

REGULAR CITY COUNCIL MEETING
SEPTEMBER 8, 2014

The regular Sikeston City Council meeting of September 8, 2014 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 Jerry Pullen and Councilmen Steven Burch, 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, Public Works Director Jay Lancaster, Economic Development Director Ed Dust, Street Superintendent Brian Dial, Director of Public Safety Drew Juden, Captain Mike Williams, Senior Building Official Collin Cecil, and Parks Director Jiggs Moore.

APPROVAL OF CITY COUNCIL MINUTES

City Council minutes of August 4, 2014 were presented for approval. Councilman Depro moved to approve the minutes as presented. Councilman Burch seconded the motion and the following roll call vote was recorded:

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

ACCEPTANCE OF BOARD AND COMMISSION MINUTES

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

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

ITEMS OF BUSINESS

LAGERS Presentation by Bob Wilson

Bob Wilson, Assistant Executive Secretary/Member Services and Barry Hovis, Vice Chair and Employee Representative on the Missouri Local Government Employee Retirement System (LAGERS) Board provided an overview of the retirement system's financial status and the financial impact of the LAGERS defined benefit plan on the region's economy.

Bill 5966, Authorizing Termination of Redevelopment Project Area 3 of the 60/61 Tax Increment Finance District

Councilman Depro moved for the second reading of Bill Number 5966. The motion was seconded by Councilman Burch and the following vote recorded:

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

Counselor Leible presented the bill for reading.

BILL NO. 5966

ORDINANCE NO.5966

AN ORDINANCE TERMINATING TAX INCREMENT FINANCING WITHIN REDEVELOPMENT PROJECT AREA 3 OF THE 60/61 REDEVELOPMENT AREA; DISSOLVING THE ACCOUNT OF THE SPECIAL ALLOCATION FUND RELATED THERETO; AND AUTHORIZING CERTAIN ACTIONS RELATING THERETO.

WHEREAS, the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the "Act"), authorizes municipalities to undertake redevelopment projects in blighted, conservation or economic development areas, as defined in the Act; and

WHEREAS, on June 5, 2000, the City Council adopted Ordinance No. 5328, approving the "Redevelopment Plan and Project, 60/61 Redevelopment Area" (as amended, the "Redevelopment Plan") and designating the redevelopment area described therein (the "Redevelopment Area") as a "redevelopment area" under the Act; and

WHEREAS, the Redevelopment Plan describes a portion of the Redevelopment Area, generally consisting of the portion of the Redevelopment Area located west of Business Route U.S. 61 (South Kingshighway), as "RPA 3"; and

WHEREAS, the Redevelopment Plan also describes a redevelopment project for RPA 3 (the "RPA 3 Redevelopment Project"); and

WHEREAS, on June 5, 2000, the City Council adopted Ordinance No. 5332, approving the RPA 3 Redevelopment Project and adopting tax increment financing within RPA 3; and

WHEREAS, the City Council hereby finds that the RPA 3 Redevelopment Project was never undertaken and, therefore, it is in the best interest of the City and the other affected taxing districts to terminate tax increment financing within RPA 3.

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

Section 1. The City Council hereby terminates tax increment financing within RPA 3.

Section 2. The City's Treasurer or other appropriate official is hereby directed to dissolve the RPA 3 Account of the Special Allocation Fund. The City Council hereby declares all revenues in the RPA 3 Account of the Special Allocation Fund, after payment of any administrative expenses related thereto, as surplus so that such funds will be paid to the taxing districts from which they originated as provided in Section 99.820 of the Act. The City's Treasurer or other appropriate official shall pay the surplus funds to the County Collector and other appropriate entities, as applicable, for distribution to the appropriate taxing districts in the manner provided in the Act.

Section 3. The officers, agents and employees of the City are hereby authorized and directed to execute all documents and take such necessary steps as they deem necessary and advisable to carry out and perform the purpose of this Ordinance.

Section 4. The sections of this Ordinance shall be severable. If any section of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining sections shall remain valid, unless the court finds that the valid sections are so essential to and inseparably connected with and dependent upon the void section that it cannot be presumed that the City Council has or would have enacted the valid sections without the void ones, unless the court finds that the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 5. Record of Passage:

- A. Bill number 5966 was introduced to the City Council and read the first time on this 25th day of August, 2014.
- B. Bill number 5966 was read for the second and final time and discussed on this 8th day of September, 2014. Councilman Burch moved to approve Bill Number 5966. The motion was seconded by Councilman Depro, and final passage thereon was voted as follows:

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

- C. Ordinance 5966 shall be in full force and effect from and after Wednesday, October 8, 2014.

Council Direction on Future Domestic Violence Surcharge

Councilman Graham moved for city staff to draft legislation to increase the domestic violence surcharge to \$4.00. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Authorization to Seek Repairs to Public Works Building

Director Lancaster reviewed estimates to both repair and replace the damaged primary public works building. Nine (9) companies were contacted and asked to look at the structure and propose repairs to the building. Recommendations were reviewed with the City Council.

Councilman Depro moved to waive the City's purchasing policy due to the circumstances and the number of qualified vendors and authorize the repairs to the building by Stockade Buildings, in the amount of \$73,948. The motion was seconded by Councilman Burch and the following roll call vote recorded:

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

Staff will also obtain bids for the electrical and overhead door work that is necessary to make the structural repairs.

Consideration of 2013 Boards and Commissions Appointments

Councilman Depro nominated William Nace to a term on the Board of Adjustments. The motion was seconded by Councilman Burch and the following roll call vote recorded:

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

Councilman Gilmore nominated Mike Limbaugh for reappointment to the Board of Appeals. The motion was seconded by Councilman Depro and the following roll call vote recorded:

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

Councilman Burch nominated Alan Keenan for reappointment to the Board of Municipal Utilities. The motion was seconded by Councilman Graham and the following vote recorded:

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

Councilman Depro nominated James Miller for reappointment and Steve Matthews for a first term to the Enhanced Enterprise Zone Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Councilman Graham nominated Jesse Bonner and Ellen Brandom for first terms on the Housing Authority Board. The motion was seconded by Councilman Harris and the following roll call vote recorded:

Burch Nay, Depro Nay, Gilmore Nay, Graham Aye, Harris Aye,
Teachout Aye, and Pullen Nay, thereby being defeated.

Councilman Burch nominated Mike Jensen and Michele Knickman for reappointment to the Housing Authority Board. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

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

Councilman Depro nominated Steve Millington for reappointment to the Industrial Development Board. The motion was seconded by Councilman Graham and the following roll call vote recorded:

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

Councilman Gilmore nominated Matthew Wright to the LCRA Commission. The motion was seconded by Councilman Depro and the following vote recorded:

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

Councilman Depro nominated Jason Davis to a first term and Jackie Cowan and Susanne Chitwood to reappointment on the Park Board. The motion was seconded by Councilman Burch and the following vote recorded:

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

Councilman Gilmore nominated Richard "Rick" Murray to a first term and Richard McGill and Edward Miller for reappointment to the Planning and Zoning Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Councilman Teachout nominated Daniel Martinez and David Terrell for reappointment to the DPS Advisory Board. The nomination was seconded by Councilman Burch and the following roll call vote recorded:

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

Councilman Graham nominated Chester Yarber, Bart Grant and Anderson Walker, Jr. for reappointment to the Rental Ordinance Appeals Board. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Councilman Depro nominated Jaren Straton for reappointment to the Strategic Plan Implementation Commission. The motion was seconded by Councilman Graham and the following roll call vote recorded:

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

Councilman Burch moved to nominate Nathan Cox and Matthew Wright for reappointment to the Tax Increment Finance Commission. The motion was seconded by Councilman Graham and the following roll call vote recorded:

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

Councilman Depro nominated Rick Justice to a first term and John Tarter for reappointment to the Tourism Advisory Board. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

Burch Nay, Depro Aye, Gilmore Nay, Graham Nay, Harris Nay,
Teachout Aye, and Pullen Nay, thereby being defeated.

Councilman Gilmore nominated Susanne Chitwood to a first term and John Tarter for reappointment to the Tourism Advisory Board. The motion was seconded by Councilman Depro and the following roll call vote recorded:

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

Councilman Graham nominated Ellen Brandom to a first term on the Traffic Committee. The motion was seconded by Councilman Depro and the following roll call vote recorded:

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

Councilman Graham nominated Michelle Williams to a first term and Chad Crow, Carrie Lape, Patrick Douglas, Terry Williams and Carolyn Harris for reappointment to the SEMO University-Sikeston Campus Advisory Council. The motion was seconded by Councilman Gilmore and the following roll call vote recorded:

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

Other Items

Council and staff discussed the seeding of Greenbrier Ditch.

The City Council was provided with a meeting schedule through March 2015. Study sessions were added to the third Thursday of the month.

ADJOURNMENT INTO EXECUTIVE SESSION

Councilman Burch moved to adjourn into executive session for the discussion of litigation [RSMO 610.021 (1)]. The motion was seconded by Councilman Teachout and the following roll call vote recorded:

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

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 Councilman Graham and the following roll call vote recorded:

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

ADJOURNMENT

There being no further business before the City Council, Councilman Gilmore 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,
Teachout Aye, and Pullen Aye, thereby being passed.

APPROVED:

JERRY PULLEN, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL: