismic Requirements-Wall Anchorage (page 189, third line)

Delete: except for footings and foundations

Section [R] 403.2 Footings for wood foundations

Delete: paragraph in its entirety

Insert: Wood foundations and foundation walls are prohibited

Section [R] 404.2 Wood foundation walls

Delete: paragraph in its entirety

Insert: Wood foundations and foundation walls are prohibited

Delete: Appendix A: Sizing and Capacities of Gas Piping

Delete: Appendix B: Sizing of venting systems serving appliances equipped with draft hoods

Delete: Appendix C: Exit terminals of mechanical Draft and Direct Vent Systems

Delete: Appendix D: Recommended Procedure for Safety Inspection of Existing Appliance Installation

Delete: Appendix F: Radon Control Methods

Delete: Appendix G: Swimming Pools, Spas and Hot Tubs

Delete: Appendix I: Private Sewage Disposal

Delete: Appendix J: Existing Buildings and Structures

Delete: Appendix K: Sound Transmission

Delete: Appendix L: Permit Fees

Delete: Appendix N: Venting Methods

Delete: Appendix O: Automatic Vehicular Gates

Delete: Appendix Q: ICC International Residential Code Electrical Provisions/National Electric Code Cross Reference

Adopt: Appendix E: Manufactured Housing Used As Dwellings

Adopt: Appendix H: Patio Covers

Adopt: Appendix M: Home Day Care R-3 Occupancy

Adopt: Appendix P: Sizing of Water Piping Systems

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

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

SECTION VII: Record of Passage

A. Bill Number 5936 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5936 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen _____, Depro _____, Harris _____, Teachout _____,

Hedrick Absent , Burch _____, Gilmore _____,

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5936 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE PRESCRIBING REGULATIONS CONSISTENT WITH NATIONALLY RECOGNIZED STANDARDS FOR SAFEGUARDS, TO A REASONABLE DEGREE, OF LIFE AND PROPERTY FROM THE HAZARDS OF THE FIRE AND EXPLOSION ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS, AND DEVICES; AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE USE OR OCCUPANCY OF BUILDINGS OR PREMISES; KNOWN AS THE FIRE CODE THEREOF; AND REPEALING EXISTING ORDINANCE 5376 OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF FIRE CODE:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Fire Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Fire Code, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 5 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: SAVING CLAUSE

That nothing in this Ordinance or in the Fire Code are hereby adopted shall be construed to affect any suit, or proceedings impending in any court, or any right acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinances hereby repealed as cited in SECTION III of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION V: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: (City of Sikeston, Missouri)

Section 307 Open Burning, Recreational Fires and Portable Outdoor Fireplaces
Insert: Outdoor Rubbish Fires "Burning of rubbish, trash and garbage shall be prohibited. Only materials grown on the property may be burned on the property."

Section 2306.2.2 Above-ground tanks located inside buildings
Delete: In its entirety
Insert: "All Class I, II, III Motor Fuel liquids shall be stored in underground tanks."

Section 2306.2.3 Above-ground tanks located outside, above grade
Delete: In its entirety
Insert: "All Class I, II, III Motor Fuel liquids shall be stored in underground tanks."

Section 5704.2.13.1.3 Out of Service for one year
Delete: In its entirety
Insert: "Any tank which has been abandoned for a period of one year shall be removed from the property in a manner approved by the Fire Official and the site restored in an approved manner."

Delete Appendix A: Board of Appeals

Delete Appendix B: Fire-Flow Requirements for Buildings

Delete Appendix C: Fire Hydrant Locations and Distribution

Delete Appendix D: Fire Apparatus Access Roads

Delete Appendix E: Hazard Categories

Delete Appendix F: Hazard Ranking

Delete Appendix G: Cryogenic Fluids- Weight and Volume Equivalents

Delete Appendix H: Hazardous Materials Management Plan and Inventory
Statement Instructions

Delete Appendix I: Fire Protection Systems- Non-compliant Conditions

Delete Appendix J: Building Information Sign

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

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

SECTION VIII: Record of Passage

A. Bill Number 5937 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5937 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____.

Hedrick Absent , Burch_____, Gilmore_____.

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5937 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE ESTABLISHING MINIMUM REGULATIONS GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE AND FIT FOR OCCUPATION AND USE; KNOWN AS THE FUEL GAS CODE THEREOF; AND REPEALING EXISTING ORDINANCE 5378 OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF FUEL GAS CODE:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Fuel Gas Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Fuel Gas Code, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: (City of Sikeston, Missouri)

Section 303.3 Prohibited Locations Exceptions 3 & 4 (page 18 & 19)
Delete: In its entirety
Insert: "No un-vented room heater or fireplace/log shall be allowed in sleeping rooms, bathrooms, toilet rooms, storage closets or surgical rooms."

Section 403 Piping Materials
Delete: Section 403.4.3 Copper and Brass
Insert: "No copper or brass pipe, tubing or fittings shall be permitted."

Section 404 Piping System Installation
Insert: "Only rigid steel piping shall be used to penetrate floors, walls or ceilings. Appliances shall be connected to the building service line by a steel flex connector, not exceeding six (6) feet and accompanied by an approved shut off valve on the upstream side of the flex connector. At no time shall the flex connector pass through a floor, ceiling or wall."

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

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

SECTION VII: Record of Passage

A. Bill Number 5938 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5938 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____

Hedrick Absent , Burch_____, Gilmore_____

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5938 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS FOR THE DESIGN AND INSTALLATION OF MECHANICAL SYSTEMS, INCLUDING HEATING SYSTEMS, VENTILATION SYSTEMS, COOLING SYSTEMS, STEAM AND HOT WATER HEATING SYSTEMS, PROCESS PIPING BOILERS, UTILIZING GAS FUEL, LIQUID FUEL, SOLID FUEL OR ELECTRICAL POWER, CHIMNEYS AND VENT, MECHANICAL REFRIGERATION SYSTEMS, FIREPLACES, BARBEQUES, INCINERATORS, CREAMATORIES, FIRE PROTECTION SYSTEMS AND AIR POLLUTION CONTROL SYSTEMS; KNOWN AS THE MECHANICAL CODE THEREOF; AND REPEALING EXISTING ORDINANCE 5379 OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF MECHANICAL CODE:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Mechanical Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Mechanical Code, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: (City of Sikeston, Missouri)

Section 108.4 Violation Penalties (page 6, seventh line)
Insert: (Misdemeanor)

Section 108.4 Violation Penalties (page 6, eighth line)
Insert: (\$500.00)

Section 108.4 Violation Penalties (page 6, ninth line)
Insert: (three (3) months)

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

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

SECTION VII: Record of Passage

A. Bill Number 5939 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5939 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____

Hedrick Absent , Burch_____, Gilmore_____

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance
5939 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS GOVERNING MINIMUM PLUMBING STANDARDS IN TERMS AND PERFORMANCE OBJECTIVES; IMPLEMENTED BY SPECIFIC REQUIREMENTS, WHICH WILL PROVIDE REASONABLE SAFEGUARDS FOR SANITATION TO PROTECT THE PUBLIC HEALTH AGAINST THE HAZARDS OF INADEQUATE, DEFECTIVE OR UNSANITARY PLUMBING INSTALLATIONS; KNOWN AS THE PLUMBING CODE THEREOF; AND REPEALING EXISTING ORDINANCE 5377 OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF PLUMBING CODE:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Plumbing Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Plumbing Code, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: (City of Sikeston, Missouri)

Section [A] 106.6 Fees- Performance Bond

Amend to read as follows: "Every person performing plumbing work within the City shall first obtain a plumbers license and post within the City Collector an acceptable performance bond in the amount of \$2,000.00, conditioned that same shall save the City harmless against violations of this chapter and that all work performed by said licensed plumber shall be done in accordance with the provisions of this chapter."

Section 603.2.1 Water Service Near Sources of Pollution (page 39)

Amend to read as follows: "Where the water services must cross the sewer line, the bottom of the water service within ten (10) feet of the point of crossing shall be above the top of the sewer line."

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

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

SECTION VII: Record of Passage

A. Bill Number 5940 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5940 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____,

Hedrick Absent , Burch_____, Gilmore_____,

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance
5940 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS GOVERNING THE INSTALLATION OF SWIMMING POOLS AND SPAS AND GOVERNING PLUMBING AND ELECTRICAL STANDARDS IN TERMS AND PERFORMANCE OBJECTIVES; IMPLEMENTED BY SPECIFIC REQUIREMENTS, WHICH WILL PROVIDE REASONABLE SAFEGUARDS TO PROTECT THE PUBLIC HEALTH AGAINST THE HAZARDS OF INADEQUATE, DEFECTIVE OR IMPROPER PLUMBING AND ELECTRICAL INSTALLATIONS; KNOWN AS THE SWIMMING POOL AND SPA CODE OF THE CITY OF SIKESTON, MISSOURI, EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF SWIMMING POOL AND SPA CODE:

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Swimming Pool and Spa Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Swimming Pool and Spa Code, are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: This is the first adoption of the Swimming Pool and Spa Code.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)

Insert: (City of Sikeston, Missouri)

Section [A] 105.6 Fees- Performance Bond for Plumbers

Insert: "Every person performing plumbing work within the City shall first obtain a plumbers license and post within the City Collector an acceptable performance bond in the amount of \$2,000.00, conditioned that same shall save the City harmless against violations of this chapter and that all work performed by said licensed plumber shall be done in accordance with the provisions of this chapter."

Section [A] 105.6 Fees- Performance Bond for Electricians

Insert: Every person performing electrical work within the City shall first obtain an electricians license and post with the City Collector an acceptable performance bond in the amount of \$2,000.00, conditioned that the same shall save the City harmless against violations of this chapter and the 2011 National Electric Code and that all work performed by said licensed electrician shall be done in accordance with the provisions of this chapter and the 2011 National Electric Code."

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

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

SECTION VII: Record of Passage

A. Bill Number 5941 was introduced and read the first time this 28th day of October, 2013.

B. Bill Number 5941 was discussed on this 4th day of November, 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____

Hedrick Absent , Burch_____, Gilmore_____

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance
5941 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE OF MAINTENANCE OF ALL BUILDINGS AND STRUCTURES: KNOWN AS THE EXISTING BUILDING CODE; PROVIDING FOR THE PROTECTION OF PUBLIC HEALTH, SAFETY, WELFARE IN ALL EXISTING STRUCTURES, THE ISSUANCE OF PERMITS, COLLECTIONS OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ANY EXISTING ORDINANCE OF THE CITY OF SIKESTON, MISSOURI, THAT ARE IN CONFLICT HEREWITH EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF EXISTING BUILDING CODE

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Existing Building Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Existing Building Code are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED:

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: "(City of Sikeston, Missouri)"

Section [A] 107.2 Construction Documents:
Amend to read: "Construction documents shall be in accordance with sections [A] 107.2.1 through section [A] 107.2.5 and shall be submitted in the following manner, one (1) hard copy on twenty four by thirty six inch paper (24" x 36") and one (1) electronic .pdf version either on compact disk or flash drive, formatted for large scale printing, signed and sealed by the design professional."

Section [A] 113.4 Violation Penalties (page 9, eighth line)
Insert: (misdemeanor)

Section [A] 113.4 Violation Penalties (page 9, eighth line)
Insert: (\$500.00)

Section [A] 113.4 Violation Penalties (page 9, eighth line)
Insert: (90 days)

Section [A] 114.3 Unlawful Continuance (page 9, fifth line)
Insert: (\$10.00)

Section [A] 114.3 Unlawful Continuance (page 9, fifth line)
Insert: (\$100.00)

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

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

SECTION VII: Record of Passage

A. Bill Number 5942 was introduced and read the first time this 28th day of October 2013.

B. Bill Number 5942 was discussed on this 4th day of November 2013, and was voted as follows;

Burch, _____, Gilmore, _____, Depro, _____, Teachout _____,

Harris, _____, Pullen, _____, and Hedrick Absent,

hereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5942 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE ESTABLISHING THE MINIMUM REGULATIONS GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO INSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE AND THE DEMOLITION OF SUCH STRUCTURES; KNOWN AS THE PROPERTY MAINTENANCE CODE AND REPEALING ANY EXISTING ORDINANCES OF THE CITY OF SIKESTON, MISSOURI, THAT ARE IN CONFLICT HERewith EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF PROPERTY MAINTENANCE CODE

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the Property Maintenance Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2012 International Property Maintenance Code are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Section [A] 101.1 Title (page 1, second line)
Insert: (City of Sikeston, Missouri)

Section [A] 104.1 General (page 2, ninth line)
Insert: Duties of Inspectors: Inspectors shall have the following duties and responsibilities:

1. Inspect all structures, when so directed by the Code Official, for the purpose of determining the existence of unsafe or unhealthful conditions and to determine compliance with any orders issued.
2. Report to the Code Official, in writing, any conditions which may cause a structure to be deemed detrimental to the health, safety or welfare of the residents and report non-compliance with any orders issued.
3. Appear and testify at hearings regarding structures which the inspector has inspected.

Section [A] 106.4 Violation Penalties (page 3, sixth line)
Insert: (misdemeanor)

Section [A] 106.4 Violation Penalties (page 3, sixth line)
Insert: (90 days)

Section [A] 106.5 Abatement of Violation

Amend to read as follows: "TAX BILL FOR COST OF WORK BY THE CITY

The City Manager or his/her designee shall certify the cost of any work done by the City to abate a nuisance and the cost of recording the hearing to the City Clerk who shall cause a special tax bill or assessment for such costs to be issued against the lot, tract or parcel of land upon which the building or structure constituting the public nuisance is or was located.

1. Lien. The special tax bill shall be a lien on such real estate from the date of issuance until the same is paid and shall be registered in the office of the City Collector in a book kept for such purposes.

2. Payment due with interest. The tax bill shall be due and payable sixty (60) days after its date of issuance and shall bear interest at the rate of eight percent (8%) per annum from date of issuance until paid.

3. Annual payments upon request. At the written request of the taxpayer, which request shall be made prior to the date the City Manager or his/her designee certifies the cost to the City Clerk, the tax bill may be paid in equal annual installments over a period of not more than ten (10) years, with the unpaid balance of the tax bill to bear interest at the rate of eight percent (8%) per annum from the date of issuance until paid. If any installment shall not be paid within thirty (30) days after the same becomes due, then the entire balance of the tax bill and all accrued interest thereof shall become due and payable immediately.

4. Collection. If any tax bill is not paid when the same becomes due or if default is made in payment of any installment as provide in Subsection (2) hereinabove, then the City Counselor hereby is authorized to bring suit on behalf of the City in a court of competent jurisdiction to collect such tax bill. Tax bills issued under this Section shall be prima facie evidence of the validity of the bill, of the work being done and of the liability of the property for the charges stated in the bill. Any judgment entered in such suit in favor of the City may be satisfied by sale of the property or so much thereof as is necessary to satisfy the judgment and costs of sale."

Section [A] 108.1 General. (page 4, fifth line)

Amend to read as follows: "INSURANCE PROCEEDS WITHHELD

If there are proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure caused by or arising out of any fire, explosion or other casualty loss and if the covered claim payment is in excess of fifty percent (50%) of the face value of the policy covering a building or other structure, then the following procedure shall apply:

1. Fifteen percent (15%) withheld to secure abatement costs. The insurer shall withhold from the covered claim payment fifteen percent (15%) of the covered claim payment and shall pay that amount to the City to deposit into an interest-bearing account. Any named mortgagee on the insurance policy shall maintain priority over any obligation under this Section. If a special tax bill or assessment is issued by the City for the expenses of demolition of such building as a dangerous building, the monies held by the City shall be applied towards payment of special tax bill or assessment. If there is any excess, it shall be paid by the City to the insured or as the terms of the policy, including any endorsements thereto, provide.

2. Proceeds released. The City shall release the proceeds and any interest which has accrued on such proceeds received under Subsection (1) of this Section to the insured or as the terms of the policy and endorsements thereto provide within thirty (30) days after receipt of such insurance monies unless the City has instituted legal proceedings under

the provisions of Section 500.770. If the City has proceeded under the provisions of Section 500.770, all monies in excess of that necessary to comply with the provisions of this Section for the removal of the building or structure, less salvage value, shall be paid to the insured.

3. Certificate in lieu of payment. The City may certify that, in lieu of payment of all or part of the covered claim payment under this Section, it has obtained satisfactory proof that the insured has or will remove debris and repair, rebuild or otherwise make the premises safe and secure. In this event, the City shall issue a certificate within thirty (30) days after receipt of proof to permit covered claim payment to the insured without deduction. It shall be the obligation of the insured or other person making claim to provide the insurance company with the written certificate provided for in this Subsection.

4. City not party to insurance contract. No provision of this Section shall be construed to make City a party to any insurance contract.

5. City Clerk to deliver notice to Director of Insurance. The City Clerk hereby is authorized and directed to deliver notice, consisting of certified copy of this Section, to the Missouri Director of Insurance within fourteen (14) days after the adoption of this Section in compliance with Statute 67.412 RSMo 1984."

Section [A] 107.3 Method of service

Amend to read as follows:

PM 107.3.1 Service: The notice of declaration of nuisance and pre-hearing order shall be served on the affected parties, consisting of owner, occupants, lessee, mortgagee, agent and all persons having an interest in the property, all as shown by the records of the County Recorder of Deeds. The notice may be served personally or by certified mail, return receipt requested or if service cannot be had by either of these modes of service, then by publication at least once for three (3) consecutive weeks in a newspaper of general circulation in the City of Sikeston. Publication shall give the affected parties at least twenty-one (21) days' notice from the first date of publication to respond to the "Notice of Condemnation".

PM 107.3.2 Notice of Hearing: If the affected parties fail to commence work on repairs or complete demolition within the time specified or fail to proceed continuously with the work without unnecessary delay, the Code Official shall call a hearing upon the matter, giving the affected parties ten (10) days written notice of the hearing. Notice of hearing may be served personally or by certified mail, return receipt requested or if service cannot be had by either of these modes of service, then by publication at least once for two (2) consecutive weeks in a newspaper of general circulation in the City of Sikeston.

PM 107.3.3 Hearing: The City Manager or his/her duly designated representative shall conduct a full and adequate hearing. Any affected party may be represented by counsel and all affected parties shall have an opportunity to be heard. After the hearing, if the evidence supports a finding that the structure is a nuisance and detrimental to the health, safety or welfare of the residents of the City of Sikeston, the City Manager shall issue a post-hearing order making specific findings of facts, based on competent and substantial evidence and order the structure to be demolished and removed or repaired. The post-hearing order shall be served in the same manner as the notice of declaration of nuisance and pre-hearing order. The post-hearing order shall contain a date certain for completion of the required action.

PM 107.3.4 Upon Failure to Obey Post-Hearing Order: If any post-hearing order of the City Manager or his/her designee is not obeyed and if appeal of any post-hearing order is not made to the Circuit Court as provided for in this ordinance within thirty (30) days after issuance of any such order, a

Code Official shall cause such structure to be vacated and repaired or demolished as provided in the post-hearing order. The Code Official shall certify the cost for such action, including all administrative costs, to the City Clerk who shall cause a special tax bill against the property to be prepared, filed and collected. Said tax bill shall be a lien upon said property, said lien shall bear interest set by the Missouri Division of Finance on the date the lien is filed. The City Counselor will review to insure all references to special tax bills/liens are in compliance with Missouri Statutes."

Section 302.3 Sidewalks and Driveways.

Amend to read as follows; Sidewalks, Driveways and Parking Areas. "All sidewalks, walkways, stairs, driveways, parking spaces, parking lots, parking areas and similar areas shall be kept in a proper state of repair and maintained free from hazardous conditions and missing surface materials.

Section 302.4 Weeds (page 11, third line)

Insert: Ten inches (10")

Section 302.8 Motor Vehicles (page 11, seventh line)

Insert: Whenever the City Manager or his/her duly authorized representative determines that a motor vehicle or motor vehicle accessories are being maintained in violation of this code, notice of said violation shall be directed to the owner of said motor vehicle or motor vehicle accessories and, if the violation has occurred on private property where the same is being unlawfully maintained, notification will be made in person or representative shall affix a copy of said notice to said motor vehicle or motor vehicle accessories. Said notice shall advise the owner of said motor vehicle or motor vehicle accessories and, if required, the owner, custodian or occupant of the private property to abate said violation within seven (7) days from the date on said notice.

Section PM 302.8.1 Notice When Owner or Custodian Cannot Be Found.

Insert: When any of the persons entitled to receive the notice provided for in Section 302.8 cannot be located, mailing of said notice and affixing a copy of same to said vehicle or motor vehicle accessories shall be sufficient notice.

Section 302.8.2 Abatement

Insert: If not removed within the time specified in the notice, the motor vehicle or motor vehicle accessories maintained in violation of Section 302.8 above may be transported to a storage area by or at the direction of the City Manager or his/her duly authorized representative at the expense of the owner of the said motor vehicle or motor vehicle accessories. The wrecker service will become the responsible party for the motor vehicle or motor vehicle accessories according to State Statutes.

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

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

SECTION VII: Record of Passage

A. Bill Number 5943 was introduced and read the first time this 28th day of October 2013.

B. Bill Number 5943 was discussed on this 4th day of November 2013, and was voted as follows:

Burch _____, Pullen _____, Depro _____, Harris _____,
Teachout _____, Hedrick Absent, and Gilmore _____,
thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5943 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

AN ORDINANCE, NUMBER 5944, GOVERNING THE INSTALLATION OF ELECTRIC CONDUCTORS AND EQUIPMENT WITHIN OR ON PUBLIC AND PRIVATE BUILDINGS OR OTHER STRUCTURES, INCLUDING MOBILE HOMES, RECREATIONAL VEHICLES, AND FLOATING DWELLING UNITS, INSTALLATION OF CONDUCTORS THAT CONNECT TO THE SUPPLY OF ELECTRICITY, AND INSTALLATIONS OF OTHER OUTSIDE CONDUCTORS ON THE PREMISES: KNOWN AS THE ELECTRICAL CODE; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; AND REPEALING ORDINANCE 5380 AND ANY EXISTING ORDINANCES OF THE CITY OF SIKESTON, MISSOURI, THAT ARE IN CONFLICT HEREWITH EFFECTIVE DECEMBER 5, 2013.

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

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

SECTION II: ADOPTION OF NATIONAL ELECTRIC CODE

That a certain document, a copy of which is on file in the office of the City Clerk of the City of Sikeston, Missouri, being marked and designated as the "International Code Council", be and is hereby adopted as the National Electric Code of the City of Sikeston in the State of Missouri; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the 2011 National Electric Code are hereby referred to, adopted and made a part thereof, as is fully set out in this Ordinance with the additions, insertions, deletions and changes, prescribed in Section 4 of this Ordinance.

SECTION III: INCONSISTENT ORDINANCE REPEALED

That any ordinance or parts of ordinances in conflict herewith are hereby repealed effective December 5, 2013.

SECTION IV: ADDITIONS, INSERTIONS AND CHANGES

That the following sections are hereby revised as follows:

Article 90 Introduction (page 22)

Insert: Powers and Duties

"(a)The electrical inspector shall have control of the construction, installation, erection, extension, alteration or change of any electrical apparatus, machine, appliance, device, fixture, attachment, wire or wiring on or within any building or structure and for special lighting for power or heat in connection therewith designed to be operated on, from, by or in connection with any electric light, heat or power or other electrical plant, generating, delivering, conducting or requiring, for its use or their operation, use or maintenance, power at an electromotive or potential of more than twelve (12) volts.

(b) The electrical inspector shall have the right, during reasonable hours, to enter any building in the discharge of his official duties or for the purpose of making an inspection or test of installation of electric wiring, electric devices and/or electric material contained therein and shall have the authority to cause the turning off of all electrical currents and cut or disconnect in cases of emergency any wire where such electrical currents are dangerous to life or property or may interfere with the work of the Fire Department. No person shall interfere with the electrical inspector while said inspector is performing the duties authorized or required by this Chapter, nor shall any person refuse to comply with any lawful order or requirement of said inspector."

Article 90 Introduction (page 22)

Insert: Permits Required

"(a) No alteration or addition shall be made in the existing wiring of any building, nor shall any building be wired for the placing of any electric lights, motors, heating devices or any apparatus requiring the use of electrical current, nor shall any alteration be made in the wiring of any building after inspection, without first notifying the electrical inspector in writing or application for permit blanks to be furnished by the City and securing a permit therefore."

Article 90 Introduction (page 22)

Insert: Inspections

"(a) Upon the completion of the wiring of any building, it shall be the duty of the person installing same to notify the electrical inspector who shall make the inspection of the installation within twenty-four (24) hours. If any part of said wiring is to be concealed from view before or upon completion, it shall be unlawful for any person to cover or cause to be covered up any such wiring until the electrical inspector has inspected and approved said wiring. In the case of violation of this provision by any person, the electrical inspector is hereby authorized to order the removal of any such covering or lathing or flooring and shall not be required to replace or renew same.

(b) All necessary cutouts, cutout boxes or cabinets, fuses, switches, flush receptacles and other materials and devices shall be installed and all outlets properly connected before any certificate of final inspection will be issued.

(c) It shall be unlawful to use or to permit the use of or to supply current for electric wiring or light, heat or power in any building or structure in the City until certificate of final inspection has been issued by the electrical inspector, provided however, the electrical inspector may, in his discretion, give temporary permission, for a reasonable time, to supply current in part of any electric installation before such installation has been fully completed."

Article 90 Introduction (page 22)

Insert: Permit Fees

"The fee for a permit to perform electrical work shall be based on the use of the construction calculated by either the residential or commercial schedule both of which are posted in the Building Inspector's office."

Article 90 Introduction (page 22)

Insert: Disputes, Interpretations

"(a) In case of dispute as to technical interpretation of this Chapter, the electrical inspector shall decide as to the proper interpretation. Any decision made by the electrical inspector is subject to an appeal to the Board of Appeals."

Article 90 Introduction (page 22)

Insert: Performance Bond

"(a) Every person performing electrical work within the City shall first obtain an electrician's license and post with the City Collector an acceptable performance bond in the amount of two thousand dollars (\$2,000.00) conditioned that the same shall save the City harmless against violations of this Chapter and that all work performed by said licensed electrician shall be done in accordance with the provisions of this Chapter."

Article 90 Introduction (page 22)

Insert: Approved Materials

"(a) No electrical materials, devices or appliances shall be used or installed in the City, unless they are in conformity with the provisions of this Chapter and unless they are in conformity with approved methods of construction as provided in this Chapter and for safety to persons and property.

(b) Conformity of electrical materials, devices and appliances with the standards of Underwriters Laboratories, Inc., shall be considered satisfactory evidence that such materials, devices and appliances comply with the requirements of this Chapter.

(c) Old or used materials, devices or appliances shall not be used in any work without approval obtained in advance from the electrical inspector.

(d) All meter and service entrance locations shall meet the approval of the Board of Municipal Utilities. It shall be the responsibility of the electrical wireman or contractor to secure this approval before making the installation."

Article 90 Introduction (page 22)

Insert: Violation and Penalty

"Any person who shall violate any provision of the code adopted in this Article or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan of or directive of the Code Official, or of a permit or certificate issued under the provision of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than five hundred dollars (\$500.00) or by imprisonment not exceeding ninety (90) days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

Article 210-8 Ground-Fault Circuit-Interrupter Protection for Personnel (page 50, first line)

Insert: "No more than three (3) receptacles may be wired in series from a GFCI."

Article 230-24 (b) Vertical Clearance from Ground (1) (page 80, first line)

Insert: "Twelve (12) foot clearance at the electric service entrance to the building."

Article 230-43 Wiring Methods for 600 Volts, Nominal or Less (page 82)

Delete: In its entirety

Article 230-70 (a) Location (page 84)

Delete: In its entirety

Insert: "The service disconnecting means shall be installed at a readily accessible location, inside a building or structure nearest the point of entrance of the service conductors. Service disconnect means shall not be installed in bathrooms, closets or attics."

Article 230-79 (d) All Others (page 85)

Amended to read: "For all other installations the service disconnect shall have a rating of not less than one hundred (100) amperes (3 wires)"

Article 230-79 (page 85)

Insert: "Three (3) phase systems shall not be used in residential."

Article 250-52 (c) Rod and Pipe Electrodes

Insert: "the grounding electrode shall be five-eighths (5/8) copper clad no less than eight (8) feet in length."

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

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

SECTION VII: Record of Passage

A. Bill Number 5944 was introduced and read the first time this 28th day of October 2013.

B. Bill Number 5944 was discussed on this 4th day of November 2013, and was voted as follows;

Pullen_____, Depro_____, Harris_____, Teachout_____.

Hedrick Absent , Burch_____, Gilmore_____.

thereby being _____.

C. Upon passage by a majority of the Council this Bill shall become Ordinance 5944 and shall be in full force and effect from and after December 5, 2013.

Jerry Pullen, Mayor

Approved As To Form
Charles Leible, City Counselor

Seal/Attest

Carroll Couch, City Clerk

Council Letter

Date of Meeting: 13-10-28

Originating Department: Public Works Department

To the Mayor and City Council:

Subject: Briefing, RFP# 14-6 Engineering Services

Attachment(s):

1. Minutes from Bid Opening

Action Options:

1. Briefing of Professional Consulting Committee's recommendation for provision of the City's engineering services
2. Other action the City Council deems appropriate

Background:

Requests for Proposals for engineering services were opened on September 18, 2003 at 1:30 p.m. We received proposals from Waters Engineering, RJN Group, Lambert's Engineering and Smith & Co. Engineers. Staff consulted with Carroll Couch then forwarded the engineering packets to the Professional Consulting Committee for their selection and approval.

**RFP 14-6, Engineering Services- Bid Opening
09/18/2013**

1:30 p.m.

Staff Present: Brian Dial, Darren Martin, Billy Smith, Amanda Groves & Angie Keller

Chairman: Brian Dial; Recorder: Angie Keller; Verifier: Amanda Groves

No representatives from the engineering firms were present.

Four (4) proposals were received and opened: Waters Engineering, Inc.; RJN Group; Lambert's Engineering; and Smith & Co. Engineers

The proposal from RJN Group was rejected due to the Non-Kickback and Non-Collusion Affidavit not being signed and returned.

Pursuant to the Brooks Act for Consultant Selection – the following criteria was used for selection:

- Experience and Technical Competence: 30 max points
- Capacity and Capability: 30 max points
- Past Record of Performance: 40 max points

The proposals were read, rated and averaged as follows:

Waters Engineering, Inc.: 88points

Lambert's Engineering: 86.33 points

Smith & Co. Engineers: 83 points

After the rating process, Brian Dial stated that before passing on a recommendation to the Professional Consulting Committee he would confer with Carroll Couch first.

There was no further business to discuss so the meeting was adjourned.

Council Letter

Council Letter: 13-10-28

Originating Department: Department of Governmental Services

Subject: Appointments to Park Board and Rental Ordinance Appeals Board

To the Mayor and City Council:

Attachments:

None

Action Options:

1. Make interim appointment to Park Board and Rental Ordinance Appeals Board;
2. Other action as may be deemed appropriate

Background:

Patrick Douglas (Park Board) and Marion Jones (Rental Appeals Board) have resigned their Council appointments. Staff is requesting Council action on the following:

- A. Interim Park Board appointment for the term ending October 2014

Resource Bank Applicants:

Pam Yant, 805A S. West St.
Jason Davis, 209 Sharp Ave.
Bonnie Dyer, 406 Edmondson

Tess Marshall, 107 Ridge Dr.
Paul Cohen, 115 N. 6th St.

Current board members:

Chad Crow
G. Wendell Weathers
Larry Williams

Rod Anderson
David Teachout
Susanne Chitwood

Jeff Hay
Jackie Cowan

- B. Rental Ordinance Appeals Board appointment for term ending October 2016

Resource Bank Applicants:

Deborah K. Sherrard, 937 B. Cambridge
Jim Burden, 811 Ladue

Lori Ramey, 307 Greer Ave.
Paul Cohen, 115 N. 6th St.

Current Board members:

Dan Marshall
Bobby Tyrone
Chester Yarber
Scott Jenkins

Larry Tetley
Michael Harris
Bart Grant
Anderson Walker

James Crowe
Carrie Lape
Scott Jenkins

Council Letter

Council Letter: 13-10-28

Originating Department: Department of Governmental Services

Subject: Council Discussion, Contract for Services with Sikeston Area Humane Society

To the Mayor and City Council:

Attachments:

Existing contract with Sikeston Area Humane Society

Action Options:

1. Council direction on any further actions to be taken
2. Other action as may be deemed appropriate

Background:

The Sikeston Area Humane Society Humane Society's Contract for Services with the City will expire November 30, 2013. The Society's Board of Directors has expressed its desire to renew the existing contract for a fee of \$83,000 annually. The FY-14 budget appropriation is \$63,000.

Representatives for the Humane Society will be in attendance to discuss the renewal.

CITY OF SIKESTON/SIKESTON AREA
HUMANE SOCIETY AGREEMENT
OPERATION OF ANIMAL SHELTER

This agreement, made and entered into by and between the City of Sikeston (hereinafter referred to as "CITY") and the Sikeston Area Humane Society (hereinafter referred to as "Humane Society") in order to establish, by mutual agreement, independent and joint responsibilities herein enumerated for the operation and maintenance of the City of Sikeston Animal Shelter/Sikeston Area Humane Society.

AUTHORITY AND TERM

1. The Humane Society shall operate, administer and manage all aspects of the Animal Control Facility except those aspects of the operation conducted by the CITY Animal Control Officer in support of the existing CITY ordinances and Missouri State Statutes. In the event of a conflict, CITY ordinances and state statutes shall control and take precedent over any specific of this agreement.
2. The terms of this agreement shall be for a period of twelve (12) months from July 1, 2011 to June 30, 2012, automatically renewable each year provided that at least thirty (30) days' written notice from the Humane Society to the CITY is provided stating the Humane Society's intention to renew, subject only to the terms of the termination section of this agreement.

THE HUMANE SOCIETY AGREES

3. To indemnify the CITY, save and hold it harmless from any and all loss, cost, demand, suit or judgment or other proceeding arising out of the use of CITY property or the actions of their organization or employees while performing Humane Society functions while using this same property by any person, firm or corporation who may suffer loss or claim loss or damage by reason of said use or actions.
4. To provide general public liability insurance with a carrier approved by the CITY, naming the CITY as co-insured and providing a certificate of same to the CITY, with limits as approved by the CITY.
5. Not to delegate or assign any or assign any right or responsibility granted under the provisions of this agreement to other individuals, or organizations without written permission of the CITY.
6. To provide humane treatment and care for all animals in their charge to include but not limited to adequate food, shelter and medical care. This is to include those animals impounded by or in the custody of a Code Officer in accordance with existing CITY ordinances and State Statutes.

7. To absorb all costs associated with conducting Humane Society functions within the Animal Shelter to include all personnel cost for their employees, administrative cost, medicine, euthanasia drugs, liability insurance, telephone expense, janitorial supplies, protective equipment and disposal of all animals euthanized.
8. To accept as payment from the CITY for the above listed services, the sum of \$63,000.00 to be paid in twelve equal installments of \$5250.00 on the tenth (10th) of the month.

THE CITY AGREES

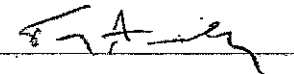
9. To provide payment for services under this agreement as described in paragraph eight (8) above.
10. To provide the building and grounds as now occupied by the Humane Society at 1900 Compress Road.
11. To provide all utilities associated with the conduct of operations at the above mentioned location.
12. To make available to the Humane Society the services and aid of the CITY Animal Control Officer subject to official duty requirements.
13. Provide additional assistance if extraordinary conditions or situations should arise that are beyond the Humane Society's control.

TERMINATION

14. Reference: Paragraph two (2). This agreement runs from July 1, 2011 to June 30, 2012 and may be terminated by either party by delivering to the other party written notice of said termination by certified mail.
15. This agreement may be terminated by the CITY immediately for any default or violations of the terms and conditions as determined by a majority vote of the CITY Council after hearing a rebuttal from the Humane Society.

In Witness Whereof, the parties hereunto have set forth their hands and seal this 29th day of June, 2011.

CITY OF SIKESTON


City of Sikeston

SIKESTON AREA HUMANE SOCIETY


President

Council Letter

Council Letter: 13-10-28

Originating Department: Department of Governmental Services

Subject: Council Discussion, Creation of Dog/Cat Licensing Program

To the Mayor and City Council:

Attachments:

1. Executive Summary issued 9-30-13

Action Options:

1. Council direction on any further actions to be taken
2. Other action as may be deemed appropriate

Background:

In late August Council directed City Staff to research the development of municipal legislation to support the practice of neutering dogs/cats harbored within the City of Sikeston. Following a review of similar Missouri legislation, Staff met with Sikeston Area Humane Society officials and finalized the attached proposal. A brief synopsis follows:

OBJECTIVES:

1. To reduce the dog/cat population within the City of Sikeston;
2. Ensure the health and safety of residents by requiring rabies vaccinations for cats and dogs kept, harbored or owned within the City;
3. Assign responsibility and accountability for cat/dog ownership in Sikeston.

OVERVIEW:

The proposed measure builds on existing City Code requiring rabies vaccinations and incorporating a requirement that all cats/dogs kept, harbored or owned within the city be licensed. *(Much of the proposed legislation mirrors the City of Columbia, Missouri's animal licensing ordinance.)*

License fees are based on whether or not the animal has been neutered. Proposed license fees for neutered cats/dogs are \$5 annually. Fees for intact cats/dogs are \$15 annually. Licenses are due and payable by May 1 of each year. (Proceeds are deposited to the City's General Revenue Fund.) Exceptions to this licensing requirement have been made for certified service animals and trained police dog(s) maintained and utilized by the Sikeston Department of Public Safety.

MECHANICS OF LICENSING PROGRAM:

1. A statutory requirement is established requiring any cat/dog kept, harbored or owned within the City of Sikeston to wear a collar or harness. Rabies and license tags must be displayed on the collar or harness at all times.
2. On or before May 1 of each year, pet owners provide proof of rabies vaccination and certification the animal has or has not been neutered; appropriate fee is paid, and license tags issued.
3. License tag number and owner contact information, received during licensing process, is entered into database for tracking and identification purposes;
4. Upon capture of an at-large animal
 - a. Licensed animals: ID tag number is used to locate and notify owners, appropriate punitive measures taken;
 - b. Unlicensed animals: Are removed from general community and housed, under a contractual agreement, with a humane or rescue organization;
 - c. Unclaimed animals, under the control of the humane or rescue organization: upon adoption are neutered and licensed, then returned to the general community.

Associated staffing and cost concerns are detailed in the attached Executive Summary.

Staff is seeking Council direction on any further action they wish to take.

Executive Summary

To: Mayor and Council

From: Linda Lowes, Director, Department of Governmental Services

Date: 09-30-13

RE: Proposed city legislation supporting the practice of neutering cats/dog located within the City of Sikeston

OBJECTIVES:

1. To reduce the dog/cat population within the City of Sikeston;
2. Ensure the health and safety of residents by requiring rabies vaccinations for cats and dogs kept, harbored or owned within the City;
3. Assign responsibility and accountability for cat/dog ownership in Sikeston.

OVERVIEW:

Representatives from the Sikeston Area Humane Society and City staff have drafted proposed legislation to address the above stated objectives. The proposed measure builds on existing City Code requiring rabies vaccinations and incorporating a requirement that all cats/dogs kept, harbored or owned within the city be licensed. (Much of the proposed legislation mirrors the City of Columbia, Missouri's animal licensing ordinance.)

License fees are based on whether or not the animal has been neutered. Proposed license fees for neutered cats/dogs are \$5 annually. Fees for intact cats/dogs are \$15 annually. Licenses are due and payable by May 1 of each year. (Proceeds are deposited to the City's General Revenue Fund.) Exceptions to this licensing requirement have been made for certified service animals and trained police dog(s) maintained and utilized by the Sikeston Department of Public Safety.

Mechanics of the licensing program:

1. A statutory requirement is established requiring any cat/dog kept, harbored or owned within the City of Sikeston to wear a collar or harness. Rabies and license tags must be displayed on the collar or harness at all times.
2. On or before May 1 of each year, pet owners provide proof of rabies vaccination and certification the animal has or has not been neutered; appropriate fee is paid, and license tags issued.
3. License tag number and owner contact information, received during licensing process, is entered into database for tracking and identification purposes;
4. Upon capture of an at-large animal
 - a. Licensed animals: ID tag number is used to locate and notify owners, appropriate punitive measures taken;
 - b. Unlicensed animals: Are removed from general community and housed, under a contractual agreement, with a humane or rescue organization;
 - c. Unclaimed animals, under the control of the humane or rescue organization: upon adoption are neutered and licensed, then returned to the general community.

Concerns:

Licensing Agent – Based on conversations with Dr. Stephen Williams, D.V.M. all three of Sikeston's veterinary clinics are willing to process the licensing of cats and dogs. Due to the fact public funds are being collected, a system of checks and balances must be developed and implemented.

Operational Costs – The City will incur additional costs for

1. Supplies: steel tags, \$.95 each; anodized tags allowing the identification of license year by shape or color \$.20 each. At this time the committee does not have an estimate of the number of animals to be served by this program. (The City's previous licensing program was discontinued in the early 1990's.) Approximate cost of 1,000 anodized tags, \$200 before shipping and handling.
2. Certification documentation: Forms to collect licensing data associated with this program must be obtained. Some veterinary clinics may have software to compile this data. If not, the City must design these forms (electronically or in hard-copy). Costs unknown.
3. Compilation of licensing information into retrievable system: A cost-effective method of electronic storage and retrieval must be obtained. This could be accomplished by the purchase of custom software or by employing the City's scanning/indexing technology. Administrative staff time will be required to input and retrieve data. Costs unknown.
4. Enforcement: The measures outlined in the proposed legislation will be ineffective without proper enforcement. The City's Code Enforcement Division animal control costs *before* the licensing requirement are as following:
 - a. 2013 average number of calls (based on YTD info): 90 per month, 1,080 per year
 - b. Average time required to respond to call, document, and file citation: 1.5 Hours
1.5 hours X 1,080 calls year = 1,620 man-hours hours annually
(Note: Per FLSA a Code Officer will work 2,080 hours per year. Based on the information above animal control duties currently consume 78% on an individual code officer's employment year.)
 - c. Code Enforcement Division, City's average hourly cost (includes benefits): \$25.1767
 - d. Current annual estimated man-hour cost of animal control field operations: \$40,786
 - e. Estimated miles driven to deliver animals to Humane Society, per incident: 7.2 miles, 7,776 miles annually
 - f. Cost of transportation: (using IRS reimbursable rate of \$.565): \$4,393 annually
 - g. Transportation Equipment: The City no longer has a designated animal control vehicle. Code Enforcement uses pickups, model years 1999, 2000, 2001 and 2005 with metal cages. The regular replacement cycle for small City trucks is 10 years. Due to budget constraints regular vehicle replacements have not been made. The 1999 vehicle is not operational and the Code Officer is driving a surplus DPS car.
 - h. Training/Certification: Currently two Code Officers are certified as Animal Control and Humane Investigators. Cost \$125 per officer, per class plus transportation, lodging and per diem. Officers must complete 20 C.E.U.'s prior to March 2015. Costs associated with C.E.U credits are unknown at this time.
 - i. Equipment: Cat traps \$70 each. (Code currently has an inventory of three traps. Staff estimates the City will need to increase this number to 6. Estimated cost, \$210 before shipping and handling.)
5. Program Revenues: Based on an estimated 1,000 licenses filed in the first year:

Neutered animals	667 @ \$ 5	\$ 3,335
Intact animals	333 @ \$15	\$ 4,995
Estimated revenue from program		\$ 8,330
6. Results: Reductions in cat/dog populations probably won't be seen until 3-5 years into the program.

PROPOSED LANGUAGE:

ARTICLE III. DOGS AND CATS (First Draft)

NEW -- SECTION 205.010: TAGS, COLLAR OR HARNESS REQUIRED ON DOGS AND CATS

- (A) 1. No owner or keeper of any dog or cat over the age of four (4) months shall allow or permit such dog or cat to be in any place in the city at any time without a collar or harness having attached thereto the rabies vaccination tag and license tag required by Sections 205.050 and 205.130 nor shall any resident or owner or keeper of any cat or dog permit or allow such animal to wear any tag other than the identical tag issued by the City Collector/Business License Administrator or his deputy for such animal.
2. It shall be the duty of the police to report to the Code Enforcement/Animal Control Officer, any such dog or cat to be in any place in the city at any time without a collar or harness having attached thereto the tags as herein provided. Dogs or cats not displaying the aforesaid tags shall be taken up and impounded by the animal control officer.
- (B) No person shall remove or cause to be removed, the collar, harness or tags mentioned in paragraph (a) above, from any cat or dog without the consent of the owner or keeper thereof.
- (C) Exception: Owners/handlers are permitted to use training collars without the associated tags if the dog or cat is fully licensed, and maintained on the owner's property. *(This exception was requested on 9-27-13 by Humane Society Volunteer Kevin Johnson, and was not part of the original proposal.)*

SECTION 205.020: VACCINATION OF DOGS AND CATS -- REQUIRED

No person shall own, keep, harbor or permit to be or remain on or about his/her premises any cat or dog which, if over four (4) months of age, that has not been vaccinated against rabies by a licensed veterinarian with a vaccine approved and listed in the current year's Rabies Compendium. Rabies tags supplied will be consistent with compendium recommendations. (R.O. 2009 §6.12.031; Ord. No. 5527 §II, 1-6-03.

SECTION 205.030: IMMUNIZATION REQUIREMENT -- EXCEPTION

In the event a cat or dog required to be immunized pursuant to this Chapter is being treated by a licensed veterinarian and cannot be immunized against rabies, the owner of such animal may present a statement from such licensed veterinarian that the animal is then under treatment and cannot be immunized without jeopardizing the animal's health and that such animal will be immunized by the veterinarian prior to being released from the treatment. (R.O. 2009 §6.12.020; Ord. No. 4126 §3(B), 1980)

SECTION 205.040: IMMUNIZATION CERTIFICATE FOR RABIES NOT TRANSFERABLE

No person shall use for any cat or dog license or certificate of immunization or certificate of exception for immunization not issued for that cat or dog. (R.O. 2009 §6.12.010; Ord. No. 4126 §3(6), 1980)

SECTION 205.050: IMMUNIZATION TAGS – GENERALLY

The owner shall affix to his/her cat or dog at all times a collar or harness with the rabies immunization tag attached thereto in such a manner as to be easily seen. (R.O. 2009 §6.12.030; Ord. No. 4126 §3(F), 1980; Ord. No. 5527 §II, 1-6-03)

NEW -- SECTION 205.100: LICENSING OF DOMESTIC DOGS AND CATS – REQUIRED

No person shall own, keep, harbor or permit to be or remain on or about his premises any cat or dog over four (4) months of age which has not been licensed.

NEW -- SECTION 205.110: IMMUNIZATION – EVIDENCE PRIOR TO LICENSE ISSUANCE

Prior to issuing a license certificate and license tag, the deputy business license administrator shall require the owner to present satisfactory evidence that the animal has been vaccinated for rabies and that such vaccination, if any, will be effective during the full term for which such animal license is issued. If the owner cannot present such satisfactory evidence of such vaccination, the deputy shall, before issuing a license certificate, cause the animal to be vaccinated for rabies at the expenses of the owner with a type of vaccine approved and listed in the current year's Rabies Compendium. In evidence of such vaccination, the deputy business administrator shall issue to the owner an appropriate certificate of such vaccination being the date of vaccination, vaccination certificate number, and the name and address of the veterinarian

NEW -- SECTION 205.120: ANIMAL LICENSE FEE LEVIED

- (A) There is hereby levied for each domestic cat or dog between the ages of four (4) months and twelve (12) months, and for each neutered domestic cat or dog of any age kept, harbored or owned within the city an annual license fee of five dollars (\$5.00) due and payable by May 1 of each year. "Neutered" shall include both male and female animals irreversibly rendered incapable of reproduction by surgical or chemical procedure when such is verified in writing by the animal owner.
- (B) There is hereby levied for each intact domestic cat or dog over the age of twelve (12) months, kept, harbored or owned within the city a license fee of fifteen dollars (\$15.00) due and payable by May 1 of each year. "Intact" shall include all dogs or cats not certified in writing by the owner to have been irreversibly chemically or surgically rendered incapable of reproduction.
- (C) The licensing fees of this section shall not apply to any certified working dog trained to assist handicapped individuals.
- (D) The licensing fees of this section shall not apply to any trained dog maintained and utilized by the Sikeston Department of Public Safety so long as it is maintained and utilized as a police dog.

SECTION 205.130: ANIMAL LICENSE TAGS – GENERALLY

The owner shall affix to his/her cat or dog at all times a collar or harness with the city-issued license tag attached thereto in such a manner as to be easily seen.

NEW -- SECTION 205.140: LICENSING – TAGS AND CERTIFICATES

The City Collector/Business License Administrator shall provide each deputy with a sufficient number of metallic tags of convenient size and shape, having cast thereon the number of the license and the year of issue, and take this receipt therefor. The deputy shall furnish to all animal owners who pay the animal license fee or who show proof of a working dog certification one of the tags and a certificate of license, the license number of the tag to correspond with that on the certificate. The license certificate shall consist of an original and one duplicate original. The certificate shall contain the number of license, date of issuance, the name and address of the owner, and a description of the licensed animal. It shall bear the facsimile signature of the City Collector, and shall be countersigned by his deputy. The deputy shall deliver the original of the license certificate to the City Collector/Business License Administrator.

NEW -- SECTION 205.150: APPOINTMENT OF DEPUTY LICENSE ADMINISTRATION FOR COLLECTION OF ANIMAL LICENSE FEES

- (A) Each licensed veterinarian engaged in such practice within the City shall collect the animal license fee and issue a certificate and metallic tag, to be supplied by the City Collector/Business License Administrator, evidencing payment of such license fee.
- (B) License fees collected with copies of the associated license certificates shall be submitted to the City Collector on or before the 30th day following issuance of the license.

NEW -- SECTION 205.160: FALSE CERTIFICATION OF NEUTERING; PENALTY

Any person owning, keeping or harboring any animal subject to the provision of this article who shall falsely state or certify to any animal control officer or person issuing a license under the provisions of section 205.060 that such animal has been irreversibly chemically or surgically rendered incapable of reproduction, when in fact such animal is capable of reproduction, shall be guilty of a misdemeanor.

NEW -- SECTION 205.170: PENALTIES FOR CHAPTER VIOLATIONS

Any person violating, neglecting or refusing to comply with any regulation, requirement or provision of this chapter, where no penalty is otherwise provided, shall be deemed guilty of a misdemeanor and shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500.00) or by imprisonment for a period of time not to exceed thirty (30) days; or by both such fine and imprisonment.