

**SPECIAL CITY COUNCIL MEETING**  
**JULY 14, 2016**

**CALL TO ORDER/RECORD OF ATTENDANCE**

The special Sikeston City Council meeting of July 14, 2016 was called to order at 5 p.m., in the City Council Chambers, located at 105 East Center, Sikeston. Present at the meeting were: Mayor Steven Burch and Councilmen Bob Depro, Karen Evans, Jon Gilmore, Ryan Merideth, Gerald Settles, and Mary White-Ross. 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 Safety Director Drew Juden, Parks Director Dustin Care, Street Superintendent Brian Dial, Street Supervisor Darren Martin, and Economic Development Director Barry Sellers.

**ITEMS OF BUSINESS**

Authorization to Purchase DPS Vehicles

Director Juden presented three vehicles to be purchased off of State Contract from Don Brown Chevrolet in St. Louis: a 2016 Chevrolet Tahoe PPV 4wd - \$38,404, a 2016 Chevrolet Tahoe SSV 4wd - \$38,392, and a 2017 Chevrolet Silverado SSV 4wd - \$32,920. The Tahoe's are available for pickup now. The Silverado will be delivered in mid to late September.

Councilman Depro moved to authorize purchase of the vehicles as presented. The motion was seconded by Councilman Merideth and the following vote recorded:

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

Bill Number 6027, Re-adoption of Ethics Ordinance

Councilman Gilmore moved for the second reading of Bill Number 6027. The motion was seconded by Councilman Merideth and the following vote recorded:

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

BILL Number 6027

ORDINANCE Number 6027

THIS BILL, AS ADOPTED, SHALL BECOME ORDINANCE NUMBER 6027, ESTABLISHING A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTEREST FOR CERTAIN MUNICIPAL OFFICIALS.

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

SECTION I: This ordinance shall be codified in the Sikeston Municipal Code as follows:

SECTION II: Chapter 120 "Conflicts of Interest", Disclosure of Personal Financial Interests, hereby established to read as follows:

"120.010 Declaration of Policy. The proper operation of government requires that public officials and employees be independent, impartial and responsible to the people; that government decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, there is hereby established a procedure for disclosure by certain officials and employees of private financial or other interests in matters affecting the City.

120.020 Conflicts of Interest

A. All elected and appointed officials as well as employees of The City of Sikeston must comply with Section 105.454 of Missouri Revised Statutes on conflicts of interest as well as any other state law governing official conduct.

B. Any member of the governing body of The City of Sikeston who has a "substantial personal or private interest" in any measure, bill, order or ordinance proposed or pending before such governing body must disclose that interest to the City Clerk of the City and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial personal or private interest is defined as ownership by the individual, his spouse, or his dependent children, whether singularly or collectively, directly or indirectly of: (1) 10% or more of any business entity; or (2) an interest having a value of \$10,000 or more; or (3) the receipt of a salary, gratuity, or other compensation or remuneration of \$5,000 or more, per year from any individual, partnership, organization, or association within any calendar year.

120.030 Disclosure Reports. Each elected official, the City Manager, and the City Clerk shall disclose the following information by May 1 if any such transactions occurred during the previous calendar year.

A. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of five hundred dollars, if any, that such person had with the City of Sikeston, other than compensation received as an employee or payment of any tax, fee or penalty due to the City, and other than transfers for no consideration to the City.

B. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars, if any, that any business entity in which such person had a substantial interest, had with the City, other than payment of any tax, fee or penalty due to the City or transactions involving payment for providing utility service to the City, and other than transfers for no consideration to the City.

C. The City Manager and the City Clerk also shall disclose by May 1 for the previous calendar year the following information:

1. The name and address of each of the employers of such person from whom income of one thousand dollars or more was received during the year covered by statement;

2. The name and address of each sole proprietorship that he owned, the name, address and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or coparticipant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the secretary of state; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent or more of any class of outstanding stock, limited partnership units or other equity interests;

3. The name and address of each corporation for which such person served in the capacity of a director, officer or receiver.

120.040 Filing of Reports

A. The financial interest statements shall be filed at the following times, but no person is required to file more than one financial interest statement in any calendar year.

1. Every person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending the immediately preceding December 31; provided that any member of the (city council) may supplement the financial interest statement to report additional interest acquired after December 31 of the covered year until the date of filing of the financial interest statement.

2. Each person appointed to office shall file the statement within thirty days of such appointment or employment;

B. Financial disclosure reports giving the financial information required in Section 120.020 shall be filed with the City and with the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

120.050 Filing of Ordinance. A certified copy of this ordinance shall be sent to the Missouri Ethics Commission within ten days of its adoption."

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 6027 was introduced to Council and read the first time this 27<sup>th</sup> day of June, 2016.

B. Bill Number 6027 was read the second time this 14th day of July, 2016. Councilman Gilmore moved to approve Bill Number 6027. The motion was seconded by Councilman Depro and the following roll call vote recorded:

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

C. Ordinance 6027 shall be in full force and effect from and after, August 13, 2016.

Bill Number 6028, Authorization to Execute Right-of-Way Signage Agreement with Missouri Highways & Transportation Commission

Councilman Depro moved for the second reading of Bill Number 6028. The motion was seconded by Councilman Depro and the following vote recorded:

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

Counselor Leible presented the bill for reading.

Bill No. 6028

Ordinance No. 6028

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 6028 AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF SIKESTON, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE INSTALLATION AND MAINTENANCE OF MUNICIPAL MONUMENT AND WAYFINDING SIGNAGE TO BE ERECTED ON MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION RIGHT-OF-WAY.

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 Mayor and the other officials as may be necessary are hereby authorized, empowered and directed to execute any documents necessary and proper to effectuate the same.

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, the remaining part or parts shall be severable and shall continue in full force and effect.

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

SECTION VI: Record of Passage:

- A. Bill Number 6028 was introduced to Council and read the first time this 27<sup>th</sup> day of June 2016.
- B. Bill Number 6028 was read the second time this 14<sup>th</sup> day of July 2016. Councilman Settles moved to approve Bill Number 6028. The motion was seconded by Councilman Merideth and the following roll call vote recorded:

Depro Aye, Evans Aye, Gilmore Aye, Merideth Aye, Settles Aye,  
White-Ross Aye, and Burch Aye, thereby being passed  
and becoming Ordinance 6028.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6028 and shall be in full force and effect.

### **ADJOURNMENT INTO EXECUTIVE SESSION**

Councilman Settles moved to adjourn into executive session for the discussion of litigation and property [RSMO 610.021 (1, & 2)] and public safety response plans [RSMO 610.021(18)] (In accordance with the Missouri Sunshine Law RSMO 610.021 (18), the Sikeston City Council does affirmatively state disclosure of Public Safety Response Plans will impair the City's ability

to protect the security/safety of persons or real property, and nondisclosure outweighs the public interest in disclosure of the records.) The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Mayor Burch called the executive session to order. Present were: Mayor Steven Burch and Councilmen Bob Depro, Karen Evans, Jon Gilmore, Ryan Merideth, Gerald Settles and Mary White-Ross. 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 Safety Director Drew Juden. Economic Development Director Barry Sellers was also present.

Public Safety response plans were reviewed by Director Juden.

Councilman Merideth recused himself from the remainder of the meeting. Councilman Depro left at 6 p.m., during property discussions. Counselor Leible recused himself from the meeting prior to discussions regarding litigation. Economic Development Director Barry Sellers left the meeting prior to litigation discussions.

No action was taken in executive session.

#### **ADJOURNMENT OUT OF EXECUTIVE SESSION**

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

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

#### **ADJOURNMENT**

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

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

APPROVED:

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STEVEN BURCH, MAYOR

ATTEST:

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CARROLL L. COUCH, CITY CLERK  
SEAL: