

SPECIAL CITY COUNCIL MEETING
FEBRUARY 11, 2008

CALL TO ORDER/RECORD OF ATTENDANCE

The special Sikeston City Council meeting of February 11, 2008 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 Mike Marshall and Councilmen Mike Bohannon, Michael Harris, Jerry Pullen, Sue Rogers, David Teachout, and Jim Terrell. Staff in attendance were: City Manager Doug Friend, City Counselor Chuck Leible, City Clerk Carroll Couch, Governmental Services Director Linda Lowes and Public Safety Director Drew Juden.

ITEMS OF BUSINESS

Authorization for City to Participate in Safe Routes to School Program

Staff requested authorization to proceed with the Safe Routes to School Program in conjunction with MODOT. Councilman Pullen moved to proceed with the Safe Routes to School Program. The motion was seconded by Councilman Rogers and the following roll call vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed.

Briefing, Status of DREAM Scope of Services

Governmental Services Director Linda Lowes briefed the City Council on finalized particulars including the scope of services and billing procedures during participation in the DREAM program.

Bill Number 5746, Authorizing and Directing Acceptance of Settlement Agreement with AT&T

Councilman Terrell moved for the first reading of Bill Number 5746. The motion was seconded by Councilman Teachout and the following vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NUMBER 5746

ORDINANCE NUMBER 5746

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 5746 AUTHORIZING AND DIRECTING THE ACCEPTANCE OF THE SETTLEMENT AGREEMENT WITH AT&T MOBILITY.

WHEREAS, the City of Sikeston has an opportunity to settle a class action lawsuit against AT&T Mobility, and

WHEREAS, the acceptance of said proposal requires an ordinance approving same.

NOW 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: The City of Sikeston is authorized and directed to submit its claim form accepting all of the terms and provisions of the proposed settlement of AT&T Mobility which is marked Exhibit "A" and attached hereto and incorporated by reference.

SECTION III: The City Counselor, Charles Leible, is authorized and directed to execute said claim form on behalf of the City.

SECTION IV: Furthermore, The City Counselor, Charles Leible, is authorized and directed to execute such other and further documents necessary and reasonable to accept said settlement proposal.

SECTION V: In order to meet the deadlines established in the submission of the claim form, this ordinance must become effective immediately upon its passage.

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

SECTION VII: 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 VIII: Record of Passage:

- A. Bill Number 5746 was introduced and read the first time this 11th day of February, 2008.
- B. Councilman Rogers moved for the second reading of Bill Number 5746. The motion was Councilman Teachout and Bill Number 5746 was read the second time this 11th day of February, 2008.

Councilman Rogers moved to approve Bill Number 5746. The motion was seconded by Councilman Harris, discussed and the following roll call vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed
and becoming Ordinance 5746.

- C. Ordinance 5746 shall be in full force and effect from and after its passage.

Bill Number 5747, An Emergency Ordinance Authorizing and Directing Acceptance of Settlement Agreement with Sprint

Councilman Pullen moved for the first reading of Bill Number 5747. The motion was seconded by Councilman Teachout and the following vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed.

Counselor Leible presented the bill for reading.

BILL NUMBER 5747

ORDINANCE NUMBER 5747

THIS BILL AS APPROVED SHALL BECOME EMERGENCY ORDINANCE NUMBER 5747 AUTHORIZING AND DIRECTING THE ACCEPTANCE OF THE SETTLEMENT AGREEMENT WITH SPRINT NEXTEL.

WHEREAS, the City of Sikeston has an opportunity to settle a class action lawsuit against Sprint Nextel, and

WHEREAS, the acceptance of said proposal requires an ordinance approving same.

NOW 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: The City of Sikeston is authorized and directed to submit its claim form accepting all of the terms and provisions of the proposed settlement of Sprint Nextel which is marked Exhibit "A" and attached hereto and incorporated by reference.

SECTION III: The City Counselor, Charles Leible, is authorized and directed to execute said claim form on behalf of the City.

SECTION IV: Furthermore, The City Counselor, Charles Leible, is authorized and directed to execute such other and further documents necessary and reasonable to accept said settlement proposal.

SECTION V: In order to meet the deadlines established in the submission of the claim form, this ordinance must become effective immediately upon its passage.

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

SECTION VII: 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 VIII: Record of Passage:

- A. Bill Number 5747 was introduced and read the first time this 11th day of February, 2008.
- B. Councilman Pullen moved for the second reading of Bill Number 5747. The motion was seconded by Councilman Teachout and the following vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed.

Bill Number 5747 was read the second time and discussed on this 11th day of February, 2008. Councilman Rogers moved to approve Bill Number 5747. The motion was seconded by Councilman Harris and the following roll call vote recorded:

Bohannon Aye, Harris Aye, Pullen Aye, Rogers Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed,
and becoming Ordinance 5747.

- C. Ordinance 5747 shall be in full force and effect from and after its passage.

Strategic Planning Discussions

Derrick Okubo with the National League of Cities presented an outline for conducting Phase I of the Strategic Planning Project. Phase I requires Council to appoint a committee to organize and appoint various subcommittees to implement stages of the project.

Other Items

City Manager Doug Friend informed the City Council that he and Public Safety Director Drew Juden were examining security needs at city hall and would have recommendations in the future.

ADJOURNMENT

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

Harris Aye, Rogers Aye, Stokes Aye, Teachout Aye,
Terrell Aye, and Marshall Aye, thereby being passed.

APPROVED:

MICHAEL G. MARSHALL, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL: