

SPECIAL CITY COUNCIL MEETING
APRIL 24, 2017

CALL TO ORDER/RECORD OF ATTENDANCE

The Special Sikeston City Council meeting of April 24, 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, Jon Gilmore, Ryan Merideth, Brian Self, 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 Works Director Jay Lancaster, Director of Public Safety Mike Williams, Parks Director Dustin Care, Street Superintendent Brian Dial, Street Supervisor Darren Martin, Airport Manager Lee Dunn, and Senior Building Official Collin Cecil.

ITEMS OF BUSINESS

Bill 6057, Establishing and Authorizing Electrical Charges and Rates

Councilman Settles moved for the first reading of Bill Number 6057. The motion was seconded by Councilman Merideth and the following vote recorded:

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

City Counselor Leible presented Bill Number 6057 for a first reading, a bill which upon adoption and passage shall become Ordinance number 6057 authorizing and establishing electrical charges and rates for the City of Sikeston.

BMU General Manager Rick Landers presented a request for an increase in electrical charges and rates. The increase is to address decreased revenues.

Bill Number 6053, Subdivision Request

Councilman Merideth moved for the first reading of Bill Number 6053. The motion was seconded by Councilman Gilmore and the following vote recorded:

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

Counselor Leible presented Bill Number 6053 for reading. This bill as approved shall become Ordinance Number 6053 providing for approval of Subdividing a 4.09 acre tract of land being known as C.D. Matthews South Main, 1st Addition, City of Sikeston, Scott County, Missouri, and which generally lies north of Helen Street, West of US Highway 61, and east of Warner Street, in the City of Sikeston, Scott County, Missouri.

Bill Number 6054, Subdivision Request

Councilman Merideth moved for the 1st reading of Bill Number 6054. The motion was seconded by Councilman Evans and the following vote recorded:

Evans Aye, Gilmore Aye, Merideth Aye, Self 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 Ordinance Number 6054 providing for approval of subdividing a 1.27 acre tract or parcel of land being known as Sikeston Point, 2nd Addition, City of Sikeston, New Madrid County, Missouri and which generally lies south of Southland Avenue, West of US Highway 61 and east of South Kingshighway Street, in the City of Sikeston, New Madrid County, Missouri.

Bill Number 6055, Amending City Code to Prohibit the Manufacturing and Storage of Fertilizer Made of Organic Matter

Councilman Settles moved for the first reading of Bill Number 6055. The motion was seconded by Councilman Merideth and the following vote recorded:

Evans Aye, Gilmore Aye, Merideth Aye, Self 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 Ordinance Number 6055 and shall amend Title IV, Chapter 400, Section 405.1130 Use Tables.

Bill Number 6056, Amendment to 60 West Redevelopment Agreement

Councilwoman White-Ross moved for the second reading of Bill Number 6056. The motion was seconded by Councilwoman Evans and the following vote recorded:

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

Counselor Leible presented the bill for reading.

BILL NO. 6056

ORDINANCE NO. 6056

AN ORDINANCE APPROVING A FIRST AMENDMENT TO THE AMENDED AND RESTATED REDEVELOPMENT AGREEMENT AMONG THE CITY OF SIKESTON, MISSOURI, SIKESTON DEVELOPMENT CO., LLC AND COTTON RIDGE DEVELOPMENT CO., LLC.

WHEREAS, the City of Sikeston, Missouri (the "City"), Sikeston Development Co., LLC ("SDC") and Cotton Ridge Development Co., LLC ("CRD") are parties to an Amended and Restated Redevelopment Agreement (the "Redevelopment Agreement") relating to an area described as "RPA 1" in "The Sikeston 60 West Tax Increment Financing Redevelopment Plan" (as amended, the "Plan"); and

WHEREAS, the City, SDC and CRD desire to amend the Redevelopment Agreement to clarify the categories of redevelopment project costs eligible for reimbursement to CRD under the Redevelopment Agreement and the Plan;

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

Section 1. The City Council finds and determines that it is necessary and desirable to

enter into the First Amendment to the Amended and Restated Redevelopment Agreement among the City, SDC and CRD in substantially the form of **Exhibit A** attached hereto (the "First Amendment"). The Mayor is hereby authorized and directed to execute the First Amendment on behalf of the City. The City Clerk is hereby authorized and directed to attest to the First Amendment and to affix the seal of the City thereto. The First Amendment shall be in substantially the forms attached to this Ordinance, which First Amendment is hereby approved by the City Council, with such changes therein as shall be approved by the officers of the City executing the same.

Section 2. The officers, agents and employees of the City are hereby authorized and directed to execute all documents and take such steps as they deem necessary and advisable in order to carry out and perform the purpose of this Ordinance.

Section 3. 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: (i) 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; and (ii) the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 4. Record of Passage:

A. Bill Number 6056 was introduced to the City Council and read the first time on this 17th day of April, 2017.

B. Bill number 6056 was read for the second and final time and discussed on this 24th day of April, 2017. Councilman Settles moved to approve Bill Number 6056. The motion was seconded by Councilman Merideth and the following roll call vote recorded:

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

C. Upon passage by the City Council, this bill shall become Ordinance 6056 and shall be in full force and effect from 30 days after its passage.

Award Bid Number 17-20, Calendar Year 2017 Street Improvement Program – Waters Engineering, Inc.

On April 18, 2017 the City received two bids for the overlaying of Davis Boulevard from North Street to Wakefield and on Ruth Street from the BNSF Railroad to New Madrid Street. The proposal also included replacing the storm sewer on Davis Boulevard south of Baker Lane.

Councilman Gilmore moved to award Bid Number 17-20 to Apex Paving of Cape Girardeau, Missouri, for the low bid of \$399,394.70. The motion was seconded by Councilman Merideth and the following vote recorded:

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

Community Sheltered Workshop Contract for Park Litter Cleanup Services

Parks Director Dustin Care requested permission to enter into a contract with the Community Sheltered Workshop to pick up litter at Rotary Park, Dudley Park, Clayton Park, Roberta Rowe Park, Central Park, Malone Park, R.S. Matthews Park, Legion Park, Armory Park, Veterans' Park, Mary Lou Montgomery Park, and Lincoln Memorial Park. The Parks Department currently has one seasonal park cleanup position filled, but they have not been able to fill the other position. Funds budgeted for the second position will be used to offset costs for contractual services.

Councilman Settles moved to award the contract for Park Clean up Services to the Community Sheltered Workshop in the amount of \$10,175.00. The motion was seconded by Councilman Gilmore and the following vote recorded:

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

Interim Appointment to the Planning & Zoning Commission

Councilman Gilmore nominated Dr. Gordon Jones to fill the unexpired term of Edward D. Miller on the Planning & Zoning Commission. The nomination was seconded by Councilman Settles and the following vote recorded:

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

ADJOURNMENT INTO EXECUTIVE SESSION

Councilwoman Evans moved to adjourn into executive session for the discussion of personnel [RSMO 610.021 (3)]. The motion was seconded by Councilwoman White-Ross and the following roll call vote recorded:

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

Mayor Burch called the executive session to order at 12:15 p.m. Present were: Mayor Steven Burch and Councilmen Karen Evans, Jon Gilmore, Ryan Merideth, Brian Self, Gerald Settles and Mary White-Ross. Staff in attendance were: City Manager Jonathan Douglass, City Treasurer Karen Bailey, and Public Works Director Jay Lancaster.

No action was taken in executive session.

ADJOURNMENT OUT OF EXECUTIVE SESSION

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

Evans Aye, Gilmore Aye, Merideth Aye, Self Aye, Settles Aye, White-Ross 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 Councilwoman White-Ross and the following roll call vote was recorded:

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

APPROVED:

STEVEN BURCH, MAYOR

ATTEST:

CARROLL L. COUCH, CITY CLERK

SEAL: