



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Monday, March 07, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

AGENDA

CALL TO ORDER

INTRODUCTION OF GUESTS/VISITORS

ADOPTION OF AGENDA

1. Motion adopting the Regular Meeting Agenda.

APPROVAL OF MINUTES

2. Motion approving the Minutes of the Regular Meeting of February 22, 2022.

FINANCIAL AFFAIRS

3. Motion approving the payment of monthly bills.

ACTION ITEMS

Power, Light, and Water Committee

4. Motion approving the updated rental fee schedule for sports fields within the city park system.
5. Bill proposing an Ordinance amending the 2022 City of Jackson Annual Budget.

Street, Sewer, and Cemetery Committee

6. Motion approving an increase in expenditure, in the amount of \$6,600.00, under Task Order Authorization No. 17-18, to Horner & Shifrin, Inc., of St. Louis, Missouri, relative to providing additional engineering services under the Kimbeland Lift Station Upgrade and Bypass Project.
7. Motion approving Task Order Authorization No. 22-05, in the amount of \$23,600.00, to Horner & Shifrin, Inc., of St. Louis, Missouri, relative to the Wastewater Utility Rate Study Update.
8. Bill proposing an Ordinance approving the Standard Construction Specifications for Sanitary Sewerage Facilities.
9. Bill proposing an Ordinance accepting the dedication of Temporary Construction Easement Deeds from Robert W. and Clara K. Lefebvre; and Zachariah and Charity Lynn Willmirth, relative to the West Mary Street Low-Water Crossing Replacement Project.

- [10.](#) Bill proposing an Ordinance approving the Final Plat of Ramsey Branch Subdivision, Phase 2, as submitted by Lucky 13 Investments, LLC.
- [11.](#) Bill proposing an Ordinance amending the "Stop Street Designation Schedule" - Schedule VI, by adding designations on Buckeye Pass, Byrd Creek Trail, Caney Fork Street, Hubble Cove Drive, and Pinedale Drive in Ramsey Branch Subdivision, Phase 2.
- [12.](#) Bill proposing an Ordinance approving a Cost Share Agreement with the Missouri Highways and Transportation Commission, relative to the Roundabout Project at North High Street and Deerwood Drive.

NON-AGENDA CITIZEN INPUT

INFORMATION ITEMS

13. Report by Mayor
14. Reports by Board Members
15. Report by City Attorney
16. Report by City Administrator
17. Discussion of future agenda items

EXECUTIVE SESSION

Motion to have executive session. Litigation, personnel, and purchase of property. Authority is Section 610.021 and 610.022, Revised Statutes of Missouri, as amended.

ADJOURN

Posted on 03/04/2022 at 04:00 PM.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES

The Board of Aldermen met in the Regular Session with Mayor Dwain L. Hahs in the chair and the following Board Members present: Joe Bob Baker, Larry Cunningham, Tommy Kimbel, Paul Sander, David Hitt, David Reiminger, and Wanda Young. Present-7; Absent-1: Alderwoman Katy Liley.

The meeting is opened by Mayor Dwain L. Hahs with the Pledge of Allegiance and a Moment of Silent Prayer.

Mayor Dwain L. Hahs to recognize)
 Guests and Visitors)

Now comes forth Mayor Dwain L. Hahs to welcome guests and visitors.

Motion to Adopt the Agenda)

Motion made by Alderman Baker, seconded by Alderman Cunningham, to adopt the agenda, as presented. Ayes-7; Nays-0; Absent-1.

Public Hearing to Consider the)
 Voluntary Annexation of 720 South)
 Old Orchard Road, as submitted by)
 Independence Self Storage, LLC)

Now comes forth a Public Hearing to consider the voluntary annexation of 2.65 acres of property at 720 South Old Orchard Road, as submitted by Independence Self Storage, LLC.

All witnesses to be sworn in by City Clerk Liza Walker prior to their testimony at this public hearing.

No one comes forward to speak during the Public Hearing.

The Public Hearing is now closed by Mayor Hahs.

Public Hearing to Consider a Special)
 Use Permit at 1327 East Main Street,)
 as submitted by Tot Spot Academy)
 and Preschool, LLC)

Now comes forth a Public Hearing to consider a Special Use Permit for an existing daycare under new ownership in an R-4 (General Residential) District at 1327 East Main Street, as submitted by Tot Spot Academy and Preschool, LLC.

Now comes forth Building and Planning Manager Janet Sanders to state that the Planning & Zoning Commission voted to recommend approval of the Special Use Permit. It is requested that the City Clerk admit the case material, all exhibit files, and other support information into the record so it may be incorporated as part of the proposed ordinance.

All witnesses to be sworn in by City Clerk Liza Walker prior to their testimony at this public hearing.

Now comes forth Stacey Bertrand-McIntosh of 338 State Hwy BB, and applicant of the Special Use Permit, to speak in favor of the Special Use Permit. Mrs. McIntosh was unaware of the Special Use Permit requirement when she purchased the property at 1327 East Main Street and has received a grant through the State of Missouri.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES

Now comes forth William J. Penrod of 307 County Road 533 to speak in favor of the Special Use Permit but to state that he is opposed to a dumpster being placed in the right-of-way at the location.

Now comes forth Tina Sides of 1017 Woodland Drive to speak in favor of the proposed Special Use Permit and to speak as a character witness for Mrs. McIntosh.

Now comes forth Bob Kirchherr of 105 Donald Street to speak in favor of the proposed Special Use Permit and to state he was pleased to know the business sold.

Now comes forth Leah Robbins of 3057 Prairie View Trail to speak in favor of the proposed Special Use Permit.

Now comes forth Bob Lichtenegger of 3019 Clear Spring Place to speak in favor of the proposed Special Use Permit because of the location and zoning.

The Public Hearing is now closed by Mayor Hahs.

Motion to Approve the Minutes of the)
 February 7, 2022, Regular Board)
 Meeting)


Motion made by Alderman Cunningham, seconded by Alderman Hitt, to approve the minutes of the preceding Regular Board Meeting of Monday, February 7, 2022. Ayes-7; Nays-0; Absent-1.

Motion to Approve the City Collector's)
 Electric, Water & Sewer, Taxes &)
 Licenses, and Refuse Report for)
 January, 2022)

Motion made by Alderman Hitt, seconded by Alderwoman Young, to approve the City Collector's Electric, Water & Sewer, Taxes & Licenses, and Refuse Report for January, 2022. Ayes-7; Nays-0; Absent-1.

COLLECTOR'S REPORT

JANUARY COLLECTIONS 2022

UTILITY SERVICE	ELECTRIC/SECURITY LIGHT (EL/SL)	WATER/PRIMACY (WA/PF)	SEWER (SE)	LANDFILL (TR)	GENERAL REVENUE	TOTALS
COLLECTIONS						
SERVICE CHARGES	1,159,052.37	217,350.79	188,164.50	55,776.69		1,620,344.35
LATE FEES	7,163.97	1,560.84	1,320.68	355.58		10,401.07
SALES TAX	35,861.70	6,525.85				42,387.55
RECONNECT FEES	100.00					100.00
RETURNED TRANSACTION FEES	90.00					90.00
CUSTOMER RELOCATION FEES					150.00	150.00
TRASH STICKERS				1,348.00		1,348.00
UTILITY COLLECTIONS	1,202,268.04	225,437.48	189,485.18	57,480.27	150.00	1,674,820.97
Adjustments/Refund/Return Checks - Services						-
Adjustments/Refund/Return Checks - Penalties						-
Adjustments/ Refund/Return Checks - Taxes						-
Adjustments/Service Fees for Returns						-
Adjustments/Payments/Overpayments - Services						-
Adjustments/Payments/Overpayments - Penalties						-
Adjustments/Payments/Overpayments - Taxes						-
NET UTILITY COLLECTIONS	1,202,268.04	225,437.48	189,485.18	57,480.27	150.00	1,674,820.97
BUSINESS / CONTRACTOR LICENSES					3,240.00	3,240.00
EVENT CHARGES / MISC.						-
						-
NON-UTILITY COLLECTIONS	-	-	-	-	3,240.00	3,240.00
MISC. ADJUSTMENTS						-
INTEREST ON FUNDS						6.26
CASH IN BANK						1,678,067.23
MISSOURI SALES TAX PAYMENT	(35,861.70)	(6,525.85)				(42,387.55)
Money Due to City Treasurer					\$	1,635,679.68
Respectfully Submitted,						
						
City Collector						



CITY OF JACKSON

MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES

Motion to Approve the January, 2022)
 City Clerk's and Treasurer's Reports)

Motion made by Alderman Cunningham, seconded by Alderwoman Young, to approve the City Clerk's and City Treasurer's Reports for January, 2022. The City Clerk's Report is as follows: Electric Receipts - \$1,500.00; Cemetery Receipts – \$11,425.00; Water Receipts - \$4,468.00; Wastewater Receipts - \$0.00; General Revenue Receipts – \$31,072.60; Inmate Security Fund - \$22.00; Park Receipts - \$380.00; Park Foundation Receipts - \$0.00; Transportation Sales Tax Receipts - \$0.00; Recreational Development Receipts - \$1,500.00; Recreation Sales Tax Receipts - \$7,406.50; Trust & Agency Receipts - \$0.00; Landfill Receipts - \$14,570.72; and Stormwater Maintenance Receipts - \$265.52. The Water & Light Deposit balance as of January 1, 2022 – \$317,495.67; Deposits - \$14,300.49; Refunds - \$14,846.17; balance as of January 31, 2022 – \$316,949.99. Ayes-7; Nays-0; Absent-1.

CITY TREASURER'S REPORT FOR JANUARY, 2022

FUND	FUND BALANCES 01-01-2022	RECEIPTS	TRANSFER OF FUNDS	DISBURSEMENTS	FUND BALANCES 01-31-2022	INVESTMENTS	CASH BALANCE 01-31-2022
ELECTRIC FUND							
Operation & Maintenance	-	994,163.48	22,722.86	1,016,886.34	-	-	-
Electric Surplus	5,292,306.92	175,805.92	-	41,590.41	5,426,522.43	4,213,308.32	1,213,214.11
Electric Capital Projects	6,518,827.52	-	-	427.50	6,518,400.02	6,412,000.00	106,400.02
General Revenue	1,974,142.78	881,762.91	(87,457.65)	529,131.75	2,239,316.29	1,795,000.00	444,316.29
Landfill Fund	639,489.06	72,052.69	(6,677.67)	41,927.84	662,936.24	-	662,936.24
City Park Fund	147,758.62	110,497.99	(6,998.79)	23,039.80	228,218.02	-	228,218.02
Public Park Foundation Fund	138,137.73	-	-	904.00	137,233.73	-	137,233.73
Cemetery Fund	821,977.05	79,229.32	(4,545.06)	11,421.65	885,239.66	299,000.00	586,239.66
Band Fund	65,992.50	67,804.32	(2,973.00)	198,615.61	(67,791.79)	-	(67,791.79)
Stormwater Maintenance Fund	274,039.19	265.52	-	-	274,304.71	61,000.00	213,304.71
ARPA Fund	1,496,845.37	-	-	-	1,496,845.37	-	1,496,845.37
Road Use Tax Fund	981,758.63	49,717.29	(19,166.66)	-	1,012,309.26	750,000.00	262,309.26
Sales Tax Fund	3,431,722.23	224,821.74	-	161,900.14	3,494,643.83	3,378,274.05	116,369.78
Fire Protection Sales Tax	3,333.00	53,326.13	-	-	56,659.13	-	56,659.13
Recreation Sales Tax	166,584.73	60,695.16	(7,283.20)	17,784.85	202,211.84	-	202,211.84
Public Safety Sales Tax	1,000.00	106,577.00	-	-	107,577.00	-	107,577.00
Trust and Agency Fund	983,266.12	3,740.90	9,791.89	26,058.36	970,740.55	720,000.00	250,740.55
Recreational Development	4,956.21	1,500.00	(630.34)	1,591.39	4,234.48	-	4,234.48
Transportation Sales Tax	2,692,846.33	106,652.99	-	15,197.83	2,784,301.49	2,273,000.00	511,301.49
I-55 Corridor Special Allo.	168,700.10	-	-	-	168,700.10	-	168,700.10
Capital Projects Construct.	-	-	-	-	-	-	-
CDBG Grant Fund	-	-	-	-	-	-	-
Health Insurance Fund	396,653.79	9,375.55	147,758.83	190,503.01	363,285.16	-	363,285.16
Inmate Security Fund	13,787.62	167.50	-	-	13,955.12	-	13,955.12
Equitable Sharing Fund	3,617.07	-	-	-	3,617.07	-	3,617.07
WATER & SEWER FUND							
Water Operation & Maint.	-	94,819.85	(27,842.18)	66,977.67	-	-	-
Water Replacement	695,415.07	3,510.08	-	-	698,925.15	658,000.00	40,925.15
Water & Sewer Revenue Bon	30,031.00	259,115.04	-	21,250.00	267,896.04	250,000.00	17,896.04
Water & Sewer Deprec. Res	30,000.00	-	-	-	30,000.00	30,000.00	-
Water & Sewer Bond Reserv	50,000.00	-	-	-	50,000.00	50,000.00	-
Water & Sewer Contingent	30,000.00	-	-	-	30,000.00	30,000.00	-
Water & Sewer Surplus	9,319,848.12	-	-	221,561.55	9,098,286.57	8,685,574.90	412,711.67
Wastewater Operation & Ma	-	55,470.61	(16,699.03)	38,771.58	-	-	-
Wastewater Replacement	1,121,496.35	-	-	6,685.00	1,114,811.35	1,027,381.70	87,429.65
W & S Construction Fund	1,973,054.30	-	-	95,944.71	1,877,109.59	200,000.00	1,677,109.59
TOTALS	39,467,587.41	3,411,071.99	-	2,728,170.99	40,150,488.41	30,832,538.97	9,317,949.44

Respectfully Submitted,

Liza Walker, City Clerk/Treasurer (signed)

Cash on Hand 1,475.00
 General Account 7,677,177.69
 Collectors Account 1,635,679.68
 Equitable Sharing Fund 3,617.07

TOTAL **9,317,949.44**



CITY OF JACKSON

MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES

Ordinance No. 22-13 Re: To Approve a)
 Memorandum of Understanding with the)
 Bill C. and Shelley L. Zellmer Trust for)
 an Electric Line Relocation at 2024)
 Watson Drive)

The matter of approving a Memorandum of Understanding with the Bill C. and Shelley L. Zellmer Trust for an electric line relocation at 2024 Watson Drive in Bent Creek Spring Lake Addition came on for consideration. Alderman Reiminger introduced Bill No. 22-14, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND THE *BILL C. AND SHELLEY L. ZELLMER TRUST OF JACKSON, MISSOURI*, RELATIVE TO THE *ELECTRIC LINE RELOCATION AT 2024 WATSON DRIVE IN BENT CREEK SPRING LAKE ADDITION*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

On a motion made by Alderman Reiminger, seconded by Alderman Kimbel, Bill No. 22-14 was placed on its first reading and was read by title, considered and discussed and was duly passed by unanimous vote. On a motion by Alderman Reiminger, seconded by Alderman Kimbel, Bill No. 22-14 was placed on its second reading and final passage and was read by title, considered discussed, and was duly passed. The Mayor thereupon declared said Bill duly passed, and the Bill was then duly numbered Ordinance No. 22-13 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Kimbel-aye; Alderman Cunningham-aye; Alderman Reiminger-aye; Alderwoman Young-aye; Alderman Baker-aye; Alderwoman Liley-absent; Alderman Hitt-aye; and Alderman Sander-aye.

BILL NO. 22-14

ORDINANCE NO. 22-13

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND THE *BILL C. AND SHELLEY L. ZELLMER TRUST OF JACKSON, MISSOURI*, RELATIVE TO THE *ELECTRIC LINE RELOCATION AT 2024 WATSON DRIVE IN BENT CREEK SPRING LAKE ADDITION*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have been presented a Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth;
 and

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, deem it advisable to enter into said Memorandum of Understanding.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, approve the Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and the **Bill C. and Shelley L. Zellmer Trust of Jackson, Missouri**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City enters into said Memorandum of Understanding.

Section 2. That the Mayor is hereby authorized and directed to execute said Memorandum of Understanding for and on behalf of the City of Jackson, Missouri.

Section 3. That the City Clerk of the City of Jackson is hereby authorized and directed to attest to the signature of the Mayor on the attached Memorandum of Understanding.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. That this Ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

PASSED AND APPROVED this 22nd day of February, 2022, by a vote of 7 ayes, 0 nays, 0 abstentions and 1 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Ordinance No. 22-14 Re: To Approve a)
 Memorandum of Understanding with the)
 Michelle Doughten Trust for an Electric)
 Line Relocation at 1690 Woodland East)

The matter of approving a Memorandum of Understanding with the Michelle Doughten Trust for an electric line relocation at 1690 Woodland East in Woodland Oaks Subdivision



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

came on for consideration. Alderman Reiminger introduced Bill No. 22-15, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND THE *MICHELLE DOUGHTEN TRUST OF JACKSON, MISSOURI*, RELATIVE TO THE *ELECTRIC LINE RELOCATION AT 1690 WOODLAND EAST IN WOODLAND OAKS SUBDIVISION*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

On a motion made by Alderman Reiminger, seconded by Alderman Sander, Bill No. 22-15 was placed on its first reading and was read by title, considered and discussed and was duly passed by unanimous vote. On a motion by Alderman Reiminger, seconded by Alderman Sander, Bill No. 22-15 was placed on its second reading and final passage and was read by title, considered discussed, and was duly passed. The Mayor thereupon declared said Bill duly passed, and the Bill was then duly numbered Ordinance No. 22-14 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Sander-aye; Alderman Cunningham-aye; Alderman Reiminger-aye; Alderwoman Young-aye; Alderman Baker-aye; Alderwoman Liley-absent; Alderman Hitt-aye; and Alderman Kimbel-aye.

BILL NO. 22-15

ORDINANCE NO. 22-14

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND THE *MICHELLE DOUGHTEN TRUST OF JACKSON, MISSOURI*, RELATIVE TO THE *ELECTRIC LINE RELOCATION AT 1690 WOODLAND EAST IN WOODLAND OAKS SUBDIVISION*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have been presented a Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, deem it advisable to enter into said Memorandum of Understanding.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, approve the Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and the **Michelle Doughten Trust of Jackson, Missouri**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City enters into said Memorandum of Understanding.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

Section 2. That the Mayor is hereby authorized and directed to execute said Memorandum of Understanding for and on behalf of the City of Jackson, Missouri.

Section 3. That the City Clerk of the City of Jackson is hereby authorized and directed to attest to the signature of the Mayor on the attached Memorandum of Understanding.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. That this Ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

PASSED AND APPROVED this 22nd day of February, 2022, by a vote of 7 ayes, 0 nays, 0 abstentions and 1 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Ordinance No. 22-15 Re: To Approve a)
 Memorandum of Understanding with)
 Travis M. and Kristin D. Perr for an)
 Electric Line Relocation at 1730)
 Woodland East)

The matter of approving a Memorandum of Understanding with Travis M. and Kristin D. Perr for an electric line relocation at 1730 Woodland East in Woodland Oaks Subdivision came on for consideration. Alderman Reiminger introduced Bill No. 22-16, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND TRAVIS M. AND KRISTIN D. PERR OF JACKSON, MISSOURI, RELATIVE TO THE ELECTRIC LINE RELOCATION AT 1730 WOODLAND EAST IN WOODLAND OAKS SUBDIVISION; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

On a motion made by Alderman Reiminger, seconded by Alderman Kimbel, Bill No. 22-16 was placed on its first reading and was read by title, considered and discussed and was duly passed by unanimous vote. On a motion by Alderman Reiminger, seconded by Alderman Kimbel, Bill No. 22-16 was placed on its second reading and final passage and was read by title, considered discussed, and was duly passed. The Mayor thereupon declared said Bill duly passed, and the Bill was then duly numbered Ordinance No. 22-15 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderwoman Young-aye; Alderman Kimbel-aye; Alderman Cunningham-aye; Alderman Reiminger-aye; Alderman Baker-aye; Alderwoman Liley-absent; Alderman Hitt-aye; and Alderman Sander-aye.

BILL NO. 22-16

ORDINANCE NO. 22-15

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *TRAVIS M. AND KRISTIN D. PERR OF JACKSON, MISSOURI*, RELATIVE TO THE *ELECTRIC LINE RELOCATION AT 1730 WOODLAND EAST IN WOODLAND OAKS SUBDIVISION*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have been presented a Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, deem it advisable to enter into said Memorandum of Understanding.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, approve the Memorandum of Understanding marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and **Travis M. and Kristin D. Perr of Jackson, Missouri**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City enters into said Memorandum of Understanding.

Section 2. That the Mayor is hereby authorized and directed to execute said Memorandum of Understanding for and on behalf of the City of Jackson, Missouri.

Section 3. That the City Clerk of the City of Jackson is hereby authorized and directed to attest to the signature of the Mayor on the attached Memorandum of Understanding.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. That this Ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

PASSED AND APPROVED this 22nd day of February, 2022, by a vote of 7 ayes, 0 nays, 0 abstentions and 1 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Motion to Approve the Mayor's)
 Appointment of Joe Bob Baker, Tony)
 Koeller, Harry Dryer, Janet Sanders,)
 and Rodney Bollinger to the 2022)
 Comprehensive Plan Update)
 Steering Committee)

Motion made by Alderman Cunningham, seconded by Alderman Baker, to approve the Mayor's appointment of Joe Bob Baker, Tony Koeller, Harry Dryer, Janet Sanders, and Rodney Bollinger to the 2022 Comprehensive Plan Update Steering Committee. Ayes-7; Nays-0; Absent-1.

Motion to Set a Public Hearing for)
 Monday, March 21, 2022, to Consider)
 the Rezoning of 720 South Old)
 Orchard Road, as submitted by)
 Independence Self Storage, LLC)

Motion made by Alderman Cunningham, seconded by Alderman Hitt, to set a public hearing for Monday, March 21, 2022, at 6:00 p.m., to consider the rezoning of 2.65 acres of property at 720 South Old Orchard Road from R-1 (Single-Family Residential) District to C-2 (General Commercial) District, as submitted by Independence Self Storage, LLC. Ayes-7; Nays-0; Absent-1.

Motion to Set a Public Hearing for)
 Monday, March 21, 2022, to Consider)
 a Special Use Permit for a Bakery as a)
 Home Occupation at 828 Eagle Drive,)



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

MINUTES

as submitted by Darrell and Mandy)
 Hatfield)

Motion made by Alderman Cunningham, seconded by Alderwoman Young, to set a public hearing for Monday, March 21, 2022, at 6:00 p.m., to consider a Special Use Permit for a bakery as a home occupation in an R-2 (Single-Family Residential) District at 828 Eagle Drive, as submitted by Darrell and Mandy Hatfield. Ayes-7; Nays-0; Absent-1.

Ordinance No. 22-16 Re: To Approve a)
 Special Use Permit at 1327 East)
 Main Street, as submitted by Tot Spot)
 Academy and Preschool, LLC)

The matter of approving a Special Use Permit for an existing daycare under new ownership in an R-4 (General Residential) District at 1327 East Main Street, as submitted by Tot Spot Academy and Preschool, LLC, came on for consideration. Alderman Cunningham introduced Bill No. 22-17, being for an ordinance entitled as follows:

AN ORDINANCE APPROVING THE PROPOSED REZONING FOR A SPECIAL USE PERMIT FOR CERTAIN PROPERTY IN THE CITY OF JACKSON, MISSOURI, DESCRIBED IN EXHIBIT A; SETTING FORTH THE AREA FOR SPECIAL USE AND THE CONDITIONS OF SPECIAL USE; ALL IN ACCORDANCE WITH THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

On a motion made by Alderman Cunningham, seconded by Alderman Baker, Bill No. 22-17 was placed on its first reading and was read by title, considered and discussed and was duly passed by unanimous vote. On a motion by Alderman Cunningham, seconded by Alderman Baker, Bill No. 22-17 was placed on its second reading and final passage and was read by title, considered discussed, and was duly passed. The Mayor thereupon declared said Bill duly passed, and the Bill was then duly numbered Ordinance No. 22-16 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Hitt-aye; Alderman Cunningham-aye; Alderman Baker-aye; Alderwoman Young-aye; Alderman Reiminger-aye; Alderwoman Liley-absent; Alderman Kimbel-aye; and Alderman Sander-aye.

BILL NO. 22-17

ORDINANCE NO. 22-16

AN ORDINANCE APPROVING THE PROPOSED REZONING FOR A SPECIAL USE PERMIT FOR CERTAIN PROPERTY IN THE CITY OF JACKSON, MISSOURI, DESCRIBED IN EXHIBIT A; SETTING FORTH THE AREA FOR SPECIAL USE AND THE CONDITIONS OF SPECIAL USE; ALL IN ACCORDANCE WITH THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

WHEREAS, the City Board and the Planning and Zoning Commission have considered a proposed special use permit for property described as 1327 East Main Street, as set out in Exhibit A which is attached hereto and incorporated herein by reference; and,

WHEREAS, a public hearing was waived on said special use permit in accordance with Chapter 65 of the Code of Ordinances of the City of Jackson, Missouri; and,



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

WHEREAS, a special use permit for a daycare in an R-4 General Residential District on a single lot located at 1327 East Main Street recorded with the Cape Girardeau County Recorder of Deeds in Document #2021-1673 may be granted by virtue of Chapter 65 of the Code of Ordinances of the City of Jackson, Missouri; and,

WHEREAS, after duly considering the recommendations of the City Planning and Zoning Commission and other input received at the required public hearing, the Board of Aldermen of the City of Jackson, Missouri, has decided it is in the best interests of the citizens of the City of Jackson, Missouri, to grant a special use for said property.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOWS:

Section 1. That an application for a special use permit, which said application is marked Exhibit A and attached hereto, is hereby approved, and a special use permit is hereby issued to Tot Spot Academy and Preschool, LLC, Applicant.

Section 2. That the property set forth in Exhibit A is hereby granted a special use permit for a daycare in an R-4 General Residential District on a single lot located at 1327 East Main Street recorded with the Cape Girardeau County Recorder of Deeds in Document #2021-1673.

The aforesaid special use permit is subject to the following specific conditions:

1. Compliance with all ordinances of the City of Jackson.
2. Only one (1) detached and one attached sign, each not more than forty (40) square feet in sign face area, containing only the name of the day care facility shall be permitted.
3. At least six (6) off-street parking spaces shall be provided for the daycare facility.
4. All off-street parking shall be restricted to the proposed parking facilities of the day care center only. No parking associated with said day care facility shall be permitted on or along East Main Street. Additionally, no parking shall be permitted in access driveway or parking lots owned by adjacent owners.
5. Permitted hours of operation for said day care center shall be no earlier than 6:00 a.m. to no later than 6:00 p.m.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

6. The applicant shall make every attempt to remove the making, creation, or permitting of any unreasonably loud, disturbing, or unnecessary noise as generated by the day care facility. Honking and/or other disturbing or unnecessary noises as defined in Chapter 43 Article IV of the City code shall not be permitted.

7. Section 3. That included in Exhibit A are the formal findings and conclusions of the Board of Aldermen.

Section 4. That the City Clerk of the City of Jackson, Missouri, shall and is hereby directed to indicate on the "Official Zoning District Map" of the City of Jackson, Missouri, the above special use permit and the date of issuance thereof and to certify same and to keep said map on file in the office of the City Clerk and a copy displayed in City Hall, City of Jackson, Missouri; and that said City Clerk is further directed to indicate on said "Official Zoning District Map" the existence of special conditions on the use of the aforesaid property.

Section 5. Violation of the special conditions listed above shall result in revocation of the special use permit and/or prosecution and/or fine under the zoning ordinances.

Section 6. This special use permit is issued to the applicant and shall not be assigned or otherwise transferred by said applicant. This special use permit runs with the applicant and not the land.

Section 7. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 8. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

PASSED AND APPROVED this 22nd day of February, 2022, by a vote of 7 ayes, 0 nays, 0 abstentions, and 1 absent.

CITY OF JACKSON, MISSOURI

(SEAL)



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Tuesday, February 22, 2022 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

ATTEST:

By: Dwain L. Hahs (signed)
 Mayor

Liza Walker (signed)
 City Clerk

Motion to Adjourn the Meeting)

Meeting concluded at 6:29 P.M., on a motion by Alderman Baker, seconded by Alderman Reiminger, to adjourn the meeting. Ayes-7; Nays-0; Absent-1.

ATTEST:

Mayor

City Clerk



MEMO

To: Mayor Hahs and Board of Aldermen
From: Jason Lipe, Parks and Recreation Director
Date: Wednesday, February 23, 2022
Re: Proposed Field Rental Rates

At the Monday, February 14, 2022 Park Board meeting, the Park Board approved the attached field rental rates. These rates would apply to individuals/groups wanting to reserve field space in the City Park, Brookside Park, Football Park, and Soccer Park.

Please consider a motion adopting the field rental rates as proposed.



Jackson Parks and Recreation Proposed Field Rental Rates

2 hours per field	\$20
4 hours per field	\$40
6 hours per field	\$60
Tournament Rental – Baseball/Softball (per field)	\$50
Tournament Rental – Football (per field)	\$100
Tournament Rental – Soccer	\$100
Tournament Rental Deposit	\$100
Dragging/Lining per field	\$20
Field Dry (per bag)	\$12
Portable Mound Rental	\$25
Baseball/Softball Bases Rental (per set)	\$10

BILL NO. 22-__

ORDINANCE NO. 22-__

AN ORDINANCE APPROVING AMENDMENTS TO THE 2022 BUDGET AS ORIGINALLY APPROVED ON THE 20TH DAY OF DECEMBER, 2021, BY REVISING, CONFIRMING, AND UPDATING END OF YEAR BALANCES; CONFIRMING BUDGETARY EXPENDITURES; AND REPEALING ORDINANCE IN CONFLICT HEREWITH.

WHEREAS, on the 20th day of December, 2021, the Mayor and Board of Aldermen of the City of Jackson, Missouri, approved the budget for the City of Jackson, Missouri, for the 2022 fiscal year, and

WHEREAS, the City Budget Officer has reviewed end of year balances and found it necessary to update end of year balances projected for the 2022 fiscal year budget, and

WHEREAS, the amended end of year balances indicate and confirm sufficient funds to fund budgeted projects for the 2022 fiscal year.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

1. That the annual budget for the fiscal year 2022 as heretofore adopted and approved by Ordinance of this Board on the 20th day of December, 2021, it is hereby amended by adjusting the end of year balances in form with actual receipts of the City for the prior fiscal year 2022.

2. That the Mayor and Board of Aldermen further reconfirm and readopt budgetary expenditures as set out in the amended budget, which is attached hereto and incorporated herein by reference, and order the Administration of the City to follow the budget expenditures in accordance therewith, subject to the subsequent amendment by this Board.

3. That ordinance is to take effect and be in full force and effect from and after its passage and approval.

FIRST READING: March 7, 2022.

SECOND READING: March 7, 2022.

PASSED AND APPROVED this 7th day of March, 2022, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Kent Peetz, Director of Public Works

DATE: February 15, 2022

RE: Amendment No. 2, Task Order 17-18
Engineering Services for the Kimbeland Lift Station Upgrade and Bypass Design

Attached you will find a proposal from Horner and Shifrin Engineering for contract bidding and administration services associated with the Kimbeland Lift Station Upgrade and Bypass Project in the amount of \$6,600.00. This project was first placed out for bids in December of 2021. While plans were taken out by two contractors, no bids were received for the project. The attached Task Order Amendment request will cover the costs associated with placing this project out to bid a second time.

I recommend awarding this task order amendment.



THE POWER HOUSE AT UNION STATION • 401 S. 18th ST., STE. 400 • SAINT LOUIS, MISSOURI 63103-2296
314-531-4321 • FAX 314-531-6966 • www.HornorShifrin.com

January 25, 2022

Kent Peetz, P.E.
Public Works Director
City of Jackson
101 Court Street
Jackson, MO 63755

Re: Contract Amendment No. 2 to Task Order No. 17-18 Professional Engineering Services for the Kimbeland Lift Station Upgrade and Bypass Design Project for the City of Jackson, MO

Dear Mr. Peetz:

As requested, this Contract Amendment No. 2 to Task Order No. 17-18 is to provide a second engineering bidding phase for the Kimbeland Lift Station Upgrade and Bypass Design Project.

The project was originally advertised in the local paper and on the Quest electronic plan room on November 3, 2021, with bid opening scheduled for December 8, 2021. In addition, H&S directly notified eight contractors of the project. Two contractors took out bids for the project and one addendum was issued to clarify questions/issues in the contract documents. No bids were received on bid opening. Discussions with contractors indicated lack of bidding was due to the complexity of the project, many other projects out for bid at the same time, and the volatility of material pricing/availability at the time of bidding. After discussions with City staff and local contractors it is our opinion that the project can be successfully rebid in early 2022.

SCOPE OF SERVICES

The scope of services covered by the referenced Task Order shall be modified in accordance with the ENGINEERS fee proposal and description of work, dated January 25, 2022, and hereto attached as Exhibit A. A summary of the additional work is listed as follows:

- Prepare and post advertisement for bids.
- Respond to contractors' questions.
- Prepare and post addendums as required.
- Prepare for and attend bid opening.
- ~~Review and evaluate contractors' bids~~ **(Not Required)**.
- ~~Prepare and submit engineer's letter of recommendation for City's selection of contractor~~ **(Not Required)**.



Mr. Kent Peetz, P.E.
January 25, 2022
Page 2

COMPENSATION

The amount of compensation to be paid by OWNER to ENGINEER for performance of the professional services covered by the referenced Task Order shall hereby be modified as indicated below:

Original Maximum Cost Not-To-Be Exceeded =	\$81,300.00
Total Cost of All Previous Contract Amendments =	\$58,900.00
Cost Associated with this Contract Amendment (Add) =	\$6,600.00
Net Revised Maximum Cost Not-to-Be Exceeded =	\$146,800.00

COMPLETION SCHEDULE

The amount of time allotted by OWNER to ENGINEER for performance of the professional services covered under this Task Order shall be modified as indicated below:

Item No.	Task Description	Individual Calendar Days	Accumulated Calendar Days
1.	Notice to Proceed	0	0
2.	Design Phase Services	Completed	Completed
3.	Bidding Phase Services	60	60
4.	Construction Phase Services	300	360

We appreciate the opportunity to continue to serve the City of Jackson under our existing task order agreement for engineering services. Please call me to discuss any questions regarding our proposed scope or fee proposal for this contract amendment.

Respectfully Submitted,

James E. McCleish, P.E.
Vice President
Business Unit Leader - Water

Ed Sewing, P.E.
Senior Project Manager - Water

Enclosures
cc: File

City of Jackson, Missouri
 Kimbela nd Lift Station Upgrade & Bypass Force Main Project
 EXHIBIT A - Contract Amendment No. 2 to Task Order No. 17-18

Prepared By: Ed Sewing

				Labor Classification					
LABOR:				McCleish, James	Sewing, Gilbert	Fitzgerald, Spencer	Mills, Michael	Schrand, Chad	Buehler, Joseph
Task No.	Task Description	Task M.H.	Task Cost	Project Principal	Project Manger	Project Engineer	Project Engineer	Designer	Electrical Tech.
				EP01	EP05	EP10	EP12	SP04	BP03
<u>Project Admin./Coord.</u>									
1	Project Coordination w/ City Staff	3	\$455		2	1			
2	Project QA/QC	3	\$600	1	2				
	Subtotal	6	\$1,055	1	4	1	0	0	0
<u>Design Phase Services (Not Used)</u>									
1	N/A	0	\$0						
2	N/A	0	\$0						
	Subtotal	0	\$0	0	0	0	0	0	0
<u>Bidding Phase Services</u>									
1	Prepare & Post Bid Documents on Quest	6	\$770		2	4			
2	Respond To Contractor Questions	12	\$1,700		2	6		2	2
3	Prepare Addendumas Required	12	\$1,542		2	6	2	1	1
4	Prepare for & Attend Bid Opening	8	\$1,260		6	2			
5	Review & Evaluate Contractors Bids (Not Required)	0	\$0						
6	Submit Recommendation for City's Selection of Contractor (Not Required)	0	\$0						
	Subtotal	38	\$5,272	0	12	18	2	3	3
<u>Construction Phase Services (Not Used)</u>									
1	N/A	0	\$0						
2	N/A	0	\$0						
	Subtotal	0	\$0	0	0	0	0	0	0
TOTAL ESTIMATE MANHOURS		44		1	16	19	2	3	3
TOTAL ESTIMATED LABOR COSTS			\$6,327						

EXPENSES:

Item	Quantity	Unit	Total Cost
Mileage:	220	miles	\$129
Subconsultant (N/A):	0	LS	\$0
Reproduction & Scanning:	1	LS	\$100
Field Equipment Rental Reimbursement:	0	LS	\$0
Misc. Reimbursable Expenses:	1	LS	\$44
ESTIMATED TOTAL REIMBURSIBLE EXPENSES:			\$273
MARK UP PERCENTAGE:			0%
ESTIMATED TOTAL EXPENSES:			\$273
TOTAL ESTIMATED NOT-TO EXCEED COST:			\$6,600



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Kent Peetz, Director of Public Works

DATE: February 15, 2022

RE: Task Order Proposal for Rate Study Update

Attached you will find a proposal from Horner and Shifrin Engineering in the amount of \$23,600 to update the Wastewater Rate Study in preparation for the August Bond Election.

I recommend awarding this task order amendment.



THE POWER HOUSE AT UNION STATION • 401 S. 18th ST., STE. 400 • SAINT LOUIS, MISSOURI 63103-2296
314-531-4321 • FAX 314-531-6966 • www.HornersShifrin.com

February 14, 2022

Mr. Kent Peetz, Director of Public Works
City of Jackson
101 Court Street
Jackson, MO 63755

Re: Task Order Proposal to Provide Professional Engineering Services for a Wastewater Rate Study Update

Dear Mr. Peetz:

As requested, we developed the revised attached detailed scope and fee estimate for the City's Wastewater Rate Study Update. It is based on our telephone conversations, email correspondence and on similar work performed in the past for the City of Jackson. This work is to be performed under our existing task order agreement. Our estimated fee to perform this work authorization is a lump sum amount of \$23,600.

Horners & Shifrin, Inc. will begin work on this Authorization as soon as the proposed tasks and fees are approved by the City. We understand that the update is to be completed by April 6, 2022 so that the study can be presented to the City Council on April 18, 2022.

We appreciate the opportunity to continue to serve the City of Jackson under our existing task order agreement for engineering services. Please call to discuss any questions regarding our proposed scope or fee proposal.

Respectfully submitted,

A handwritten signature in blue ink that reads "Stephen Randolph".

Stephen Randolph, P.E.
Associate Vice President

CC: James McCleish, Ed Sewing

Attachment A – Scope of Services

1. Conduct project kick-off meeting with City staff (via conference call).
2. Retrieve previous wastewater and water rate study files from H&S archives.
3. Review previous rate study scenarios.
4. Update project costs
5. Compare SRF and private financing loan rates.
6. Evaluate SRF (or private, if determined to be more advantageous) financing options and project phasing (three phases) for facility plan improvements.
7. Evaluate three-stage rate increase options for facility plan improvements.
8. Run rate increase scenarios using economic spreadsheet tools as follows¹
 - 3-rate increase option with SRF (or private) funding (3 phases, 3 sets of projects, 3 rate increases)
 - 3-rate increase option with SRF (or private) funding with potential ARPA grant funding, 50% federal – 50% local split
 - 3-rate increase option with SRF (or private) funding with potential ARPA grant funding, 25% federal – 75% local split
 - 3-rate increase option with SRF (or private) funding with potential ARPA grant funding, 75% federal – 25% local split
9. Prepare a Draft Report and submit to City for review.
10. Incorporate City's comments and responses and issue a Final Report.
11. Prepare a PowerPoint presentation that explains the methodology, outcomes and recommendations of the study.
12. Attend one City Council work session or Council Meeting².

¹Scenarios performed at the request of the City beyond those described above will be subject to an additional fee as described in the cost proposal worksheet.

²Attendance at additional Council meetings will be subject to an additional fee based on the attendee's standard hourly rates.

COST PROPOSAL WORKSHEET FOR :

Wastewater Rate Study Update 2022
 Jackson, MO
 Exhibit A
 ENGINEERING FEE ESTIMATE

LABOR:

Task No.	Task Description	Task M.H.	Task Cost	Labor Level			
				JEM EP1	SR EP2	GES EP4	SM EP7
1	kickoff meeting (via conference call)	4	\$797	1	1	1	1
2	retrieve ww & water rate study archive files	2	\$396	0	2	0	0
3	review previous study scenarios	6	\$1,076	0	2	2	2
4	evaluate funding options	12	\$2,386	2	6	2	2
5	evaluate phasing options	9	\$1,695	1	2	4	2
6	update project costs	6	\$1,040	0	0	4	2
7	run rate increase scenarios	24	\$4,752	0	24	0	0
8	draft report	10	\$1,985	1	7	1	1
9	final report	8	\$1,589	1	5	1	1
10	prepare PowerPoint presentation for public meeting	7	\$1,391	1	4	1	1
11	attend one public hearing/city council meeting	28	\$5,802	6	16	6	0
TOTAL MANHOURS:		116		13	69	22	12
TOTAL ESTIMATED LABOR COSTS :			\$22,909				

EXPENSES:

Item	Unit	Total Cost
Computer Use Reimbursement (CADD) :	-- hours	\$0
Mileage (STL-Jackson roundtrip):	214 miles	\$125
Mileage (CHI-STL roundtrip):	625 miles	\$366
Reproduction & Photocopy:	-- SAY	\$0
Per Diem (S. Randolph travel, one day)	-- SAY	\$200
Air Fare & Car Rental:	0 Trips	\$0
Field Equipment Rental Reimbursement:	-- SAY	\$0
Misc. Direct Expenses:	-- SAY	\$0
TOTAL ESTIMATED DIRECT EXPENSES :		\$691
reimburable expense (15%)		\$0
		\$691
TOTAL ESTIMATED NOT-TO-EXCEED COST :		\$23,600

*scenarios beyond those described in Attachment A
 "Scope of Services" will be charged at a lump sum
 rate of \$3,500 each.

Horner & Shifrin, Inc.
 February 10, 2022

BILL NO. 22-__**ORDINANCE NO. 22-__**

**AN ORDINANCE APPROVING THE AMENDED CITY OF JACKSON,
MISSOURI STANDARD CONSTRUCTION SPECIFICATIONS FOR
SANITARY SEWERAGE FACILITIES.**

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, deem it advisable to approve the amendment to the City of Jackson, Missouri Standard Construction Specifications for Sanitary Sewerage Facilities.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOWS:

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, approve the amendment to the City of Jackson, Missouri Standard Construction Specifications for Sanitary Sewerage Facilities which is marked Exhibit A, attached hereto and incorporated herein as if fully set forth.

Section 2. That the City Clerk of the City of Jackson, Missouri, is hereby directed to keep a copy of said amendment to the City of Jackson, Missouri Standard Construction Specifications for Sanitary Sewerage Facilities on file in the office of the City Clerk of the City of Jackson, Missouri.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: March 7, 2022.

SECOND READING: March 7, 2022.

PASSED AND APPROVED this 7th day of March, 2022, by a vote of _____ ayes, _____
nays, _____ abstentions and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk

**Accepting the Dedication of Temporary Construction Easement Deeds from
Robert W. and Clara K. Lefebvre & Zachariah and Charity Lynn Willmirth**

BILL NO. 22-__

ORDINANCE NO. 22-__

**AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK OF
THE CITY OF JACKSON, MISSOURI, TO ATTEST TO THE CITY'S
ACCEPTANCE OF CERTAIN PROPERTY, WHICH SAID PROPERTY IS
PARTICULARLY SET FORTH IN THE ATTACHED TEMPORARY
CONSTRUCTION EASEMENT DEEDS.**

WHEREAS, **Robert W. and Clara K. Lefebvre of Jackson, Missouri, and Zachariah and Charity Lynn Willmirth of Jackson, Missouri**, of the County of Cape Girardeau, State of Missouri, deeded to the City of Jackson, Missouri, the property described in the Deeds, attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, do hereby accept the Deeds which are attached hereto.

Section 2. That the Mayor and City Clerk of the City of Jackson, Missouri, are hereby authorized to do all acts and execute all instruments appropriate and necessary to accept said deeds.

Section 3. The City Clerk of the City of Jackson, Missouri, is hereby directed to file a copy of said deeds with the Recorder of Deeds, Cape Girardeau County, Missouri.

Section 4. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: March 7, 2022.

SECOND READING: March 7, 2022.

PASSED AND APPROVED this 7th day of March, 2022, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

TITLE OF DOCUMENT:	TEMPORARY CONSTRUCTION EASEMENT DEED
DATE OF DOCUMENT:	FEBRUARY 24, 2022
GRANTOR:	ZACHARIAH AND CHARITY WILLMIRTH
GRANTOR'S MAILING ADDRESS:	214 WEST MARY STREET JACKSON, MISSOURI 63755
GRANTORS DEED RECORDING:	DOCUMENT #2021-09859
GRANTEE:	CITY OF JACKSON, MISSOURI 101 COURT ST. JACKSON, MISSOURI 63755
PROPERTY ADDRESS:	214 WEST MARY STREET JACKSON, MISSOURI 63755
LEGAL DESCRIPTION OF EASEMENT:	SEE PAGE 4 OF DEED

Easement Deed

Tract No. 12

This Deed made and entered into this 24 day of Feb Two Thousand
22, by and between Zachariah Willmirth and Charity Lynn Willmirth
Grantor's Address: 214 W. Mary St., Jackson, MO 63755

Of the County of Cape Girardeau, State of Missouri,

Parties of the first part, and the City of Jackson

Grantee's Address: 101 Court Street, Jackson, MO 63755

Of the County of Cape Girardeau, State of Missouri

Party of the second part.

Witnesseth, that the said parties of the first part, for and in consideration of the sum of
\$1.00 and/or other valuable goods & considerations paid by the said City of Jackson

Party of the second part, the receipt of which is hereby acknowledged, do by these presents
Grant unto the said party of the second part,

An Easement for the following purposes:

Temporary Construction Easement

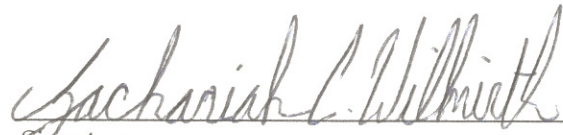
Over the following described Real Estate, situated in the County of Cape Girardeau, and
State of Missouri, to-wit:

A tract of land described in Exhibit "A" and depicted on the Plat contained in Exhibit "B" both
attached hereto and incorporated herein for all purposes.

Subject to any and all easements, restrictions, conditions, etc. of record.

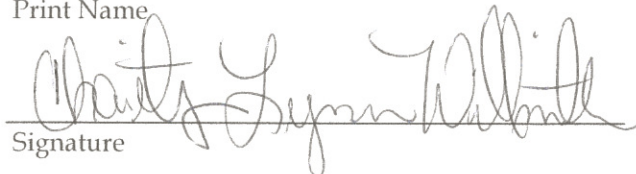
TO HAVE AND TO HOLD the same, together with all rights, privileges, appurtenances and immunities thereto belonging or in anywise appertaining, unto said grantee, its successors and assigns; that said grantor hereby covenants that said grantee lawfully seized of an indefeasible estate in fee in the premises from which the temporary construction easement is herein conveyed. The grantee's interest in the temporary construction easement will be extinguished immediately at the completion of the Mary Street Bridge and Sidewalk Improvements construction project.

In Witness Whereof, the said parties of the first part have executed these presents the day and year first above written.


Signature

Zachariah Willmirth

Print Name


Signature

Charity Lynn Willmirth

Print Name

State of Missouri
County of Cape ss

On this 24th day of February, 20 22, before me personally appeared Zachariah and Charity Lynn Willmirth to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.


Notary Public

My term expires: _____

State of _____
County of _____ ss



RODNEY W. BOLLINGER
My Commission Expires
May 13, 2024
Cape Girardeau County
Commission #12473742

On this _____ day of _____, 20 _____, before me personally _____ appeared _____ to me personally known, who, being by me duly sworn, did say that he/she is the _____ of a Corporation of the State of _____, and that the seal affixed to the foregoing instrument is the Corporate Seal of said corporation and that said instrument was signed and sealed in behalf of said corporation, by authority of its Board of Directors; and said _____ acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Notary Public

My term expires: _____

Exhibit A

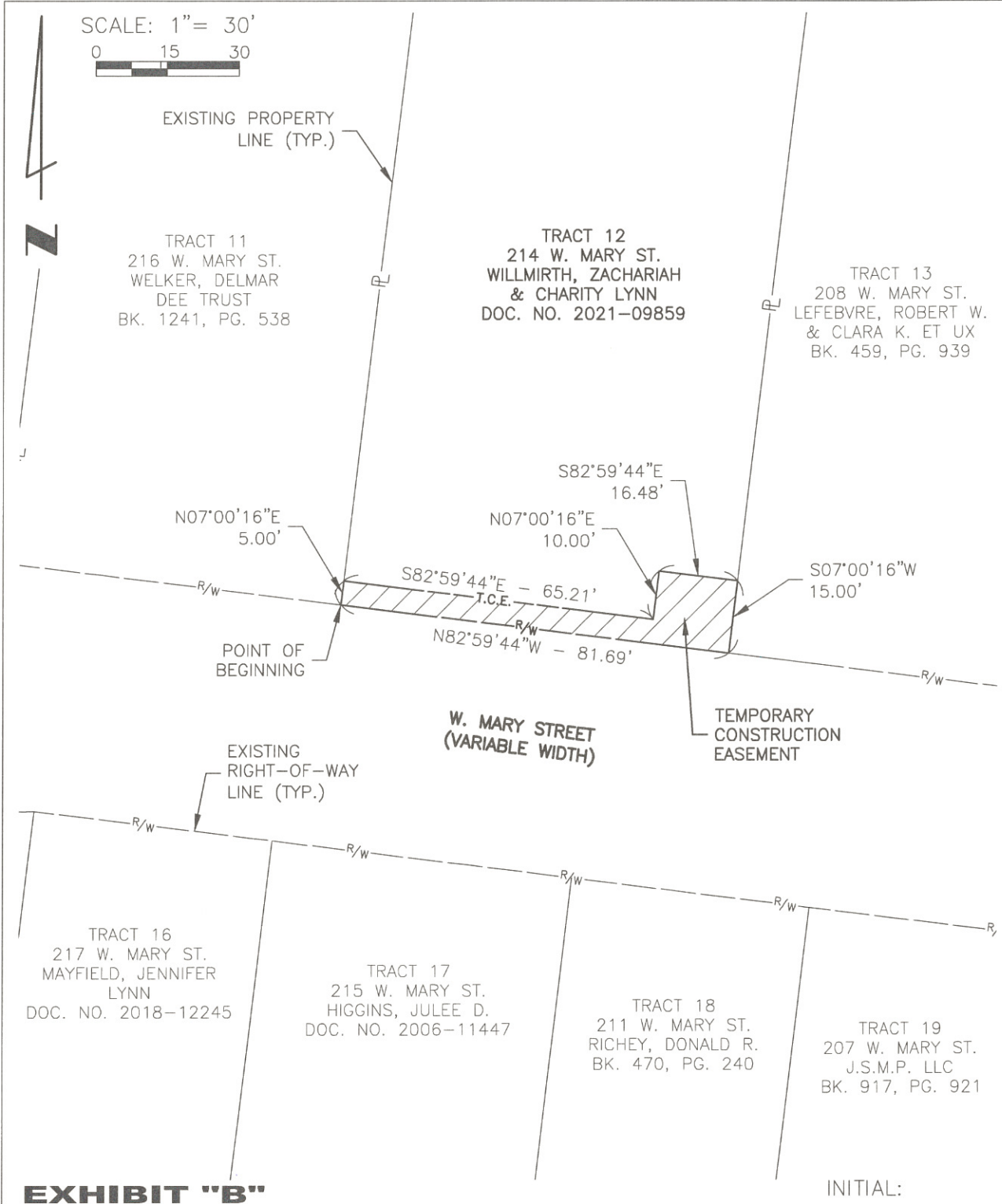
TEMPORARY CONSTRUCTION EASEMENT

A part of a tract of land as recorded in Document No. 2021-09859 of the Cape Girardeau County Records situated in U.S. Survey 2250, Township 31 North, Range 12 East of the 5th P.M., and being more particularly described as follows:

Beginning at a found iron rod with cap at the southwest corner of a tract of land described in Document No. 2021-09859 of the Cape Girardeau County Records, thence with the existing west property line of said tract N07°00'16"E 5.00 feet; thence leaving said existing west property line S82°59'44"E 65.21 feet; thence N07°00'16"E 10.00 feet; thence S82°59'44"E 16.48 feet to the existing east property line of said tract; thence with said existing east property line S07°00'16"W 15.00 feet to the existing north right-of-way of W. Mary Street (variable width); thence with said existing TRAnorth right-of-way N82°59'44"W 81.69 feet point of beginning containing 573 square feet, the location of which is shown graphically on the attached Exhibit "B".

MARY ST. BRIDGE IMPROVEMENTS

TRACT 12



A TRACT OF LAND BEING PART OF U.S. SURVEY 2250,
TOWNSHIP 31 NORTH, RANGE 12 EAST
DOCUMENT NO. 2021-09859
CAPE GIRARDEAU COUNTY, MISSOURI

1/3/22

TITLE OF DOCUMENT:	TEMPORARY CONSTRUCTION EASEMENT DEED
DATE OF DOCUMENT:	FEBRUARY 16, 2022
GRANTOR:	ROBERT W. AND CLARA K. LEFEBVRE
GRANTOR'S MAILING ADDRESS:	208 WEST MARY STREET JACKSON, MISSOURI 63755
GRANTOR'S DEED RECORDING:	BOOK 459, PAGE 939
GRANTEE:	CITY OF JACKSON, MISSOURI 101 COURT ST. JACKSON, MISSOURI 63755
PROPERTY ADDRESS:	208 WEST MARY STREET JACKSON, MISSOURI 63755
LEGAL DESCRIPTION OF EASEMENT:	SEE PAGE 4 OF DEED

Easement Deed

Tract No. 13

This Deed made and entered into this 16th day of February Two Thousand 22, by and between Robert W. Lefebvre and Clara K. Lefebvre
 Grantor's Address: 208 W. Mary St., Jackson, MO 63755

Of the County of Cape Girardeau, State of Missouri,

Parties of the first part, and the City of Jackson

Grantee's Address: 101 Court Street, Jackson, MO 63755

Of the County of Cape Girardeau, State of Missouri

Party of the second part.

Witnesseth, that the said parties of the first part, for and in consideration of the sum of \$1.00 and/or other valuable goods & considerations paid by the said City of Jackson

Party of the second part, the receipt of which is hereby acknowledged, do by these presents *Grant* unto the said party of the second part,

An Easement for the following purposes:

Temporary Construction Easement

Over the following described Real Estate, situated in the County of Cape Girardeau, and State of Missouri, to-wit:

A tract of land described in Exhibit "A" and depicted on the Plat contained in Exhibit "B" both attached hereto and incorporated herein for all purposes.

Subject to any and all easements, restrictions, conditions, etc. of record.

TO HAVE AND TO HOLD the same, together with all rights, privileges, appurtenances and immunities thereto belonging or in anywise appertaining, unto said grantee, its successors and assigns; that said grantor hereby covenants that said grantee lawfully seized of an indefeasible estate in fee in the premises from which the temporary construction easement is herein conveyed. The grantee's interest in the temporary construction easement will be extinguished immediately at the completion of the Mary Street Bridge and Sidewalk Improvements construction project.

In Witness Whereof, the said parties of the first part have executed these presents the day and year first above written.

Robert W Lefebvre

Signature

Robert W. Lefebvre

Print Name

Clara K Lefebvre

Signature

Clara K. Lefebvre

Print Name

State of Missouri
County of Cape Girardeau ss

On this 16th day of February, 20 22, before me personally appeared Robert W. and Clara K. Lefebvre to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.


Notary Public

My term expires: May 13, 2024

State of _____
County of _____ ss



RODNEY W. BOLLINGER
My Commission Expires
May 13, 2024
Cape Girardeau County
Commission #12473742

On this _____ day of _____, 20 _____, before me personally _____ appeared _____ to me personally

known, who, being by me duly sworn, did say that he/she is the _____ of a Corporation of the State of _____, and that the seal affixed to the foregoing instrument is the Corporate Seal of said corporation and that said instrument was signed and sealed in behalf of said corporation, by authority of its Board of Directors; and said _____ acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Notary Public

My term expires: _____

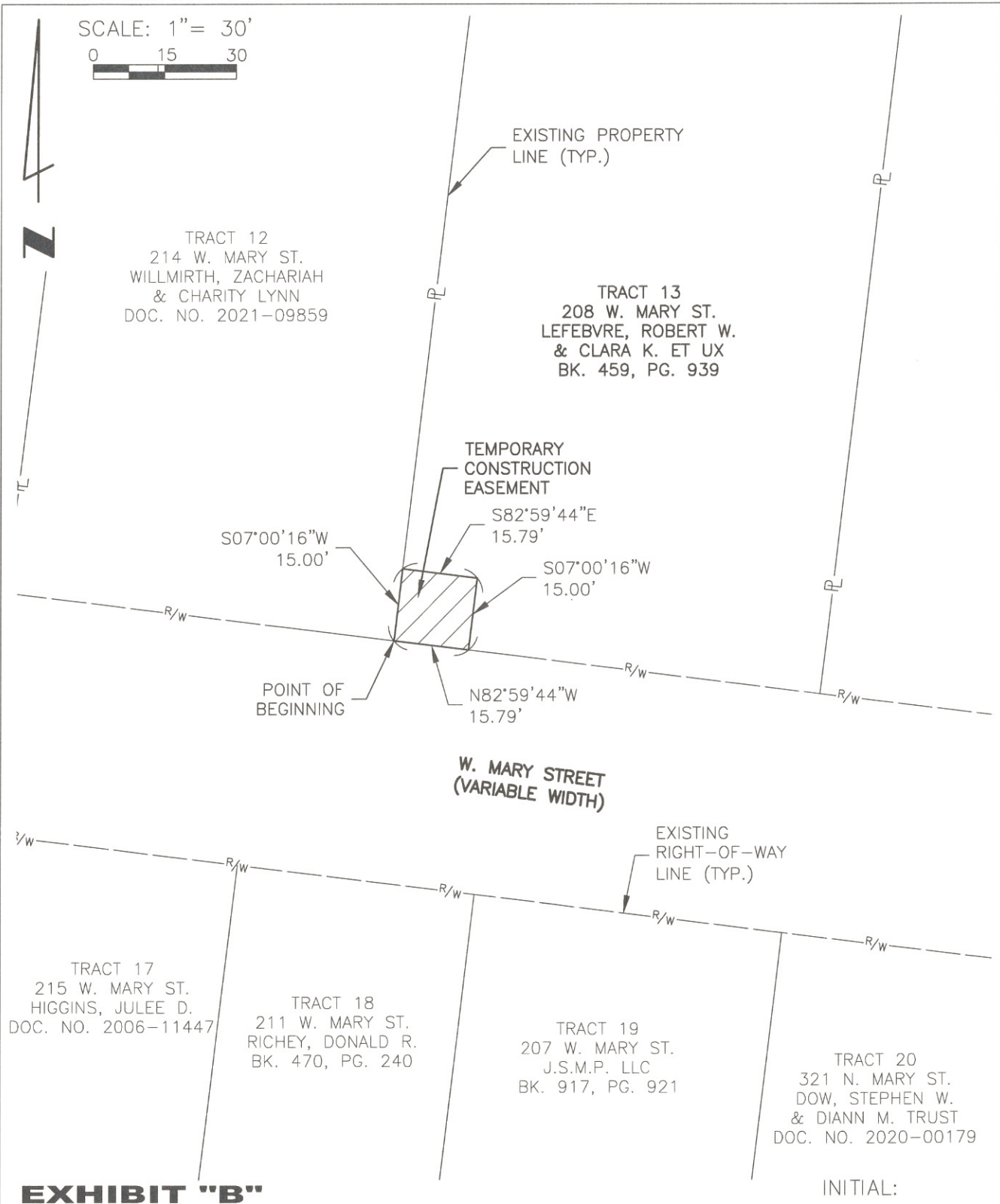
Exhibit A**TEMPORARY CONSTRUCTION EASEMENT**

A part of a tract of land as recorded in Deed Book 459, Page 939 of the Cape Girardeau County Records situated in U.S. Survey 2250, Township 31 North, Range 12 East of the 5th P.M., and being more particularly described as follows:

Commencing at a found iron rod with cap at the southwest corner of a tract of land described in Deed Document No. 2016-05321 the Cape Girardeau County Records; thence S66°07'15"E 85.31 feet to the centerline of W. Mary Street (variable width); thence leaving said centerline N07°07'55"E 24.76 feet to a point in the existing north right-of-way of W. Mary Street, said point being the point of beginning of the tract of land herein described; thence leaving said existing north right-of-way along the west property line of a tract of land described as Deed Book 459, page 939 of the Cape Girardeau County Records, N07°00'16"W 15.00 feet; thence leaving said existing west property line S82°59'44"E 15.79 feet; thence S07°00'16"W 15.00 feet to the existing north right-of-way of W. Mary Street; thence with said north right-of-way N82°59'44"W 15.79 feet point of beginning containing 237 square feet, the location of which is shown graphically on the attached Exhibit "B".

MARY ST. BRIDGE IMPROVEMENTS

TRACT 13



A TRACT OF LAND BEING PART OF U.S. SURVEY 2250,
TOWNSHIP 31 NORTH, RANGE 12 EAST
BOOK 459, PAGE 939
CAPE GIRARDEAU COUNTY, MISSOURI

1/3/22

MEMO



TO: Mayor Hahs and Members of the Board of Aldermen
FROM: Janet Sanders, Building & Planning Manager
DATE: March 2, 2022
SUBJECT: Ramsey Branch Subdivision Phase 2

The developer has completed all infrastructure improvements for Ramsey Branch Subdivision Phase 2 and it is being presented for approval. The developer will maintain the standard warranty on the improvements for a period of two years after acceptance.

This subdivision is located off Old Cape Road East and contains 63 new lots.

As always, if you have questions on this item, please contact me at jsanders@jacksonmo.org or 573-243-2300.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE PLAT OF RAMSEY BRANCH SUBDIVISION PHASE 2; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, Lucky 13 Investments, LLC (“Developer”) has platted Ramsey Branch Subdivision Phase 2 as located within the corporate limits of the City of Jackson, Missouri; and,

WHEREAS, the Developer has designed the required improvements and has committed to construct said improvements; and,

WHEREAS, the Developer has complied with all of the city ordinances and, in particular, Chapter 57 of the Code of Ordinances of the City of Jackson, Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

Section 1. The Mayor and Board of Aldermen of the City of Jackson, Missouri, do hereby accept the final plat of Ramsey Branch Subdivision Phase 2, which is attached hereto as Exhibit A, including all easements, right-of-way streets and improvements indicated thereon and subject to the terms and conditions expressed therein.

Section 2. The Mayor and City Clerk of the City of Jackson, Missouri, are hereby authorized to do all acts and execute all instruments appropriate and necessary to accept said plat.

Section 3. The City Clerk of the City of Jackson, Missouri, is hereby directed to file a copy of said plat with the Recorder of Deeds, Cape Girardeau County, Missouri.

Section 4. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: _____.

SECOND READING: _____.

PASSED AND APPROVED this _____ day of _____, 2022, by a vote
of _____ ayes, _____ nays, _____ abstentions and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk



SUBDIVISION APPLICATION

City of Jackson, Missouri

EXHIBIT

A

NAME OF SUBDIVISION: Ramsey Branch (phase 2)

DATE OF APPLICATION: 2-16-22

TYPE OF APPLICATION:

<input type="checkbox"/>	PRELIMINARY PLAT
<input checked="" type="checkbox"/>	FINAL PLAT
<input type="checkbox"/>	MINOR SUBDIVISION
<input type="checkbox"/>	RESUBDIVISION

PROPERTY OWNERS (all legal property owners as listed on current deed, including trusts, LLCs, etc):

Property Owner Name(s): Lucky 13 Investments, LLC

Mailing Address: 1210 Greenway Drive

City, State ZIP: Jackson, MO 63755

ENGINEER / SURVEYING COMPANY: Strickland Engineering

Engineer / Surveyor Contact: Marc Mahnke

Mailing Address: 113 W. Main Street

City, State ZIP: Jackson, MO 63755

Contact's Phone: 573-243-4080

CONTACT PERSON HANDLING APPLICATION:

Contact Name: John W. King III

Mailing Address: 1385 Kimbel Lane

City, State ZIP: Jackson, MO 63755

Contact's Phone: 573-225-6440

Email Address (if used): bill@united-Lt.com

CURRENT ZONING: (circle all that apply)

- | | |
|---|---|
| <input type="checkbox"/> R-1 (Single-Family Residential) | <input type="checkbox"/> C-1 (Local Commercial) |
| <input type="checkbox"/> R-2 (Single-Family Residential) | <input type="checkbox"/> C-2 (General Commercial) |
| <input checked="" type="checkbox"/> R-3 (One- And Two-Family Residential) | <input type="checkbox"/> C-3 (Central Business) |
| <input type="checkbox"/> R-4 (General Residential) | <input type="checkbox"/> C-3 (Central Business) |
| <input type="checkbox"/> MH-1 (Mobile Home Park) | <input type="checkbox"/> C-4 (Planned Commercial) |
| <input type="checkbox"/> O-1 (Professional Office) | <input type="checkbox"/> I-1 (Light Industrial) |
| <input type="checkbox"/> CO-1 (Enhanced Commercial Overlay) | <input type="checkbox"/> I-2 (Heavy Industrial) |

☐ I-3 (Planned Industrial Park)

Will a rezoning or a special use permit request be submitted in conjunction with the proposed development? YES ☐ NO ☐

LEGAL DESCRIPTION OF TRACT: Submit a copy of the most current deed for the property being divided.

OWNER SIGNATURES:

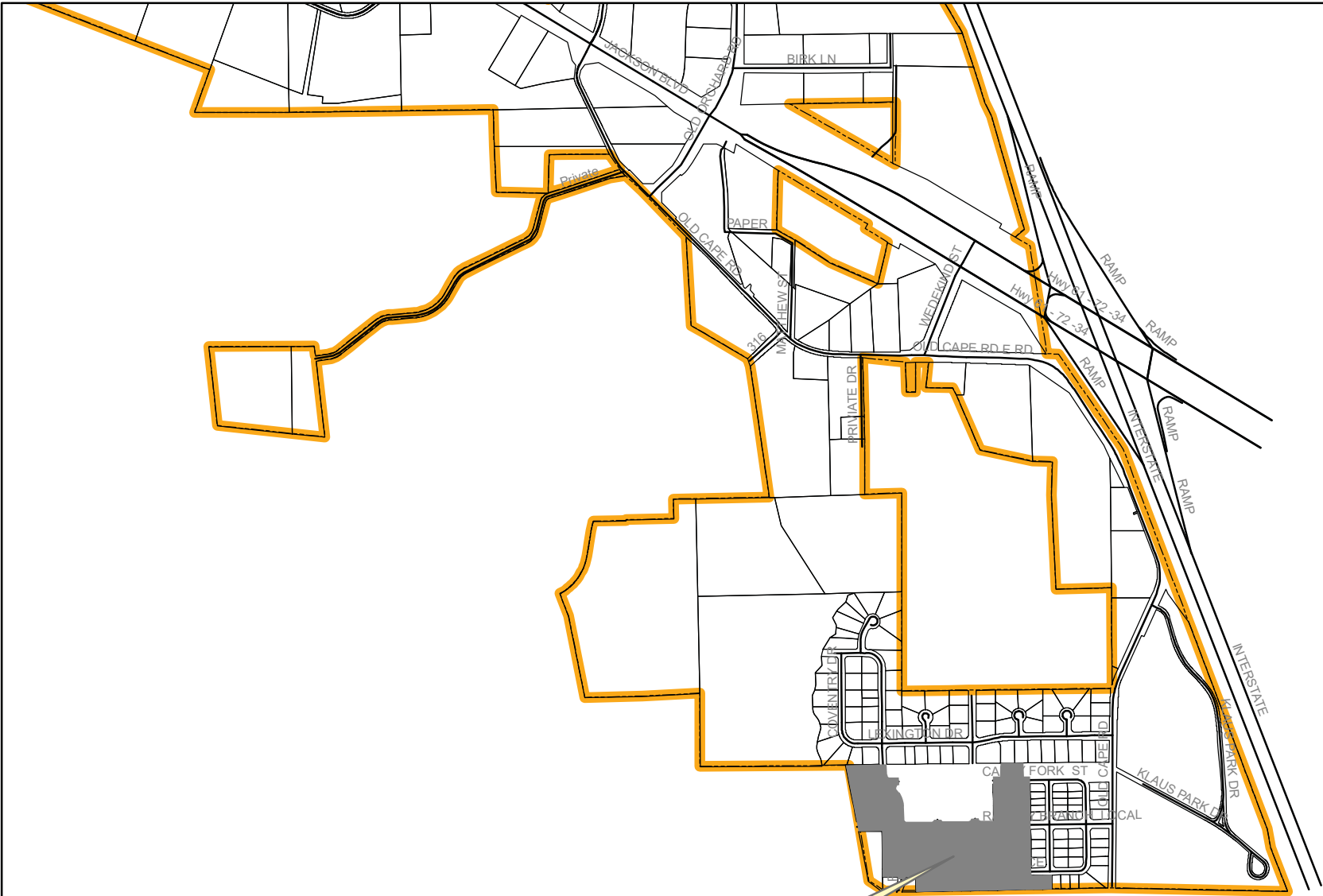
I state upon my oath that all of the information contained in this application is true. (*Signatures of all persons listed on the current property deed and the authorized signer(s) for any owning corporation or trust.*)

John W. Knight, member

Please submit the completed application along with the applicable application fee to:

Janet Sanders
Building & Planning Manager
City of Jackson
101 Court Street
Jackson, MO 63755

Ph: 573-243-2300 ext. 29
Fax: 573-243-3322
Email: jsanders@jacksonmo.org



Location

Legend

location_Ramsey Branch Suibd 2

Streets

Parcels

City Limits



BILL NO. 22-____

ORDINANCE NO. 22-____

AN ORDINANCE AMENDING THE "STOP STREET DESIGNATION SCHEDULE, SCHEDULE VI," PASSED AND APPROVED THE 18TH DAY OF NOVEMBER, 1985, BY ADDING THERETO CERTAIN STOP STREET DESIGNATIONS.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOWS:

Section 1. The "Stop Street Designation Schedule, Schedule VI," passed and approved on the 18th day of November, 1985, is hereby amended by adding thereto the following stop street designations:

BUCKEYE PASS: On Buckeye Pass at its intersection with Ramsey Branch Boulevard, traffic from Buckeye Pass to stop.

BUCKEYE PASS: On Buckeye Pass at its intersection with Flatrock Trace, traffic from Buckeye Pass to stop.

BYRD CREEK TRAIL: On Byrd Creek Trail at its intersection with Ramsey Branch Boulevard, traffic from Byrd Creek Trail to stop.

BYRD CREEK TRAIL: On Byrd Creek Trail at its intersection with Flatrock Trace, traffic from Byrd Creek Trail to stop.

CANEY FORK STREET: On Caney Fork Street at its intersection with Pinedale Drive, traffic from Caney Fork Street to stop.

FLATROCK TRACE: On Flatrock Trace at its intersection with Pinedale Drive, traffic from Flatrock Trace to stop.

PINEDALE DRIVE: On Pinedale Drive at its intersection with Ramsey Branch Boulevard, traffic from Pinedale Drive to stop.

Section 2. It is the intent of the Mayor and Board of Aldermen of the City of Jackson, Missouri, that this ordinance become and be made a part of the "Stop Street Designation Schedule, Schedule VI," of the City of Jackson, Missouri, and the City Clerk is directed to amend said schedule in accordance herewith.

Section 3. The City Administrator of the City of Jackson, Missouri, is hereby directed to cause stop signs to be placed at the above streets in accordance herewith.

Section 4. This ordinance shall not be codified in the Code of Ordinances of the City of Jackson, Missouri, but kept on file in the office of the City Clerk.

Section 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 6. This ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: March 7, 2022.

SECOND READING: March 7, 2022.

PASSED AND APPROVED this 7th day of March, 2022, by a vote of _____ ayes, _____ nays, _____ abstentions, and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk

BILL NO. 22-__

ORDINANCE NO. 22-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A COST SHARE AGREEMENT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION*, RELATIVE TO THE *ROUNDBOUT PROJECT AT NORTH HIGH STREET AND DEERWOOD DRIVE*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen have been presented a Cost Share Agreement marked Exhibit A and attached hereto and incorporated herein as if fully set forth; and

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, deem it advisable to enter into said Cost Share Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOW:

Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, approve the Cost Share Agreement marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and the **Missouri Highways and Transportation Commission**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City enters into said Cost Share Agreement.

Section 2. That the Mayor is hereby authorized and directed to execute said Cost Share Agreement for and on behalf of the City of Jackson, Missouri.

Section 3. That the City Clerk of the City of Jackson is hereby authorized and directed to attest to the signature of the Mayor on the attached Cost Share Agreement.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such

portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. That this Ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: March 7, 2022.

SECOND READING: March 7, 2022.

PASSED AND APPROVED this 7th day of March, 2022, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

CCO Form: FS08
 Approved: 03/04 (BDG)
 Revised: 03/17 (MWH)
 Modified: 02/22 (MWH)

Route 61, Cape Girardeau County
 Project No. SE0048
 City of Jackson

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION COST SHARE AGREEMENT

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and City of Jackson (hereinafter, "Entity").

WITNESSETH:

WHEREAS, the Entity applied to the Commission's Cost Share Committee for participation in the Commission's *Cost Share Program*; and

WHEREAS, on December 17, 2021, the Cost Share Committee approved the Entity's application to the *Cost Share Program* subject to the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) PURPOSE: The purpose of this Agreement is to co-ordinate the participation by the Entity, the City of Jackson, in the cost of the Commission's Project SE0048.

(2) LOCATION: The transportation improvement that is the subject of this Agreement is contemplated at the following location:

Location Description: Construction of roundabout at the intersection of Route 61 and Deerwood Drive. The length of improvement will be approximately 0.5 mile.

The general location of the project is shown on attachment marked "Exhibit A" and incorporated herein by reference.

(3) AMENDMENTS: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representatives of the Entity and the Commission.

(4) COMMISSION REPRESENTATIVE: The Commission's Southeast District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the

Commission in furtherance of the performance of this Agreement.

(5) ASSIGNMENT: The Entity shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(6) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The Entity shall comply with all local, state and federal laws and regulations relating to the performance of this Agreement.

(7) CANCELLATION: The Commission and the Entity may cancel this Agreement at any time for a material breach of contractual obligations or for convenience by providing the other party with written notice of cancellation. Should the Commission or the Entity exercise its right to cancel this Agreement for such reasons, cancellation will become effective upon the date specified in the notice of cancellation sent to the other party.

(8) PLANS AND CONSTRUCTION: The Entity shall be responsible for preparation of plans, specifications and construction for the herein improvements. This includes design, letting of project, and inspection of project. The plans shall be prepared in accordance with and conform to Commission requirements. The details of the estimated cost breakdown are listed below and in "Exhibit C", which is attached hereto and made part hereof.

(9) FINANCIAL RESPONSIBILITIES: With regard to work under this Agreement, the Entity agrees as follows:

(A) The total project cost will include preliminary engineering, utilities, right of way, construction and inspection, currently estimated at Two million six thousand dollars (\$2,006,000). The details of the estimated cost breakdown are listed below and in "Exhibit B", which is attached hereto and made part hereof.

(B) The Commission will pay for fifty percent (50%) of the total project cost, not to exceed One million three thousand dollars (\$1,003,000). Of this amount, the Commission shall provide Nine hundred seventy-three thousand dollars (\$973,000) from the Commission's Cost Share program, available in State Fiscal Year 2024, and right of way incidental, preliminary engineering review, and construction engineering review services by its Southeast District personnel estimated to total Thirty thousand dollars (\$30,000). Commission Cost Share Program funds shall not be used off the State Highway System.

(C) The Entity shall pay for fifty percent (50%) of the total project cost, currently estimated at One million three thousand dollars (\$1,003,000).

(D) The Entity shall be responsible for the balance of the project in

excess of Two million six thousand dollars (\$2,006,000).

(E) The Entity may request reimbursement for eligible costs any time after August 1, 2023. Requests for reimbursement shall be submitted to the Commission monthly and shall be supported with invoices and documentation that its providers were paid in full for the work performed.

(10) COMMISSION RIGHT OF WAY: All improvements made within the state-owned right-of-way shall become the Commission's property, and all future alterations, modifications, or maintenance thereof, will be the responsibility of the Commission.

(11) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(12) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the Entity.

(13) NO INTEREST: By contributing to the cost of this project or improvement, the Entity gains no interest in the constructed roadway or improvements whatsoever. The Commission shall not be obligated to keep the constructed improvements or roadway in place if the Commission, in its sole discretion, determines removal or modification of the roadway or improvements, is in the best interests of the state highway system. In the event the Commission decides to remove the landscaping, roadway, or improvements, the Entity shall not be entitled to a refund of the funds contributed by the Entity pursuant to this Agreement.

(14) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

(15) SECTION HEADINGS: All section headings contained in this Agreement are for the convenience of reference only and are not intended to define or limit the scope of any provision of this Agreement.

(16) NO ADVERSE INFERENCE: This Agreement shall not be construed more strongly against one party or the other. The parties to this Agreement had equal access to, input with respect to, and influence over the provisions of this Agreement. Accordingly, no rule of construction which requires that any allegedly ambiguous provision be interpreted more strongly against one party than the other shall be used in interpreting this Agreement.

(17) ENTIRE AGREEMENT: This Agreement represents the entire understanding between the parties regarding this subject and supersedes all prior written or oral communications between the parties regarding this subject.

(18) VOLUNTARY NATURE OF AGREEMENT: Each party to this Agreement warrants and certifies that it enters into this transaction and executes this Agreement freely and voluntarily and without being in a state of duress or under threats or coercion.

(19) NOTICES: Any notice or other communication required or permitted to be given hereunder shall be in writing and shall be deemed given three (3) days after delivery by United States mail, regular mail postage prepaid, or immediately after delivery in person, or by facsimile or electronic mail addressed as follows:

Commission to: Missouri Department of Transportation
Attn: Mark Croarkin
2675 North Main
Sikeston, MO 63801
Facsimile No.: (573) 472-5296
Email: mark.croarkin@modot.mo.gov

Entity to: City of Jackson
Attn: Dwain Hahs
101 Court Street
Jackson, MO 63755
Facsimile No.: (573) 243-4588
Email: mayorhahs@jacksonmo.org

or to such other place as the parties may designate in accordance with this Agreement.

(20) AUDIT OF RECORDS: The Entity must maintain all records relating to this Agreement, including but not limited to invoices, payrolls, etc. These records must be available at all reasonable times at no charge to the Commission and/or its designees or representatives during the period of this Agreement and any extension thereof, and for three (3) years from the date of final payment made under this Agreement.

(21) INDEMNIFICATION:

(A) To the extent allowed or imposed by law, the Entity shall defend, indemnify and hold harmless the Commission, including its members and department employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the Entity's wrongful or negligent performance of its obligations under this Agreement.

(B) The Entity will require any contractor procured by the Entity to work under this Agreement:

(1) To obtain a no cost permit from the Commission's District Engineer prior to working on the Commission's right-of-way, which shall be signed by an authorized contractor representative (a permit from the Commission's District Engineer

will not be required for work outside of the Commission's right-of-way); and

(2) To carry commercial general liability insurance and commercial automobile liability insurance from a company authorized to issue insurance in Missouri, and to name the Commission, and the Missouri Department of Transportation and its employees, as additional named insureds in amounts sufficient to cover the sovereign immunity limits for Missouri public entities (\$500,000 per claimant and \$3,000,000 per occurrence) as calculated by the Missouri Department of Insurance, Financial Institutions and Professional Registration, and published annually in the Missouri Register pursuant to Section 537.610, RSMo.

(C) In no event shall the language of this Agreement constitute or be construed as a waiver or limitation for either party's rights or defenses with regard to each party's applicable sovereign, governmental, or official immunities and protections as provided by federal and state constitution or law.

(22) WITHHOLDING OF FUNDS: In the event that the Entity fails, neglects, or refuses to enact, keep in force or enforce ordinances specified or enacts ordinances contrary to the provisions in this Agreement, or in any other manner fails, neglects or refuses to perform any of the obligations assumed by it under this Agreement, the Commission may, after serving written request upon the Entity for compliance and the Entity's failure to comply, withhold the expenditure of further funds for maintenance, improvement, construction, or reconstruction of the state highway system in the Entity, City of Jackson.

(23) ACCEPTED WITHIN HIGHWAY SYSTEM: Effective upon execution of this Agreement, the Commission temporarily accepts the portion of the Entity street system described in this Agreement as part of the State Highway System for the purposes of this project. However, during the construction period contemplated in this Agreement:

(A) The Commission will assume no police or traffic control functions not obligatory upon Commission immediately prior to the execution of this Agreement, and

(B) The Entity, shall perform or cause to be performed normal maintenance on the project site.

(24) CITY TO MAINTAIN: Upon completion of construction of this improvement, the Entity shall accept control and maintenance of the improved Entity street that was temporarily accepted as part of the State Highway System for the purposes of this project pursuant to paragraph (23) above and shall thereafter keep, control, and maintain the same as, and for all purposes, a part of the Entity street system at its own cost and expense and at no cost and expense whatsoever to the Commission. All obligations of the Commission with respect to the Entity street system under this Agreement shall cease upon completion of the improvement.

(25) MAINTENANCE:

(A) Except as provided in this Agreement, upon completion of the public improvement, the Commission will maintain all portions of the improvement within the Commission owned right-of-way. Maintenance by the Commission shall not in any case include maintenance or repair of sidewalks whether new or used in place, water supply lines, sanitary or storm sewers (except those storm sewers constructed by the Commission to drain the highway), city-owned utilities within the right-of-way or the removal of snow other than the machine or chemical removal from the traveled portion of the highway.

(B) When it is necessary to revise or adjust the Entity's, city streets, the right-of-way acquired for these adjustments and connections will be deeded to the Entity.

(C) The Entity shall inspect and maintain the sidewalks constructed by this project in a condition reasonably safe to the public and, to the extent allowed by law, shall indemnify and hold the Commission harmless from any claims arising from the construction and maintenance of said sidewalks.

(26) RIGHT-OF-WAY USE: The Entity grants the right to use the right-of-way of public roads, streets, alleys and any other property owned by the Entity as necessary for construction and maintenance of said public improvement.

(27) IMPROVEMENT WITHIN CITY: The improvement within the limits owned by the Entity is located as follows:

Description: *Beginning at the intersection of US Route 61 and Deerwood Drive, the limits of the improvement extends from 400 feet northwest of the intersection to a point 300 feet southeast of the intersection. Length of the improvement within city-owned right of way is approximately 700 feet.*

Remainder of Page Intentionally Left Blank; Signatures and Execution Appear on Following Page

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the Entity this _____(DATE)

Executed by the Commission this _____(DATE)

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF JACKSON

By _____

Asst. Chief Engineer

Mayor, City of Jackson

ATTEST:

ATTEST:

By _____

Secretary to the Commission

City Clerk, City of Jackson

Approved as to Form:

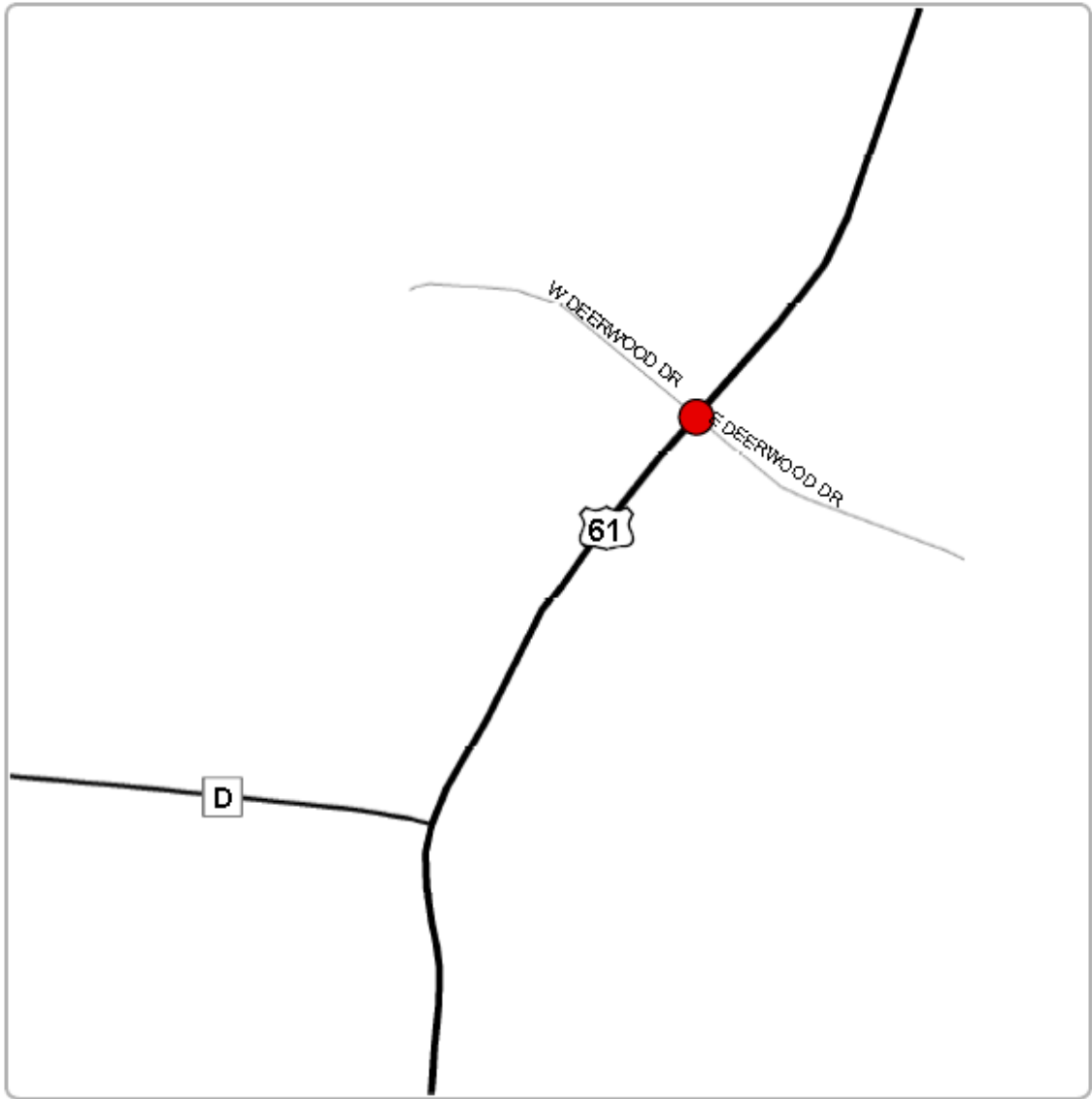
Approved as to Form:

Commission Counsel

City Attorney, City of Jackson

Ordinance No _____

Exhibit A:



Project Location

Project Location 



CITY OF JACKSON
ROUTE 61 ROUNDABOUT
CAPE GIRARDEAU COUNTY

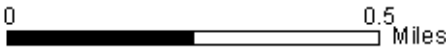


Exhibit B:

COST ESTIMATE

Project Name: Route 61 and Deerwood Drive/City of Jackson**MODOT Project Number:** SE0048**Description:** Construction of Roundabout at Intersection**Total Project Cost Estimate:** \$2,006,000**Local Entity:** \$1,003,000

	Current Estimate	Cost Share Eligible
Preliminary Engineering	\$215,500	\$215,500
PE Review	\$5,000	\$5,000
R/W	\$545,000	\$545,000
R/W Incidental	\$20,000	\$20,000
Construction	\$970,000	\$970,000
Utilities	\$100,000	\$100,000
Construction Engineering	\$145,500	\$145,500
CE Review	\$5,000	\$5,000
Total Project	\$2,006,000	\$2,006,000

Project Responsibilities:

Design	Entity
Right of Way	Entity/SE District
Letting	Entity
Inspection	Entity/SE District

Financial Responsibilities:

Southeast District	\$30,000	1%
Cost Share Funds	\$973,000	49%
City of Jackson	\$1,003,000	50%
Total	\$2,006,000	100%

The Entity, City of Jackson, shall be responsible for cost overruns on the project. Any underruns will be distributed based on the pro rata share.

Exhibit C

Project Schedule

Route 61 and Deerwood Drive Roundabout

Engineering	December 2022
Right of Way	December 2023
Letting	January 2024
Project Award	March 2024
Construction Start	April 2024
Construction Complete	October 2024