The regular Sikeston City Council meeting of February 2, 2015 was called to order at 5:00 p.m. in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Pro Tem Steven Burch and Councilmen Bob Depro, Jon Gilmore, John Graham, Maude Harris, and Kathy Teachout (arriving at 5:17 p.m.). Mayor Jerry Pullen was absent. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Economic Development Director Ed Dust. Parks Director Jiggs Moore, Street Superintendent Brian Dial, Public Safety Captain Mike Williams and Senior Building Official Collin Cecil.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of December 29, 2014, January 5, 2015, January 22, 2015, and January 26, 2015 were presented for approval. Councilman Depro moved to approve the minutes as presented. Councilman Gilmore seconded the motion and the following roll call vote was recorded:

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

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

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

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

ITEMS OF BUSINESS

Authorization to Proceed with 2015 Street & Stormwater Drainage Improvement Program

Director Lancaster reviewed the proposed Street & Drainage Improvement Program for the remaining 2015 Calendar Year. Plans are to resurface Helen Street from Pine to Main, West North Street from Railroad to North West Street, and North West from West North to Compress. New concrete intersections will be constructed on Wakefield (Allen & Davis) and at the intersection of Kathleen and Scott. Funds will also be used to investigate and improve drainage on Davis Blvd. and at Maple and Greer.

Councilman Depro moved to authorize staff to proceed with the Street and Drainage Program for Calendar Year 2015, as presented. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Bill Number 5980, Amending Chapter 125 Personnel Code of the City of Sikeston

Councilman Gilmore moved for the second reading of Bill Number 5980. The motion was seconded by Councilman Harris and the following vote recorded:
Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, and Harris Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL Number 5980

ORDINANCE Number 5980

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5980 AND SHALL AMEND CHAPTER 125 PERSONNEL CODE, SECTION 125.040 PROHIBITED ACTIVITIES OF THE CITY 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 Chapter 125 of the Sikeston Municipal Code.

SECTION II:  Chapter 125 Personnel Code, Section 125.040 Prohibited Activities, Paragraph A shall be amended to read as follows:

“A.  As specified in City ordinances and State or Federal law, no person shall be appointed to or removed from or in any way favored or discriminated against with respect to any City position or appointive City administrative office because of race, color, religion, sex, sexual orientation, gender identity, national origin, ancestry, age, disability, genetic information, or political affiliations.”

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 5980 was introduced and read the first time this 26th day of January 2015.

B.  Bill Number 5980 was read the second time this 2nd day of February, 2015.  Councilman Gilmore moved to approve Bill Number 5980.  The motion was seconded by Councilman Depro, discussed and the following roll call vote recorded

  Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, and Harris Aye, thereby being passed, and becoming Ordinance 5980.

C.  Upon passage by the City Council, this Bill shall become Ordinance 5980 and shall be in full force and effect from and after March 4, 2015.

Bill Number 5976, Authorization to Rezone

Scott Matthews of 1020 North Ranney addressed the City Council regarding past and future development of properties on the south end of Sikeston.
Councilman Teachout arrived.

Councilman Depro moved for the second reading of Bill Number 5976. The motion was seconded by Councilman Graham and the following vote recorded:


Counselor Leible presented Bill Number 5976 for reading.

BILL NUMBER 5976

ORDINANCE NUMBER 5976

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5976 PROVIDING FOR THE REZONING FROM AGRICULTURE/OPEN SPACE “AG” TO SINGLE FAMILY RESIDENTIAL “R-1” THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A TRACT OF LAND, WHICH CONSISTS OF APPROXIMATELY 11.02 ACRES AND IS LOCATED GENERALLY SOUTH OF BRUNT BOULEVARD AND NORTH OF US HIGHWAY 60, IN THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI.

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

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

SECTION II: The Planning and Zoning Commission met on January 13, 2015 and voted to approve the rezoning from Agriculture/Open Space “AG” to Single Family Residential “R-1” the following described real estate to-wit: A tract of land, which consists of approximately 11.02 acres and is located generally south of Brunt Boulevard and north of US Highway 60, in the City of Sikeston, New Madrid County, Missouri.

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

SECTION IV: The above tract of land is hereby rezoned from “AG” Agriculture/Open Space to “R-1” Single Family Residential.

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

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

SECTION VII: Record of Passage

A. Bill Number 5976 was introduced and read the first time this 26th day of January 2015.

B. Bill Number 5976 was read the second time and discussed this 2nd day of February 2015. Councilman Gilmore moved to approve Bill Number 5976. The motion was seconded by Councilman Depro, discussed and the following roll call vote recorded:
Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye, and Teachout Aye, thereby being passed, and becoming ordinance 5976.

C. Upon passage by the City Council, this Bill shall become Ordinance 5976 and shall be in full force and effect from and after March 5, 2015.

Bill Number 5977, Approval of Subdivision

Councilman Gilmore moved for the second reading of Bill Number 5977. The motion was seconded by Councilman Depro and the following vote recorded:

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

BILL NUMBER 5977

ORDINANCE NUMBER 5977

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5977 PROVIDING FOR APPROVAL OF SUBDIVIDING AN 11.02 ACRE TRACT OR PARCEL OF LAND BEING KNOWN AS SOUTH RIDGE ESTATES, 20TH ADDITION SUBDIVISION, CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI, AND WHICH GENERALLY LIES SOUTH OF BRUNT BOULEVARD AND NORTH OF US HIGHWAY 60.

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

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

SECTION II: The Planning and Zoning Commission met on January 13, 2015 and passed a favorable recommendation to approve the subdividing of a tract or parcel of land the plat of which is attached hereto, marked Exhibit “A” and incorporated by reference and legally described as follows and known as South Ridge Estates 20th Addition:

“A TRACT OR PARCEL OF LAND BEING A PART OF U.S.P.S. NO. 643, TOWNSHIP 26 NORTH, RANGE 14 EAST, NEW MADRID COUNTY, MISSOURI AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 3 OF SOUTH RIDGE ESTATES, 11TH ADDITION, TO THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI; THENCE N.80°20'50"E. ON AND ALONG THE SOUTH R/W LINE OF COLONEL GEORGE E. DAY PARKWAY A DISTANCE OF 100.00 FEET TO THE EAST R/W LINE OF BRUNT BOULEVARD; THENCE S.35°17'34"W. ON AND ALONG THE EAST R/W LINE OF BRUNT BOULEVARD A DISTANCE OF 42.41 FEET; THENCE S.09°43'31"E. CONTINUING ON AND ALONG THE EAST R/W LINE OF BRUNT BOULEVARD A DISTANCE OF 224.85 FEET TO THE POINT OF BEGINNING; CONTINUING S.09°43'31"E. A DISTANCE OF 489.14 FEET; THENCE S.47°15'00"W. A DISTANCE OF 550.71 FEET TO THE NORTH R/W LINE OF U.S. HIGHWAY 60; THENCE S.65°33'09"W. ON AND ALONG THE NORTH R/W LINE OF U.S. HIGHWAY 60 A DISTANCE OF 479.69 FEET; THENCE N.09°44'28"W. A DISTANCE OF 338.12 FEET; THENCE N.76°40'44"W. A DISTANCE OF 97.81 FEET; THENCE N.24°31'01"W. A DISTANCE OF 135.00 FEET TO THE SOUTH R/W LINE OF BRUNT BOULEVARD; THENCE N.65°28'59"E. ON AND ALONG THE SOUTH R/W LINE OF BRUNT BOULEVARD A DISTANCE OF 956.59 FEET TO THE P.C. OF A CURVE TO THE LEFT; THENCE
CONTINUING ON AND ALONG THE SOUTH R/W LINE OF BRUNT BOULEVARD AND A CURVE TO THE LEFT HAVING A RADIUS OF 165.00 FEET AND A CHORD BEARING N.28°45’54”E. - 201.40 FEET A DISTANCE OF 216.63 FEET TO THE POINT OF BEGINNING. CONTAINING IN ALL 11.02 ACRES, MORE OR LESS.  SUBJECT TO ALL EASEMENTS, IF ANY, AFFECTING THE SAME”.

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

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

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

SECTION VI: Record of Passage
A. Bill Number 5977 was introduced and read the first time this 26th day of January, 2015.
B. Bill Number 5977 was read the second time this 2nd day of February. Councilman Depro moved to approve Bill Number 5977. The motion was seconded by Councilman Graham, discussed, and the following roll call vote recorded:

   Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye, and Teachout Aye, thereby being passed, and becoming ordinance 5977.

C. Ordinance 5977 shall be in full force and effect from and after March 5, 2015.

Bill Number 5978, Authorization to Rezone
Councilman Graham moved for the second reading of Bill Number 5978. The motion was seconded by Councilman Gilmore and the following vote recorded:

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

Counselor Leible presented the bill for reading.

BILL NUMBER 5978   ORDNANCE NUMBER 5978

THIS BILL AS APPROVED SHALL BECOME ORDNANCE NUMBER 5978 PROVIDING FOR THE REZONING FROM AGRICULTURE/OPEN SPACE “AG” TO TWO FAMILY DUPLEX DWELLING “R-4” THE FOLLOWING DESCRIBED REAL ESTATE TO-WIT: A TRACT OF LAND, WHICH CONSISTS OF APPROXIMATELY 2.76 ACRES AND IS LOCATED GENERALLY SOUTH OF COL. GEORGE E. DAY PARKWAY AND WEST OF MATTHEWS PARK, IN THE CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI.

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

SECTION I: This Ordinance shall not be codified in the City Municipal Code.
SECTION II: The Planning and Zoning Commission met on January 13, 2015 and voted to approve the rezoning from Agriculture/ Open Space “AG” to Two Family Duplex Dwelling “R-4” the following described real estate to-wit: A tract of land, which consists of approximately 2.76 acres and is located generally south of Col. George E. Day Parkway and west of Matthews Park, in the City of Sikeston, New Madrid County, Missouri.

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

SECTION IV: The above tract of land is hereby rezoned from “AG” Agriculture/ Open Space to “R-4” Two Family Duplex Dwelling.

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 5978 was introduced and read the first time this 26th day of January 2015.

B. Bill Number 5978 was read the second time this 2nd day of February 2015. Councilman Depro moved to approve Bill Number 5978. The motion was seconded by Councilman Graham, discussed, and the following roll call vote recorded:

Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye, and Teachout Aye, thereby being passed and becoming ordinance 5978.

C. Upon passage by the City Council, this Bill shall become Ordinance 5978 and shall be in full force and effect from and after March 5, 2015.

Bill Number 5979, Approval of Subdivision

Councilman Gilmore moved for the second reading of Bill Number 5979. The motion was seconded by Councilman Graham and the following vote recorded:

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

BILL NUMBER 5979

ORDINANCE NUMBER 5979

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 5979 PROVIDING FOR APPROVAL OF SUBDIVIDING A 2.76 ACRE TRACT OR PARCEL OF LAND BEING KNOWN AS WING LAKE ESTATES SUBDIVISION, CITY OF SIKESTON, NEW MADRID COUNTY, MISSOURI, AND WHICH GENERALLY LIES SOUTH OF COL. GEORGE E. DAY PARKWAY AND WEST OF MATTHEWS PARK.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SIKESTON, MISSOURI AS FOLLOWS:
SECTION I: This Ordinance shall not be codified in the City Municipal Code.

SECTION II: The Planning and Zoning Commission met on January 13, 2015 and passed a favorable recommendation to approve the subdividing of a tract or parcel of land the plat of which is attached hereto, marked Exhibit "A" and incorporated by reference and legally described as follows and known as Wing Lake Estates:

“A TRACT OR PARCEL OF LAND BEING A PART OF U.S.P.S. NO. 643, TOWNSHIP 26 NORTH, RANGE 14 EAST, NEW MADRID COUNTY, MISSOURI AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF “SOUTH RIDGE ESTATES, 11TH ADDITION” AS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF NEW MADRID COUNTY IN PLAT BOOK 7 ON PAGE 132; THENCE CONTINUING S 85°20'17” E ALONG THE SOUTH RIGHT-OF-WAY LINE OF COL. GEORGE E. DAY PARKWAY A DISTANCE OF 975.01 FEET; THENCE N 85°13'29” E ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 32.67 FEET TO THE POINT OF BEGINNING, SAID POINT BEING MONUMENTED WITH A 5/8’ IRON ROD WITH A CAP STAMPED “DARRALL R. HIRZ, PLS 2140”; THENCE CONTINUING S 85°13'29” E ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 330.20 FEET AND MONUMENTED THE SAME; THENCE S 6°07'40” E A DISTANCE OF 392.55 FEET, MONUMENTED THE SAME; THENCE S 81°44'00” W A DISTANCE OF 202.26 FEET, MONUMENTED THE SAME; THENCE N 51°21'07” W A DISTANCE OF 136.62 FEET, MONUMENTED THE SAME; THENCE N 11°48'55” W A DISTANCE OF 313.21 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.76 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS, IF ANY, AFFECTING THE SAME”.

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

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

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

SECTION VI: Record of Passage
A. Bill Number 5979 was introduced and read the first time this 26th day of January, 2015.

B. Bill Number 5979 was read the second time this 2nd day of February. Councilman Gilmore moved to approve Bill Number 5979. The motion was seconded by Councilman Depro, discussed, and the following roll call vote recorded:

   Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye, and Teachout Aye, thereby being passed, and becoming Ordinance 5979.

C. Ordinance 5979 shall be in full force and effect from and after March 5, 2015.
Resolution 15-02-01, Declaration of Surplus Property – Copier

City staff reported Fire Division had a copier that was no longer operational and could not be repaired. He requested passage of Resolution 15-02-01, to remove it from the City’s inventory.

Counselor Leible presented the resolution for reading.

RESOLUTION 15-02-01

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

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

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

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

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

Copier:

RICOH Copier Model: Aticio 551 – Located at Fire Station 2

Read this 2nd day of January, 2015, Councilman Graham moved to approve Resolution 15-01-01. The motion was seconded by Councilman Gilmore, discussed and voted as follows:

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

Authorization to Participate in Missouri Highway Safety Program for Traffic Enforcement

Captain Williams reported the Department of Public Safety was seeking Council authorization to participate in the 2015 Missouri Department of Transportation Safety Gran for Transportation, E-citation and E-crash Programs. This will be a fully funded grant in the amount of $25,138 with no local match required. The grant will fund the purchase, licensing, implementation, and annual maintenance of the Brazos electronic citation and crash reporting software, and the development and implementation of a software interface for Municipal Court’s Incode software.

Resolution 15-02-02 was presented.

Resolution 15-02-02
CITY COUNCIL AUTHORIZATION

On February 2, 2015 the Council of the City of Sikeston held a meeting and discussed the City's
participation in Missouri's Highway Safety Program.

It is agreed by the Council that the City of Sikeston will participate in Missouri's Highway Safety Program.

It is further agreed by the Council that the Chief of Police will investigate the financial assistance available under the Missouri Highway Safety Program for Traffic Enforcement and report back to the Council his/her recommendations. When funding through the Highway Safety Division is no longer available, the local government entity agrees to make a dedicated attempt to continue support for this traffic safety effort.

Councilman Depro moved to approve Resolution 15-02-02. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

One Year Appointment – Council At Large

After the presumed election of Steven Burch as Mayor on April 7, Councilman Burch’s at-large Council seat will be vacant. Council agreed to discuss appointment of a replacement at a future work session.

ADJOURNMENT INTO EXECUTIVE SESSION

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

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

Mayor Pro Tem Burch called the executive session to order. Present were: Mayor Pro Tem Steven Burch and Councilmen Bob Depro, Jon Gilmore, John Graham, Maude Harris, and Kathy Teachout. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, and Public Works Director Jay.

Councilman Depro moved to authorize submission to the FAA, of the new legal description of airport property proposed to be sold. The motion was seconded by Councilman Graham, discussed and voted as follows:

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

No further action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

Councilman Depro moved to adjourn from executive session. The motion was seconded by Councilman Graham and the following roll call vote recorded:
Burch Aye, Depro Aye, Gilmore Aye, Graham Aye, Harris Aye, and Teachout Aye, thereby being passed.

Other Items

The City Council retreat has tentatively been scheduled for July 11, 2015 at the Three Rivers Sikeston Campus.

**ADJOURNMENT**

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

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

APPROVED:

______________________________
JERRY PULLEN, MAYOR

ATTEST:

______________________________
CARROLL L. COUCH, CITY CLERK

SEAL: