

SPECIAL CITY COUNCIL MEETING
JUNE 26, 2017

CALL TO ORDER/RECORD OF ATTENDANCE

The special Sikeston City Council meeting of June 26, 2017 was called to order at 11:30 a.m., in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmen Karen Evans, Ryan Merideth, Gerald Settles, and Mary White-Ross. Councilmen Jon Gilmore and Brian Self were absent. Staff in attendance were: City Counselor Chuck Leible, City Clerk Carroll Couch, City Treasurer Karen Bailey, Governmental Services Director Linda Lowes, Public Works Director Jay Lancaster, Parks Director Dustin Care, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Assistant Public Safety Director James McMillen, Sergeant Derrick Wheatley, and Senior Building Official Collin Cecil.

ITEMS OF BUSINESS

Authorization to Issue Letter of Support for St. John's Bayou Basin Drainage District

On behalf of the St. John's Bayou Basin Drainage District, Scott Matthews explained the importance of their pumping station project at New Madrid. It will move water across the levee when high river levels necessitate closing of the existing discharge pipes.

Councilman Settles moved to provide a letter of support for the City to the governor and other elected officials for their support and intervention on behalf of the St. John's Bayou Basin District pumping station project. The motion was seconded by Councilman Merideth and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Flood Plain Study Progress Report

Dr. Charles Patterson of Algier Martin reported the flood plain study for the City of Sikeston was not yet complete. The current study indicates some areas will decrease in size while other will increase.

Authorization to Issue a Special Permit for a High Tunnel for a Community Garden at 205 Jackson

Maude Harris submitted a request for a special permit to build a high tunnel for a community garden on behalf of Open Door Ministries. The garden would be located at 205 Jackson Street and the Planning and Zoning Commission passed a favorable recommendation at their June 13, 2017 meeting.

Councilman Merideth moved to authorize the issuance of a special permit for construction of a high tunnel at 205 Jackson Street. The motion was seconded by Councilman Evans and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Emergency Bill Number 6064, Subdivision Replat Request

Councilman Merideth moved for the first reading of Bill Number 6064. The motion was seconded by Councilman Settles and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading. This bill as approved shall become Emergency Ordinance Number 6064 providing for approval of the re-plat of Lot 1 in Block 20 of Collins North Acres (Section 6) to the City of Sikeston, Scott County, Missouri which is located on Summer Drive.

On behalf of Roy Colwick, Lambert Engineering has submitted a request for the approval of a replat of Lot 1 in Block 20 of Collins North Acres. The Planning and Zoning Commission passed a favorable recommendation at their June 13, 2017 meeting.

Councilman Merideth moved for the second reading of Bill Number 6064. The motion was seconded by Councilman Evans and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for a second reading.

BILL Number 6064

ORDINANCE Number 6064

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6064 PROVIDING FOR APPROVAL OF THE RE-PLAT OF LOT 1 IN BLOCK 20 OF COLLINS NORTH ACRES (SECTION 6) TO THE CITY OF SIKESTON, SCOTT COUNTY, MISSOURI WHICH IS LOCATED ON SUMMER DRIVE..

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 June 13, 2017 and passed a favorable recommendation to approve the replat of Lot 1 in Block 20 of Collins North Acres (Section 6) to the City of Sikeston, Scott County, Missouri, the plat of which is attached hereto, marked Exhibit "A" and incorporated by reference.

SECTION III: Aforesaid replat is accepted and approved subject to its recording in Scott County, Missouri and full compliance with the building codes and housing ordinances of the City of Sikeston, Missouri, and in the event the provision of aforesaid codes of this City conflict with said replat, the Code shall be determinative.

SECTION IV: Aforesaid replat is accepted subject to full compliance with the stormwater management plan.

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

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

SECTION VII: Emergency Clause. In order to minimize the effect of the delay, it is being considered as an emergency ordinance.

SECTION VIII: Record of Passage

- A. Bill Number 6064 was introduced and read the first time this 26th day of June 2017.
- B. Bill Number 6064 was read the second time and discussed on this 26th day of June 2017. Councilman Settles moved to approve Bill Number 6064. The motion was seconded by Councilwoman White-Ross and the following roll call vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed,
and becoming ordinance 6064.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6064 and shall be in full force and effect.

Authorization to Execute Contract with Sikeston Regional Chamber of Commerce for Tourism, Marketing and Promotion Services

At Council's direction, Sikeston's tourism marketing and promotion services are to be assumed by the Sikeston Regional Chamber of Commerce. The City Manager and Chamber's Executive Director have negotiated the contract for services.

Guest tax revenues will be transferred to the Chamber with a small amount kept by the City for maintenance of the industrial park, administration of the grant awarded by the State of Missouri, Department of Tourism, and other minor, related expenses.

Councilman Merideth moved to authorize the execution of the contract with the Sikeston Regional Chamber of Commerce for Tourism Marketing and Promotion Services. The motion was seconded by Councilwoman Evans and the following roll call vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Bill Number 6062, Creation of Friends of the Sikeston Pet and Animal Welfare Services (PAWS) Advisory Board

Councilman Settles moved for the reading of Bill Number 6062. The motion was seconded by Councilman Merideth and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

BILL Number 6062

ORDINANCE Number 6062

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6062 CREATING ARTICLE XVIV OF SIKESTON CITY CODE ESTABLISHING THE FRIENDS OF THE SIKESTON PET & ANIMAL WELFARE SERVICES ADVISORY BOARD.

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

SECTION I: This Ordinance shall be codified in Title 1, Chapter 130, Article XVIV of the Sikeston Municipal Code.

SECTION II: Title 1, Chapter 130, Article XVIV is created to read as follows:

“Article XVIV

Friends of the Sikeston Pet & Animal Welfare Services Advisory Board

Sections:

- 130.1370 Established
- 130.1380 Composition
- 130.1390 Terms of Board Members
- 130.1400 Organization
- 130.1410 Meetings, Procedures
- 130.1420 Report to City Council

130.1370 Established: The Friends of the Sikeston Pet & Animal Welfare Services (PAWS) Advisory Board is established to raise community support and awareness of services provided by Sikeston Pet & Animal Welfare Services.

130.1380 Composition: The Friends of the Sikeston Pet & Animal Welfare Services (PAWS) Advisory Board shall be appointed by the City Council and shall consist of seven (7) citizen members and may include non-voting ex officio representatives as may be deemed necessary by a majority vote of the Advisory Board.

130.1390 Qualifications for appointment; Terms; Compensation; Vacancies; Removal

A. Members shall be individuals residing within the Sikeston area with a demonstrated interest in the care and well-being of animals.

B. In the initial appointments two citizen members shall be appointed for a term of one year, two citizen members for a term of two years, and three members for terms of three years. All appointments thereafter made shall be for three year terms commencing on the first Monday of October of each year.

C. Board Members shall serve without compensation; however, upon the recommendation of the Board and City approval, Board Members may be reimbursed for travel incidental to Board functions.

D. Any vacancy in membership shall be filled for the unexpired term by appointment of the City Council.

E. The City Council may remove any member for cause stated in writing and after public hearing.

130.1400 Organization: Advisory Board members shall elect one of their number to serve as chairman, and one to serve as vice-chairman who shall preside in the absence of the Chairman. The officers shall serve one year or until their successors are elected.

130.1410 Meetings, Procedures: The Advisory Board shall meet on an as-needed basis and shall keep a record of its proceedings. A quorum of four voting members shall be present at any official meeting. An affirmative vote by a quorum of the Advisory Board members shall be necessary prior to any Advisory Board action or recommendation.

130.1420 Report to City Council: The Advisory Board shall report to the City Council at such times and in such manner as the Council shall direct.”

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 6062 was introduced and read the first time this 5th day of June 2016.
- B. Bill Number 6062 was read the second time and discussed this 26th day of June 2016. Councilman Merideth moved to approve Bill Number 6062. The motion was seconded by Councilwoman White-Ross and the following roll call vote recorded:
- Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed,
and becoming Ordinance 6062.
- C. Ordinance 6062 shall be in full force and effect from and after July 27th, 2017.

Appointments to Friends of the Sikeston Pet and Animal Shelter Advisory Board

Councilman Merideth nominated Megan McGill-Knight and Jeff Reynolds to fill one-year terms, Renee Grimes and Emily Eaves to two-year terms and Pete Burns, Erica Wilson and Gordon Waller to three-year terms on the Friends of Sikeston Pet and Animal Shelter Advisory Board. The nominations were seconded by Councilman Settles and the following roll call vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Bill 6058, Amending Plumbing Code to Ban the Use of Lead Materials in Public Drinking Water System

Councilman Merideth moved for the second reading of Bill Number 6058. The motion was seconded by Councilwoman Evans and the following vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL Number 6058

ORDINANCE Number 6058

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6058 AMENDING TITLE V, ARTICLE VI PLUMBING CODE TO BAN THE USE OF LEAD MATERIALS IN THE PUBLIC DRINKING WATER SYSTEM AND PRIVATE PLUMBING CONNECTED TO THE PUBLIC DRINKING WATER SYSTEM WITHIN THE CITY OF SIKESTON.

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

SECTION I: This Ordinance shall be codified in Title V, Chapter 500, Article VI of the Sikeston Municipal Code.

SECTION II: Title V, Chapter 500, Article VI is hereby amended by insertion of the following:

“Article VI Plumbing Code

Section 500.040. Lead Ban in Public and Private Drinking Water Plumbing – General Policy

A. Purpose.

- 1) To ban the use of lead materials in the public drinking water system and private plumbing connected to the public drinking water system; and
- 2) To protect city residents from lead contamination in the city’s public drinking water system and their own private plumbing systems.

B. Application. This section shall apply to all premises served by the public drinking water system of the city of Sikeston.

C. Policy. This section will be reasonably interpreted by the water purveyor. It is the purveyors’ intent to ban the use of lead based material in the construction or modification of the city’s drinking water system or private plumbing connected to the city system. The cooperation of all consumers is required to implement the lead ban.

If, in the judgement of the water purveyor or his authorized representative, lead based materials have been used in new construction or modifications after January 1, 1989, due notice shall be given to the consumer. The consumer shall immediately comply by having the lead base materials removed from the plumbing system and replaced with lead free materials. If the lead base materials are not removed from the plumbing system, the water purveyor shall have the right to discontinue water service to the premises.

Section 500.050. Definitions

A. The following definitions shall apply in the interpretation and enforcement of 500.040.

- 1) "Consumer" means the owner or person in control of any premises supplied by or in any manner connected to a public water system;
- 2) "Lead base materials" means any material containing lead in excess of the quantities specified in Section 500.050. A.3;
- 3) "Lead free" means:
 - a) In General.
 1. When used with respect to solder and flux, refers to solders and flux containing not more than 0.2 percent (0.2%) lead; and
 2. When used with respect to pipes and pipe fittings, refers to pipes and pipe fittings containing not more than 0.25 percent (0.25%) lead.
 - b) Calculation
The weighted average lead content of a pipe, pipe fitting, plumbing fitting, or fixture shall be calculated by using the following formula: For each wetted component, the percentage of lead in the component shall be multiplied by the ratio of the wetted surface area of that component to the total wetted surface area of the entire product to arrive at the weighted percentage of lead of the component. The weighted percentage of lead of each wetted component shall be added together, and the sum of these weighted percentages shall constitute the weighted average lead content of the product. The lead content of the material used to produce wetted components shall be used to determine compliance with paragraph (A) (2). For lead content of materials that are provided as a range, the maximum content of the range shall be used.
- 4) "Public drinking water system" means any publicly or privately owned water system supplying water to the general public which is satisfactory for drinking, culinary and domestic purposes and meets the requirements of the Missouri Department of Natural Resources; and
- 5) "Water purveyor" means the owner, operator, or individual in responsible charge of a public water system.
- 6) "Exemptions"
 - a) pipes, pipe fittings, plumbing fittings, or fixtures, including backflow preventers, that are used exclusively for non-potable services such as manufacturing, industrial processing, irrigation, outdoor watering, or any other uses where the water is not anticipated to be used for human consumption; or
 - b) toilets, bidets, urinals, fill valves, flush-o-meter valves, tub fillers, shower valves, service saddles, or water distribution main gate valves that are 2 inches in diameter or larger.

Section 500.060. Lead Banned from Drinking Water Plumbing

- A. No water service connection shall be installed or maintained to any premises where lead base materials were used in new construction or modifications of the drinking water plumbing after January 1, 1989.
- B. If a premise is found to be in violation of Section 500.060 A., water service shall be discontinued until such time that the drinking water plumbing is lead free.

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 6058 was introduced and read the first time this 5th day of June 2017.
- B. Bill Number 6058 was read the second time and discussed this 26th day of June 2017. Councilman Merideth moved to approve Bill Number 6058. The motion was seconded by Councilwoman White-Ross and the following roll call vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed
and becoming Ordinance 6058.

- C. Ordinance 6058 shall be in full force and effect from and after July 27th, 2017.

Approval of Phase II Summer Street & Stormwater Management Improvement Program

Director Lancaster reviewed the bids received for the second phase of the summer street and stormwater program. In addition to street and drainage improvements, this project also includes some trail and complex improvements funded through other sources.

Councilman Settles moved to award Bid Number 17-21 for phase two of the summer street and stormwater management improvement program to Lappe Cement Finishing for the low bid of \$383,370.76. The motion was seconded by Councilman Merideth and the following roll call vote recorded:

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

Other Items

Sgt. Wheetley showed the new bullet proof vests purchased for the special ops team.

Mayor Burch suggested the council agenda items scheduled for the July 31st meeting be moved to the July 20th meeting.

ADJOURNMENT

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

Evans Aye, Merideth Aye, Settles Aye,
White-Ross Aye, and Burch Aye, thereby being passed.

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL: