

**REGULAR CITY COUNCIL MEETING**  
**JANUARY 6, 2020**

The regular Sikeston City Council meeting of January 6, 2020 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 Steven Burch and Councilmembers Brian Self, Ryan Merideth, Karen Evans, Gerald Settles, Brandon Sparks and Onethia Williams. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Superintendent Brian Dial, Street Supervisor Darren Martin, Parks Director Dustin Care, Public Safety Captains Ryan Smith and Austin Henley, Code Enforcement Manager Lorenzo Ware and City Collector Vicky Lewis.

**APPROVAL OF CITY COUNCIL MINUTES**

City Council minutes of December 2, 2019 were presented for approval. Councilman Self moved to approve the minutes as presented. Councilman Sparks seconded the motion and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

**ACCEPTANCE OF BOARD AND COMMISSION MINUTES**

None were presented.

**ITEMS OF BUSINESS**

2<sup>nd</sup> Reading, Bill #6162, General Election

Councilman Sparks moved for the second reading of Bill Number 6162. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

Bill Number 6162

Ordinance Number 6162

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6162, CALLING FOR A GENERAL ELECTION IN THE CITY OF SIKESTON, MISSOURI, ON TUESDAY, APRIL 7, 2020, FOR THE PURPOSE OF ELECTING A CANDIDATE FOR THE POSITION OF COUNCILMAN AT-LARGE.

BE IT ORDAINED by the City Council of the City of Sikeston, Missouri, as follows:

SECTION I: This ordinance shall not be codified.

SECTION II: That in accordance with the Missouri Comprehensive Election Laws of the State of Missouri, applicable Missouri Revised Statutes of the State of Missouri and the ordinances of the City of Sikeston, Missouri, a General Election shall be held and the same is hereby ordered to be held on Tuesday, April 7, 2020.

SECTION III: That the polls be open for said election continuously from six o' clock in the forenoon until seven o'clock in the afternoon of that day, April 7, 2020.

SECTION IV: That said election be held in the City of Sikeston, Missouri, in the polling places and precincts designated by the County Clerks.

SECTION V: That said election is hereby called for the purpose of electing one (1) candidate for the office of Councilman At-Large.

SECTION VI: That the Judges and Clerks of said election shall be those appointed by the County Clerks.

SECTION VII: That the City Clerk shall cause notice, poll books, ballots, and all other matters necessary to the election to be requested from the County Clerks' office as required by law.

SECTION VIII: That the City Clerk of the City of Sikeston, Missouri, be and he is hereby authorized and directed to notify the County Clerks of Scott and New Madrid County, Missouri, of the adoption of this ordinance no later than January 28, 2020, and to include in said notification all the terms and provisions required by the Comprehensive Election Act of 1986, as amended, and the above cited Statutes and ordinances.

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

SECTION X: 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 XI: Record of Passage:

- A. Bill Number 6162 was introduced and read the first time this 2nd day of December 2019.
- B. Bill Number 6162 was read the second time and discussed on this 6th day of January 2020. Following discussion, Councilman Settles moved to approve Bill Number 6162. The motion was seconded by Councilman Sparks, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.
- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6162 and shall be in full force and effect from and after February 5, 2020.

2<sup>nd</sup> Reading, Bill #6176, Economic Development Incentive Rate

Councilman Sparks moved for the second reading of Bill Number 6176. The motion was seconded by Councilman Self and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

**BILL Number 6176****ORDINANCE Number 6176**

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6176 AND SHALL ESTABLISH TITLE VII, CHAPTER 706 ECONOMIC DEVELOPMENT INCENTIVE RATE OF THE CITY CODE OF THE CITY OF SIKESTON, MISSOURI.

WHEREAS, the State of Missouri passed legislation in 2018 that directed Missouri's Investor Owned Utilities to provide an economic development incentive rate (electric) to help entice business to locate or expand in Missouri, and

WHEREAS, the BMU Board approved a similar incentive rate for application in the City of Sikeston with the intention that Sikeston remain competitive with other areas of the State.

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

SECTION I: This Ordinance shall be codified in Chapter 706 of the Sikeston Municipal Code.

SECTION II: Chapter 706, Section 706.010 is hereby established and shall read as follows:

**Section 706.010. Availability.**

This rate is available to customers who (1) have submitted an application for this rate prior to beginning the project which meets the requirements of this rate, (2) are currently served under or will be served under BMU's Large General Service, Large Power Service, Large Industrial Service, or Large Industrial Service >5MW electric service rates, (3) receive local, regional, or state governmental economic development incentives in conjunction with the project generating the compliant load growth, and (4) are not receiving electric service under any other economic development or special incentive rate.

SECTION III: Section 706.020 is hereby established and shall read as follows:

**Section 706.020. Character of Service.**

BMU will specify and provide a standard single and/or three phase alternating current secondary service voltage.

SECTION IV: Section 706.030 is hereby established and shall read as follows:

**Section 706.030. Application.**

To single phase or three phase service for all large commercial Qualifying Load served solely by BMU. Qualifying load shall be the incremental load of a new customer at a single premises or incremental load added by an existing customer at a single premises. Should the existing customer remove some existing BMU load and add the new load, the net added load shall be the incremental load used as the determination for a Qualifying Load. In addition, the incremental load must meet the following requirements:

- 1) For a new customer, the Average Demand of the customer's incremental load is equal to or greater than 300 kw during each Contract Year of this Rate's application.

- 2) For an existing customer, the Average Demand of the customer's incremental load is equal to or greater than 150 kw during each Contract Year of this Rate's application.
- 3) The Average Load Factor of the customer's incremental load is equal to or greater than 55% during each Contract Year of this Rate's application.
- 4) The incremental load must be metered separately.

BMU may deny service under this rate to any customer that is not reasonably projected to meet the requirements and may terminate any service under this rate if the requirements are not maintained by the customer. BMU may deny service under this rate if BMU's current system capacities cannot supply the customer's projected incremental load.

SECTION V: Section 706.040 is hereby established and shall read as follows:

**Section 706.040. Rate.**

Contract Year 1 - \$0.035 per kWh  
Contract year 2 - \$0.035 per kWh  
Contract year 3 – 60% of applicable rate  
Contract year 4 – 60% of applicable rate  
Contract year 5 – 60% of applicable rate

Minimum Charge: In Contract years 3-5, the monthly minimum charge will be the Facilities Charge plus the monthly Billing Demand Charge. This schedule contemplates year around service with at least a minimum bill paid each month of the contract year. The amount of these charges will be determined by the rates listed in the service rate that applies to the customer.

SECTION VI: Section 706.050 is hereby established and shall read as follows:

**Section 706.050. Payment.**

Bills are rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

SECTION VII. Section 706.060 is hereby established and shall read as follows:

**Section 706.060. General.**

Customer is required to provide (1) verification from the local, regional, or state governmental entity that they are currently receiving economic development incentives in conjunction with the incremental load that is being added and (2) description of the incremental load demand and load factor which, in the case of eliminating existing load on the BMU system, includes a description of the load being eliminated and the load being added to determine the net load added.

Customers receiving service under this rate schedule are required to submit an application and sign a contract with the BMU specifying the nature of the service to be provided, the applicable BMU rate and any discounts applied to the rate, the projected demand (kw) and load factor (%) of the net incremental load, the term of the Agreement, and such other terms and conditions as are determined to be necessary and mutually agreeable. No discount will be provided without

an executed Agreement. Discount will only be applied to an operating facility capable of meeting the projected demand (kw) and load factor (%) and does not apply during any construction of such facility.

As far as practical, all energy delivered under this rate schedule should pass through one point of delivery and the BMU, at its option, may meter at primary voltage.

Power sold to the Customer under this rate shall not be resold or shared with another entity or facility.

Should a facility in a current Agreement under this rate be sold or otherwise change ownership, the BMU retains the right to approve or deny the transfer of the remainder of the Agreement to the new owner.

Maximum term for an agreement is five (5) years. Shorter terms may be negotiated. Any use and effect of Distributed Generation should be included in the initial application. No Distributed Generation that changes the original demand and load factor projections may be added during the term of the Agreement. No service under this rate will be offered past 12/31/23. Service existing under this rate as of 12/31/23 will continue to either the end of the term or until terminated under conditions listed herein.

Beginning at the end of the second year of the Agreement and annually for the remainder of the Agreement, the Customer's Average Demand and Load Factor will be evaluated for compliance with the requirements of the Agreement. Force Majeure conditions may be considered in this evaluation, but it is the Customer's responsibility to report or confirm such conditions with the BMU prior to the annual evaluation.

BMU shall terminate service under this rate if (1) the Customer fails to meet the demand or load factor minimum requirements, (2) any terms of this rate or the associated Agreement are determined to be unlawful, (3) if during the term of the agreement, changes in federal law, state law, or other authorized regulatory requirements allow the Customer, in part or in total, to take electric service from a provider other than the BMU or (4) the Customer adds Distributed Generation to a degree that their demand and load factor no longer meet the levels listed on the original application. Customer will be given written notice of such termination.

Customer may terminate service under this rate upon written notice to BMU.

BMU shall terminate this rate on the billing cycle following the billing cycle in which notice was given.

SECTION VII. Section 706.070 is hereby established and shall read as follows:

**Section 706.070. Definitions.**

Agreement – The Economic Development Incentive Rate Agreement between BMU and the customer

Average Demand – The average of the Contract Year (12 months) demand values.

Average Load Factor – One Hundred (100) times the Contract Year (12 months) energy usage divided by the product of the Average Demand and 8,760.  $[100 * (\text{Contract Year energy usage}) / (\text{Average Demand} \times 8,760)]$

Contract Year – Begins with the first full billing period after execution of the Agreement and is comprised of the 12 consecutive billing periods for the ensuing 12-month period.

Incremental Load – Customer load which is added to the system of BMU at either a new or existing premises in the BMU electric service area.

Qualifying Load – Customer load that meets the requirements of the Economic Development Incentive Rate.

Premises – A service address identified by number and street address.

SECTION VII. Section 706.080 is hereby established and shall read as follows:

**Section 706.080. Power Factor.**

This Section will apply beginning in Year 3 of the Agreement  
BMU will install a suitable demand meter for determining the monthly maximum indicated demand. The Customer will at all times maintain a power factor of not less than eighty-five percent (85%) lagging.

If the power factor is less than 85% and the customer does not expeditiously take corrective action, the BMU shall adjust the Customer's billed demand in accordance with the following formula:

Bill Demand (kw) = Actual Demand (kw) x (0.85 / Actual Power Factor)

Continued failure to maintain an 85% power factor may result in discontinuance of service to the customer until such time the customer installs suitable devices to bring the power factor up to 85%, or higher, or BMU may install necessary corrective equipment on its lines to improve the customer's power factor to at least 85% and will charge the customer for the total installed cost for same (including material, labor, and overhead costs).

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

SECTION IX: 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 X: Record of Passage:

- A. Bill Number 6176 was introduced and read the first time this 2nd day of December 2019.
- B. Bill Number 6176 was read the second time and discussed on this 6th day of January 2020. Following discussion, Councilman Sparks moved to approve Bill Number 6176. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6176 and shall be in full force and effect from and after February 5, 2020.

2nd Reading, Bill #6177, Rental Lighting Rate

Councilman Self moved for the second reading of Bill Number 6177. The motion was seconded by Councilman Merideth and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye, Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

**BILL Number 6177****ORDINANCE Number 6177**

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6177 AND SHALL AMEND CHAPTER 705 AND ESTABLISH SECTION 705.050, RENTAL LIGHT RATE, OF THE CITY CODE OF THE CITY OF SIKESTON, MISSOURI.

WHEREAS, the Board of Municipal Utilities (BMU) recently solicited the help of a nationally known rates consultant to review all of BMU's rates for accuracy and adequacy, and

WHEREAS, while BMU's Rental Light Rates were a part of that review, at the time of the review they did not include a rate to cover LED lights, and

WHEREAS, BMU recently added the LED light data and developed the associated rates.

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

SECTION I: This Ordinance shall be codified in Title VII, Chapter 705 of the Sikeston Municipal Code.

SECTION II: Section 705.050 is hereby established and shall read as follows:

**Section 705.050. Rental Light Rate.**

A. Installation Fees. The Board of Municipal Utilities (BMU) shall require the customer to pay a \$50.00 connection fee in advance for a new installation. The BMU shall require the customer to pay a \$50.00 conversion fee in advance to convert from a high pressure sodium or mercury vapor light to an LED light if the existing light is not in need of repair.

B. Payment. Bills rendered monthly and are due and payable within 10 days from the date of billing. Any monthly bills not paid by the 20th of the month shall be assessed a 5% add-on penalty charge and be subject to disconnection. The customer, in order to be reconnected, must pay all bills for electric service together with any applicable reconnection charges.

C. Tax Clause. Bills computed under this rate are NOT subject to any increase because of municipal taxes. Donations in free street lighting, electricity and other services are made by the BMU to the City of Sikeston in lieu of taxes.

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 6177 was introduced and read the first time this 2nd day of December 2019.
- B. Bill Number 6177 was read the second time and discussed on this 6th day of January 2020. Following discussion, Councilman Sparks moved to table Bill Number 6177. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

2nd Reading, Bill #6171, Definitions - Utility Vehicles

Councilman Merideth moved for the second reading of Bill Number 6171. The motion was seconded by Councilman Sparks and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

**BILL Number 6171**

**ORDINANCE Number 6171**

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6171 AND SHALL AMEND CHAPTER 300 GENERAL PROVISIONS 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 300 of the Sikeston Municipal Code.

SECTION II: Chapter 300, Section 300.010. Definitions, is amended to read as follows:

UTILITY VEHICLE - Any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes. (RSMo. §301.010, 2019)

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 6171 was introduced and read the first time this 2nd day of December 2019.
- B. Bill Number 6171 was read the second time and discussed on this 6th day of January 2020. Following discussion, Councilman Merideth moved to approve Bill Number 6171. The motion was seconded by Councilman Sparks, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6171 and shall be in full force and effect from and after February 5, 2020.

2nd Reading, Bill #6165, Utility Vehicles

Councilman Sparks moved for the second reading of Bill Number 6165. The motion was seconded by Councilman Evans and the following vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

City Counselor Thurman presented the bill for reading.

BILL Number 6165

ORDINANCE Number 6165

THIS BILL AS APPROVED SHALL BECOME ORDINANCE NUMBER 6165 AND SHALL AMEND CHAPTER 340 "MISCELLANEOUS DRIVING RULES" OF THE SIKESTON MUNICIPAL CODE OF THE CITY OF SIKESTON, MISSOURI.

NOW THEREFORE: Be It Ordained by the Council of the City of Sikeston as follows:

SECTION I: This Ordinance shall be codified in the Municipal Code of the City of Sikeston, Missouri.

SECTION II: Chapter 340, Section 340.110 is amended to read as follows:

Chapter 340, Section 340.110. Utility Vehicles, Operation on Highway and in Streams or Rivers Prohibited - Exceptions - Passengers Prohibited - Violations, Penalty

- A. No person shall operate a utility vehicle, as defined in Section 300.010 of this Title, upon the highways of this City or State, except as follows:
1. Utility vehicles owned and operated by a governmental entity for official use;
  2. Utility vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation, unless equipped with proper lighting;

3. Utility vehicles operated by handicapped persons for short distances occasionally only on the State's secondary roads when operated between the hours of sunrise and sunset;
  4. Utility vehicles shall be permitted by the City and operated in accordance with Sections 340.111 and 340.113.
- B. No person shall operate a utility vehicle within any stream or river in this City or State, except that utility vehicles may be operated within waterways which flow within the boundaries of land which a utility vehicle operator owns, or for agricultural purposes within the boundaries of land which a utility vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this City or State at such road crossings as are customary or part of the highway system. All Law Enforcement Officials shall enforce the provisions of this Subsection within the geographic area of their jurisdiction.
- C. A person operating a utility vehicle on a highway pursuant to an exception covered in this Section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle under Subsection (A)(3) of this Section shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than forty-five (45) miles per hour.
- D. No persons shall operate a utility vehicle:
1. In any careless way so as to endanger the person or property of another; or
  2. While under the influence of alcohol or any controlled substance.
- E. A violation of this Section shall be an ordinance violation. (RSMo. §304.032, 2013)

Section III. Section 340.111 is hereby established and shall read as follows:

Chapter 340, Section 340.111. Operation of Utility Vehicles on Public City Streets; When Permitted; Exemptions

- A. A utility vehicle may be operated upon the public City streets of Sikeston, but not State or Federal highways, other than for purposes of crossing the same. Every person operating a utility vehicle shall be granted all the rights and shall be subject to all the duties applicable to the driver of any other motor vehicle except as to the special regulations in this chapter and except as to those provisions which by their nature can have no application.
- B. The operator of a utility vehicle shall observe all traffic laws and local ordinances regarding the rules of the road. A utility vehicle may be operated on all public City streets with posted speeds of forty-five (45) miles per hour or less. The provisions of this Subsection shall not prohibit a utility vehicle from crossing a street or highway with a posted speed limit of up to forty-five (45) miles per hour at an intersection.
- C. Utility vehicles shall be exempt from the requirements of RSMo. Sections 307.350 to 307.402 for purposes of titling and registration.
- D. Every operator of a utility vehicle shall maintain financial responsibility on such utility vehicle as required by RSMo. Chapter 303 if the utility vehicle is to be operated upon public streets.

E. Each person operating a utility vehicle on public streets shall possess a valid driver's license issued pursuant to RSMo. Chapter 302 and be 18 years of age or older.

F. Unless they are equipped to do so, there can be no passengers riding on these vehicles. If they are equipped, any passenger under 18 must wear an approved Missouri Department of Transportation motorcycle helmet. The utility vehicle shall not be operated with more occupants than the number for which it was designed.

G. Each vehicle must have seatbelts in good working condition. The number of passengers on the utility vehicle shall not exceed the number of operating seatbelts.

H. The operation of Go Carts, Golf Carts, and All Terrain Vehicles/ATVs is prohibited on city streets and highways in the City of Sikeston.

SECTION IV: Section 340.112 is hereby established and shall read as follows:

Section 340.112. Application for and Proof of Registration of Utility Vehicles

A. Utility vehicles operating on public streets under the jurisdiction of the City of Sikeston shall be registered with the City Clerk for the City of Sikeston.

1. Each application for registration shall include:

- a. Basic identifying information for the utility vehicle (make, model, color and such other identifying information as the City Clerk deems advisable);
- b. The name and address of the owner of the utility vehicle;
- c. A copy of proof of financial responsibility via Certificate of Insurance.

2. A proof of registration issued by the City of Sikeston in the form of a receipt for registration and an identification sticker shall constitute all permits required from the City of Sikeston. The proof of registration shall be kept in the utility vehicle at all times of operation on a public street, and the current registration sticker shall be conspicuously displayed on the rear exterior of the utility vehicle.

- a. Registration and operation of utility vehicles in the City of Sikeston shall be restricted to residents of the City of Sikeston.
- b. Registrations must be renewed annually.

3. The City of Sikeston may charge registration fees as follows:

- a. Fifteen dollars (\$15) for each one-year utility vehicle registration plus a \$10 processing fee.

4. The utility vehicles must meet the following requirements and the registrant must sign and certify that such requirements have been met and are fully functional and operational:

- a. The brakes are operational;
- b. The parking brake (if equipped) is operational;
- c. The steering column is operational;

- d. The utility vehicle has not less than four (4) wheels;
- e. There is not less than two thirty-seconds (2/32) inch of tread depth remaining on each tire, there are no visible tire threads or cords showing and there is no visible rubber separation.
- f. All items listed in Section 340.113 1-5.

SECTION V: Section 340.113 is hereby established and shall read as follows:

Section 340.113. Equipment Required on Utility Vehicles

A. UTVs operated on public streets shall be manufactured and equipped in accordance with the requirements of Missouri Revised Statutes Chapter 304, Section 304.029, and, in any case, will minimally be equipped with the following:

1. Turn Signals;
2. Headlamps;
3. Tail lamps;
4. Stop lamps;
5. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear; and
6. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror.

B. Anyone found violating these requirements will have their permit revoked for one year and may be subject to applicable criminal charges.

SECTION VI: General Repealer Section. Any other 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, the remaining part or parts shall be severable and shall continue in full force and effect.

SECTION VIII: Record of Passage:

A. Bill Number 6165 was introduced and read the first time this 2nd day of December 2019.

B. Bill Number 6165 was read the second time and discussed on this 6th day of January 2020. Following discussion, Councilman Sparks moved to table Bill Number 6165. The motion was seconded by Councilman Merideth, discussed and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

- C. Upon passage by a majority of the Council, this Bill shall become Ordinance 6171 and shall be in full force and effect from and after February 5, 2020.

#### Briefing/Authorization - Stallcup Building Repairs & Options

Staff received two bids for rebuilding the back wall on the Stallcup Building, Boulder Construction for \$158,000 and Black Hickman Construction in the amount of \$108,000. Boulder Construction gave a start date of 1-2 months from contract, pending weather, with a completion date of 3-4 months, weather pending. Blake Hickman Construction could start immediately, with a completion date of 4-6 weeks, weather permitting.

Councilman Settles motioned to award the bid to Blake Hickman Construction in the amount of \$108,000. The motion was seconded by Councilwoman Williams, discussed and the following roll call vote was recorded:

Sparks Nay, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

#### Other Items

The Local Use Tax will be on the November 5th ballot. If passed, a Council meeting will need to be scheduled immediately to pass an ordinance to specify the effective date of the tax.

Dennis Ziegenhorn & Jim Beaird, both citizens of Sikeston, approached Council about issues with obtaining building permits and the process involved for certain documents that are needed for businesses in Sikeston.

#### **ADJOURNMENT INTO EXECUTIVE SESSION**

There being no further business before the City Council, Councilman Self moved to adjourn into executive session for discussion of litigation and personnel. The motion was seconded by Councilwoman Williams and the following roll call vote was recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

Mayor Burch called the executive session to order. Present were: Councilmembers Brian Self, Karen Evans, Onethia Williams, Gerald Settles, Ryan Merideth and Brandon Sparks. Staff in attendance were: City Manager Jonathan Douglass, City Counselor Tabatha Thurman, City Clerk Carroll Couch, City Treasurer Karen Bailey, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster and Code Enforcement Manager Lorenzo Ware.

No action was taken in executive session for litigation.

The Mayor excused City Clerk Carroll Couch, Deputy City Clerk Rhonda Council, Public Works Director Jay Lancaster and Code Enforcement Manager Lorenzo Ware for discussion of personnel.

No action was taken in executive session for personnel.

**ADJOURNMENT OUT OF EXECUTIVE SESSION**

Councilman Sparks moved to adjourn from executive session. The motion was seconded by Councilwoman Evans and the following roll call vote recorded:

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

**ADJOURNMENT**

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

Sparks Aye, Merideth Aye, Self Aye, Settles Aye, Evans Aye,  
Williams Aye, and Burch Aye, thereby being passed.

APPROVED:

\_\_\_\_\_  
STEVEN BURCH, MAYOR

ATTEST:

\_\_\_\_\_  
CARROLL L. COUCH, CITY CLERK

SEAL: