

REGULAR CITY COUNCIL MEETING
OCTOBER 30, 2023

The regular Sikeston City Council meeting of October 30, 2023 was called to order at 5:00 p.m. at City Hall located at 105 E. Center St., Sikeston. Present at the meeting were: Mayor Greg Turnbow, John Leible, Tom Robison, Brian Self, Vest Baker and David Teachout. Council member Onethia Williams was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Graham, City Clerk Rhonda Council, Finance Director Amanda Groves, HR Director Carrie Burgfeld, Communications Manager David Jenkins, Public Works Director Jay Lancaster, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Code Enforcement Officer Amy Gosnell, Airport Manager Chris Hart, Public Safety Director James McMillen, Public Safety Captains Ryan Smith, Derick Wheatley and Jon Broom.

ITEMS OF BUSINESS

1st & 2nd Reading, Emergency Bill #6323, Authorization to Execute Contract for Compress Road Bridge Replacement

Councilman Baker moved for the first reading of Bill Number 6323. The motion was seconded by Councilman Leible and the following vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become emergency ordinance number 6323, authorizing the Mayor to execute a contract between the City of Sikeston, Missouri and the Missouri Highways and Transportation Commission for Project #BRO-R128(001) for bridge replacement.

Councilman Lindsey moved for the second reading of Bill Number 6323. The motion was seconded by Councilman Leible and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading.

Bill Number 6323

Ordinance Number 6323

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6323 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF SIKESTON, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR PROJECT# BRO – R128(001) FOR BRIDGE REPLACEMENT.

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

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

SECTION II: That the Agreement set forth on "Exhibit A" set forth the various responsibilities and liabilities of the parties regarding the State Block Grant Agreement for Project# BRO-R128(001), Compress Road Bridge replacement.

SECTION III: The Mayor and such other officials as may be necessary are hereby authorized,

empowered and directed to execute any documents necessary and proper to effectuate the same and specifically "Exhibit A" which is attached hereto and incorporated by reference.

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

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

SECTION VI: Emergency Clause. This Ordinance is adopted as an emergency measure to comply with Missouri Highways and Transportation Commission requirements.

SECTION VII: Record of Passage:

- A. Bill Number 6323 was introduced and read the first time this 30th day of October, 2023.
- B. Bill Number 6323 was read the second time and discussed on this 30th day of October, 2023. Following discussion, Councilman Leible moved to approve Bill Number 6323. The motion was seconded by Councilman Baker, discussed and the following roll call vote was recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6323 and shall be in full force and effect.

1st & 2nd Reading, Emergency Bill #6330, Airport Fuel Farm Amendment

Councilman Baker moved for the first reading of Bill Number 6330. The motion was seconded by Councilman Teachout and the following vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become emergency ordinance number 6330, authorizing the Mayor to execute a contract between the City of Sikeston, Missouri and the Missouri Highways and Transportation Commission for Project #20-077B-2 for airport layout plan update.

Councilman Baker moved for the second reading of Bill Number 6330. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading.

Bill Number 6330

Ordinance Number 6330

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6330 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF SIKESTON, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR PROJECT# 20-077B-2 FOR AIRPORT LAYOUT PLAN UPDATE.

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

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

SECTION II: That the Agreement set forth on "Exhibit A" set forth the various responsibilities and liabilities of the parties regarding the State Block Grant Agreement for Project# 20-077B-2, Fuel Facility

SECTION III: The Mayor and such other officials as may be necessary are hereby authorized, empowered and directed to execute any documents necessary and proper to effectuate the same and specifically "Exhibit A" which is attached hereto and incorporated by reference.

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

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

SECTION VI: Emergency Clause. This Ordinance is adopted as an emergency measure to comply with Missouri Highways and Transportation Commission requirements.

SECTION VII: Record of Passage:

- A. Bill Number 6330 was introduced and read the first time this 30th day of October, 2023.
- B. Bill Number 6330 was read the second time and discussed on this 30th day of October, 2023. Following discussion, Councilman Baker moved to approve Bill Number 6330. The motion was seconded by Councilman Teachout, discussed and the following roll call vote was recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6330 and shall be in full force and effect.

2nd Reading, Bill #6327, Amending Chapter 505 – Obstructing Public Ways

Councilman Teachout moved for the second reading of Bill Number 6307. The motion was seconded by Councilman Leible and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading.

Bill Number 6327

Ordinance Number 6327

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6327 AND SHALL AMEND TITLE V, CHAPTER 505, ARTICLE III, SECTION 505.310 IN THE MUNICIPAL CODE OF THE CITY OF SIKESTON, MISSOURI.

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

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

SECTION II: Title V Building and Construction – Chapter 505 – Article III Obstructing Public Ways shall be amended as follows:

Section 505.310. Overhanging Trees.

It is unlawful for any person occupying, in charge or control of or owning any real estate in the City to permit the trees on such property to hang over the sidewalks, streets and alleys so that the lower limbs thereof shall be closer than eight (8) feet to the sidewalks, or be closer than fifteen (15) feet to the vehicular-traveled portion of any street or alley. The owner, occupant, tenant or person in control of any real estate shall keep the trees thereon so trimmed that the limbs thereof shall not hang closer to any sidewalk, street or alley than is prescribed in this Article. It is unlawful for any person occupying, in charge or control of or owning any real estate in the City to permit the trees, bushes, shrubbery or other vegetation on such property to impede the view of street signs or traffic signs by oncoming vehicular traffic.

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

SECTION V: Record of Passage:

- A. Bill Number 6327 was introduced and read the first time this 2nd day of October, 2023.
- B. Bill Number 6327 was read the second time and discussed on this 30th day of October, 2023. Following discussion, Councilman Baker moved to approve Bill Number 6327. The motion was seconded by Councilman Teachout, discussed and the following roll call vote was recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

- C. Ordinance No. 6327 and shall be in full force and effect from and after Wednesday, November 29, 2023.

1st Reading, Bill #6324, Replat Tract 1 and Tract 2 of South Main Montgomery Plaza Subdivision from Two Parcels to One Parcel

Councilman Lindsey moved for the first reading of Bill Number 6324. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become Ordinance Number 6324, providing for the approval to replat Tract 1, containing .09 acres and

Tract 2, containing 1.00 acres of South Main Montgomery Plaza Subdivision from two (2) parcels into one (1) parcel in the City of Sikeston, New Madrid County, Missouri.

1st Reading, Bill #6325, Request to Vacate Utility Easements on Lot 1 of South Main Montgomery Plaza Subdivision

Councilman Teachout moved for the first reading of Bill Number 6325. The motion was seconded by Councilman Leible and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become Ordinance Number 6325, providing for the approval to vacate two (2) utility easements located on Tract 1 of South Main Montgomery Plaza Subdivision in the City of Sikeston, Scott County, Missouri.

1st Reading, Bill #6326, Request to Remove South Boundary Line of Tract 3 of South Main Montgomery Plaza Subdivision Combining Two Parcels into One Parcel

Councilman Leible moved for the first reading of Bill Number 6326. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become Ordinance Number 6326, providing for the approval to remove the south boundary line of Tract 3 of South Main Montgomery Plaza Subdivision containing .80 acres, thus combining two (2) parcels into one (1) parcel in the City of Sikeston, New Madrid County, Missouri.

1st Reading, Bill Number 6328, Video Service Provider

Councilman Lindsey moved for the first reading of Bill Number 6328. The motion was seconded by Councilman Leible and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

City Counselor Graham presented the bill for reading. This bill as approved shall become Ordinance Number 6328, repealing Ordinance Number 5542 (Cable Franchise) and creating Title VII, Chapter 800 – Video Service Provider – an ordinance exercising certain limited authority relating to operation of video services providers and providing supplementary regulations of the placement of facilities of video services providers and other utilities maintaining facilities within the City of Sikeston, Missouri.

Authorization to Purchase ShotSpotter Gun Detection Program using Grant Funds

Public Safety applied for the BJA FY 23 Rural and Small Department Violent Crime Reduction grant approximately June this year with the hopes of obtaining a gunshot detection system. This system would focus on areas of gun fire and gun related assault within our city. When a gunshot(s) is fired within the target area and the sound of the gunshot(s) is detected by microphone mounted in various locations of the target area, an alert is sent to the gunshot detection operations center for review and verification by their experts. Once the gunshot is verified, an alert is sent to Public Safety communications, the officers data terminal and even

their smart phone if desired. The alert consists of a pin drop location on google maps with the exact location, the number of shots fired and a recording of the gunshot(s) within less than one minute. Officers are then able to respond to the exact location where the gunshot(s) were fired. This is important for several reasons, the officer can more quickly locate any victims and begin to provide first aid, they can locate the crime scene more easily to collect evidence or identify any witnesses.

The City of Sikeston was awarded \$297,000 from the Department of Justice to cover the cost of this program for three years. The cost of this service is \$99,000 a year to cover two square miles. At the end of this three-year period there is no financial obligation to continue with the ShotSpotter technology or program. This cost covers installation, monitoring, data analysis as well as expert court room testimony in relation to violent gun crime.

Councilman Baker motioned to authorize the City of Sikeston to enter into a three-year contract with SoundThinking, Inc. for the purchase of ShotSpotter Gunshot Detection Program utilizing the Rural and Small Department Violent Crime Reduction Grant in the amount of \$297,000. The motion was seconded by Councilman Teachout, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

Authorization to Purchase Firefighting Gear

Sikeston DPS seeks to enter into a purchase agreement with Danko Emergency Equipment to purchase seven new sets of structural firefighting gear. This purchase is to update older gear that is reaching its end year of service life. The quote for the gear is \$31,277.00. Sikeston DPS currently has \$35,000 budgeted for this purchase.

Councilman Robison motioned to approve authorization to purchase seven new sets of structural firefighting gear in the amount of \$31,277.00 from Danko Emergency Equipment. The motion was seconded by Councilman Baker, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

Approve Amendment to Municipal Prosecutor's Contract

The City contracts with Tabatha J. Thurman for provide prosecutorial services. The current contract states that any time a conflict of interest or other absence prevents the prosecutor from prosecuting a case, the prosecutor would pay for a special prosecutor to fill in for her. We have found that it is standard practice for the City to pay for the special prosecutor under such circumstances. The amended contract would reflect this change along with an updated termination date of contract of November 30, 2024.

Councilman Baker motioned to approve the amended Municipal Prosecutor's contract to state that the City would pay for a special prosecutor to fill in if there is a conflict of interest or other absence prevents the prosecutor from prosecuting a case in addition to changing the contract termination date from June 30, 2024 to November 30, 2024. The motion was seconded by Councilman Leible, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

Authorize Installation of Fountain

Mari Ann Moyers of the Historic Downtown Design Committee has met with members of staff describing their desire to install a large, circular fountain in the center of Malone Park. It would be similar in nature to the fountain in Forsyth Park in Savannah, Georgia, although a little smaller. The circular fountain would be encircled by a decorative fence and a concrete circular patio with benches for enjoying the fountain. This project is a direct result of a donation to honor a Sikeston family. The construction of the project would happen at no expense to the City of Sikeston.

The City of Sikeston would be responsible for ongoing upkeep and maintenance including winterization. The fountain will be on a recirculation system, and therefore will not be a burden to the City water system. The committee has also reached out to Sikeston BMU for assistance in providing utilities to the project, and we are told they have agreed. Staff seeks council's authorization to allow the Historic Downtown Sikeston Design Committee to proceed with the project and the purchase of the fountain.

Councilman Robison motioned to approve the installation of a fountain in the center of Malone Park at no expense to the City of Sikeston except the ongoing upkeep and maintenance to include winterization. The motion was seconded by Councilman Baker, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

Award Bid #24-12, Fire Sprinkler System Control Valves (walk-on)

On September 22nd, 2023 the City opened bids for sprinkler system valve replacement in the Essex building and received a bid from one (1) contractor, Hi-Tech Fire Protection, LLC of Scott City, MO for \$19,943.00. Award of the project was delayed pending discussions with the current tenant (Buchheit Logistics), which took place on October 25th, 2023. Staff seeks to award bid #24-12 to Hi-Tech Fire Protection, LLC with their bid for \$19,943 which is well below the anticipated estimate for this work.

Councilman Teachout motioned for City staff to install fire sprinkler valves in the old Essex Building currently occupied by Buchheit. The motion was seconded by Councilman Leible, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

ADJOURNMENT INTO EXECUTIVE SESSION

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

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye,
Williams Absent, and Turnbow Aye, thereby being passed.

EXECUTIVE SESSION

Present at the Executive Session meeting were: Mayor Greg Turnbow, David Teachout, John Leible, Ryan Lindsey, Vest Baker and Tom Robison. Staff in attendance were: City Manager

Jonathan Douglass, City Counselor Tabatha J. Graham, City Clerk Rhonda Council, Finance Director Amanda Groves and Public Safety Director James McMillen.

Councilman Teachout motioned to authorize staff to sign a letter of intent (with amendments) with Americold for the purchase of 10 acres of land in the Industrial Park at \$11,000/acre from the City of Sikeston. The motion was seconded by Councilman Leible, discussed and the following roll call vote recorded:

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye, Williams Absent, and Turnbow Aye, thereby being passed.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye, Williams Absent, and Turnbow Aye, thereby being passed.

ADJOURNMENT

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

Baker Aye, Leible Aye, Robison Aye, Lindsey Aye, Teachout Aye, Williams Absent, and Turnbow Aye, thereby being passed.

APPROVED:

GREG TURNBOW, MAYOR

ATTEST:

RHONDA COUNCIL, CITY CLERK

SEAL: