



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, January 17, 2023 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 January 3, 2023.

FINANCIAL AFFAIRS

3. Motion approving the semimonthly bills.
4. Motion approving the City Collector's Report.
5. Motion approving the City Collector's Annual Report.
6. Motion approving the City Clerk's and Treasurer's Reports.

ACTION ITEMS

Power, Light, and Water Committee

7. Motion approving the Semi-Annual Financial Statement, ending December 31, 2022.
8. Motion approving Change Order No. 2 to Power Line Consultants, LLC, of Farmington, Missouri, relative to the Wedekind 73 Pole Replacement Project.
9. Motion accepting the bid of Robinson Industrial, Heavy and Commercial Contracting, Inc. dba RIHC Contracting, of Perryville, Missouri, in the amount of \$1,269,000.00, relative to the Jackson Water Plant Improvements – Phase 2, Project 2D.
10. Bill proposing an Ordinance approving a contractual agreement with Robinson Industrial, Heavy and Commercial Contracting, Inc. dba RIHC Contracting, relative to the Jackson Water Plant Improvements – Phase 2, Project 2D.

Street, Sewer, and Cemetery Committee

11. Bill proposing an Ordinance authorizing a contractual agreement with Semo REDI, of Cape Girardeau, Missouri, relative to the solicitation of business, industry, and commerce.

12. Motion approving the appointment of Mayor Dwain Hahs to serve as the City's representative on the Semo REDI Board of Directors, for a term ending December 31, 2023.
- [13.](#) Bill proposing an Ordinance amending Chapter 5 (Alcoholic Beverages) of the Code of Ordinances.
- [14.](#) Bill proposing an Ordinance calling an election in the City of Jackson, Missouri, on April 4, 2023, to impose a sales tax at the rate of three percent on the retail sales of adult use non-medicinal marijuana.

NON-AGENDA CITIZEN INPUT

INFORMATION ITEMS

15. Report by Mayor
16. Reports by Board Members
17. Report by City Attorney
18. Report by City Administrator
19. 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 01/13/2023 at 04:30 PM.



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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, Mike Seabaugh, Paul Sander, David Hitt, Tommy Kimbel, 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 Hitt, to adopt the agenda, as presented. Ayes-7; Nays-0; Absent-1.

Motion to Approve the Minutes of the)
 December 19, 2022, Regular Board)
 Meeting)

Motion made by Alderman Hitt, seconded by Alderwoman Young, to approve the minutes of the preceding Regular Board Meeting of Monday, December 19, 2022. Ayes-7; Nays-0; Absent-1.

Motion to Approve Bills of January, 2023)

Now is presented the Semimonthly Bills Report, in the various funds for the month of January, 2023. Motion made by Alderwoman Young, seconded by Alderman Kimbel, to approve the Semimonthly Bills in the various funds for January, 2023. Ayes-7; Nays-0; Absent-1.

Motion to Change the Date of the Board)
 of Aldermen Regular Meeting and Study)
 Session in Observance of the)
 Presidents' Day Holiday)

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh, to change the date of the Board of Aldermen Regular Meeting and Study Session from Monday, February 20, 2023, to Tuesday, February 21, 2023, in observance of the Presidents' Day holiday. Ayes-7; Nays-0; Absent-1.

Ordinance No. 23-01 Re: To Authorize)
 the Mayor to Sign Depository)
 Agreements with First Missouri State)
 Bank, Commerce Bank, First State)
 Community Bank, The Bank of Missouri,)
 and US Bank)

The matter of authorizing the Mayor to sign Depository Agreements with First Missouri State Bank, Commerce Bank, First State Community Bank, The Bank of Missouri, and US Bank, came on for consideration. Alderman Reiminger introduced Bill No. 23-01, being for an ordinance entitled as follows:

**A BILL TO ENACT AN ORDINANCE TO AUTHORIZE SELECTION OF
 DEPOSITORIES FOR DEMAND DEPOSITS OF CITY FUNDS; AND TO**



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**AUTHORIZE THE SELECTION OF DEPOSITORIES FOR THE INVESTMENT OF
 IDLE CITY FUNDS; AND TO AUTHORIZE THE MAYOR TO SIGN DEPOSITORY
 AGREEMENTS WITH DEPOSITORIES.**

Motion made by Alderman Reiminger, seconded by Alderman Kimbel, Bill No. 23-01 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. 23-01 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. 23-01 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Baker-aye; Alderwoman Young-aye; Alderman Hitt-aye; Alderman Reiminger-aye; Alderman Kimbel-aye; Alderman Seabaugh-aye; Alderman Sander-aye; and Alderwoman Liley-absent.

BILL NO. 23-01

ORDINANCE NO. 23-01

**A BILL TO ENACT AN ORDINANCE TO AUTHORIZE SELECTION OF
 DEPOSITORIES FOR DEMAND DEPOSITS OF CITY FUNDS; AND TO
 AUTHORIZE THE SELECTION OF DEPOSITORIES FOR THE INVESTMENT OF
 IDLE CITY FUNDS; AND TO AUTHORIZE THE MAYOR TO SIGN DEPOSITORY
 AGREEMENTS WITH DEPOSITORIES.**

WHEREAS, the City of Jackson, desires to enter into a depository agreement with **First Missouri State Bank, Commerce Bank, First State Community Bank, The Bank of Missouri, and US Bank** for the deposit of Demand Deposits or checking account funds; and

WHEREAS, the City of Jackson, desires to enter into a depository agreement with said banks regarding the investment of idle City Funds.

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

1. That the Mayor is hereby, authorized and directed to sign a depository agreement with **First Missouri State Bank, Commerce Bank, First State Community Bank, The Bank of Missouri, and US Bank**. Said agreements are attached hereto and incorporated herein by reference.

2. That all of said depository agreements shall have a one-year term under a depository agreement as required by state statute.

3. That said banks shall be depositories for all demand deposits of checking account funds of the City in an unlimited amount subject only to the deposit of securities as required by; Sections 110.010 and 110.020, RSMo.



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4. That said banks shall be authorized to hold idle investment funds of the City, subject to the required deposit of securities as required by Section 110.010 and 110.020, RSMo.

5. The Treasurer of the City shall, whenever the City accumulates idle funds, invest said funds in time certificates of deposits, based upon the highest sealed bids received from the designated depositories. All of such investment funds shall be in One Hundred Thousand Dollars (\$100,000.00) or more increments. The Treasurer shall notify the depositories of available money for bid by phone, electronic transmission or United States Mail.

6. This ordinance shall take effect and be in force from and after its passage and approval and shall repeal all ordinances or parts thereof in conflict herewith.

FIRST READING: January 3, 2023.

SECOND READING: January 3, 2023.

PASSED AND APPROVED this 3rd day of January, 2023, 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 Accept the Greensferry Road)
 Traffic Assessment Memo, as Prepared)
 By Lochmueller Group, Inc., of St. Louis,))
 Missouri)

Motion made by Alderman Baker, seconded by Alderman Hitt, to accept the Greensferry Road Traffic Assessment Memo, as prepared by Lochmueller Group, Inc., of St. Louis, Missouri. Ayes-7; Nays-0; Absent-1.

Motion to Approve Task Order)
 Authorization No. 23-01 to Lochmueller)
 Group, Inc., of St. Louis, Missouri,)
 Relative to providing Engineering)
 Services under the Main Street Corridor)
 Pedestrian Safety Study)

Motion made by Alderman Baker, seconded by Alderwoman Young, to approve Task Order Authorization No. 23-01, in the amount of \$37,849.96, to Lochmueller Group, Inc., of St. Louis, Missouri, relative to providing engineering services under the Main Street Corridor Pedestrian Safety Study. Ayes-7; Nays-0; Absent-1.

Ordinance No. 23-02 Re: To Approve a)



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Contractual Agreement with)
 Lochmueller Group, Inc., of St. Louis,)
 Missouri, relative to providing)
 Engineering Services under the Main)
 Street Corridor Pedestrian Safety Study)

The matter of approving a contractual agreement with Lochmueller Group, Inc., of St. Louis, Missouri, relative to providing engineering services under the Main Street Corridor Pedestrian Safety Study, came on for consideration. Alderman Baker introduced Bill No. 23-02, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND LOCHMUELLER GROUP, INC. OF ST. LOUIS, MISSOURI, RELATIVE TO PROVIDING ENGINEERING SERVICES UNDER THE MAIN STREET CORRIDOR PEDESTRIAN SAFETY STUDY; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Motion made by Alderman Baker, seconded by Alderman Hitt, Bill No. 23-02 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 Baker, seconded by Alderman Hitt, Bill No. 23-02 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. 23-02 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Reiminger-aye; Alderwoman Young-aye; Alderman Hitt-aye; Alderman Baker-aye; Alderman Kimbel-aye; Alderman Seabaugh-aye; Alderman Sander-aye; and Alderwoman Liley-absent.

BILL NO. 23-02

ORDINANCE NO. 23-02

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND LOCHMUELLER GROUP, INC. OF ST. LOUIS, MISSOURI, RELATIVE TO PROVIDING ENGINEERING SERVICES UNDER THE MAIN STREET CORRIDOR PEDESTRIAN SAFETY STUDY; 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 contract 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 contract.

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 contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and **Lochmueller Group, Inc. of St. Louis,**



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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 contract.

Section 2. That the Mayor is hereby authorized and directed to execute said contract 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 contract.

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: January 3, 2023.

SECOND READING: January 3, 2023.

PASSED AND APPROVED this 3rd day of January, 2023, 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. 23-03 Re: To Authorize)
the Mayor to Execute a Deed of)
Dedication for the East Monroe Street)
Right of Way)

The matter of authorizing the Mayor to execute a Deed of Dedication for the East Monroe Street Right of Way, came on for consideration. Alderman Baker introduced Bill No. 23-03, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI TO EXECUTE A DEED OF DEDICATION BY AND BETWEEN THE CITY AND THE CITY OF JACKSON, MISSOURI; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.



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Motion made by Alderman Baker, seconded by Alderwoman Young, Bill No. 23-03 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 Baker, seconded by Alderwoman Young, Bill No. 23-03 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. 23-03 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Seabaugh-aye; Alderman Reiminger-aye; Alderwoman Young-aye; Alderman Hitt-aye; Alderman Baker-aye; Alderman Kimbel-aye; Alderman Sander-aye; and Alderwoman Liley-absent.

BILL NO. 23-03

ORDINANCE NO. 23-03

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI TO EXECUTE A DEED OF DEDICATION BY AND BETWEEN THE CITY AND THE CITY OF JACKSON, MISSOURI; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

WHEREAS, the Mayor and Board of Aldermen of the City of Jackson, Missouri, have heretofore been presented a Deed of Dedication 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 the conveyance of said Deed of Dedication.

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 conveyance of a Deed of Dedication marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, Missouri, a municipal corporation, and the City of Jackson, Missouri, a municipal corporation. It is the belief of the Mayor and Board of Aldermen of the City of Jackson, Missouri, that it is in the best interests of the citizens of the City of Jackson, Missouri, that the City enter into said Deed of Dedication.

Section 2. That the Mayor of the City of Jackson, Missouri, be and is hereby authorized and directed to execute said conveyance of a Deed of Dedication for and on behalf of the City of Jackson, Missouri.

Section 3. That the City Clerk of the City of Jackson, Missouri, is hereby authorized and directed to attest to the signature of the Mayor on the attached Deed of Dedication.



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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: January 3, 2023.

SECOND READING: January 3, 2023.

PASSED AND APPROVED this 3rd day of January, 2023, 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. 23-04 Re: To Accept a)
 Deed of Dedication for the East Main)
 Street Right of Way, from the City of)
 Jackson, Missouri)

The matter of accepting a Deed of Dedication for the East Monroe Street Right of Way, from the City of Jackson, Missouri, came on for consideration. Alderman Baker introduced Bill No. 23-04, being for an ordinance entitled as follows:

**AN ORDINANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO
 ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTY DEEDED TO
 THE CITY, WHICH SAID PROPERTY IS PARTICULARLY SET FORTH IN THE
 ATTACHED DEED OF DEDICATION.**

Motion made by Alderman Baker, seconded by Alderman Hitt, Bill No. 23-04 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 Baker, seconded by Alderman Hitt, Bill No. 23-04 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. 23-04 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Kimbel-aye; Alderman Seabaugh-aye; Alderman Reiminger-aye; Alderwoman Young-aye; Alderman Hitt-aye; Alderman Baker-aye; Alderman Sander-aye; and Alderwoman Liley-absent.

BILL NO. 22-04

ORDINANCE NO. 22-04

**AN ORDINANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO
 ATTEST TO THE CITY'S ACCEPTANCE OF CERTAIN PROPERTY DEEDED TO**



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THE CITY, WHICH SAID PROPERTY IS PARTICULARLY SET FORTH IN THE ATTACHED DEED OF DEDICATION.

WHEREAS, the **City of Jackson, Missouri**, of the County of Cape Girardeau, State of Missouri, deeded to the City of Jackson, Missouri, the property described in the Deed of Dedication, 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 Deed which is attached hereto, subject to all of the terms and conditions therein expressed.

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 deed.

Section 3. The City Clerk of the City of Jackson, Missouri, is hereby directed to file a copy of said deed 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: January 3, 2023.

SECOND READING: January 3, 2023.

PASSED AND APPROVED this 3rd day of January, 2023, by a vote of 7 ayes, 0 nays, 0 abstentions and 1 absent.

(SEAL) ATTEST: Liza Walker (signed) City Clerk City Administrator James Roach requests Closed Session	CITY OF JACKSON, MISSOURI By: Dwain L. Hahs (signed) Mayor))
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Now comes forth City Administrator James Roach to request to proceed into closed session for one item of real estate in accordance with Section 610.021(2) and one matter of personnel in accordance with Section 610.021(3) RSMo.



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Motion to Recess the Meeting to Study)
 Session)

On a motion by Alderman Baker, seconded by Alderman Hitt, to recess the meeting at 6:11 P.M., to convene to the Study Session. Ayes-7; Nays-0; Absent-1.

.....

Returned to Open Session at 6:45 P.M., from Study Session.

Motion to Proceed into Closed Session)
 and to Adjourn the Meeting)

Meeting concluded at 6:45 P.M. On a motion by Alderman Baker, seconded by Alderman Kimbel, it is ordered that the Board now convene into closed session for one item of real estate in accordance with Section 610.210(2) RSMo and one matter of personnel in accordance with Section 610.210(3) RSMo and that the meeting will stand adjourned upon the adjournment of the closed session. On roll call: Alderman Sander-aye; Alderwoman Liley-absent; Alderman Kimbel-aye; Alderman Seabaugh-aye; Alderwoman Young-aye; Alderman Reiminger-aye; Alderman Hitt-aye; and Alderman Baker-aye. Ayes-7; Nays-0; Absent-1.

ATTEST:

Mayor

City Clerk

CITY COLLECTOR'S REPORT FOR DECEMBER 2022

DESCRIPTION	ELECTRIC FUND	WATER FUND	WASTEWATER FUND	LANDFILL FUND	GEN. REV. FUND	TOTAL
Service Charges	966,912.21	237,199.16	185,631.82	56,603.89	-	1,446,347.08
Penalties	4,764.50	1,353.70	1,047.23	286.14	-	7,451.57
Sales Tax	33,496.85	7,253.35	-	-	-	40,750.20
Disconnect Fees	881.74	-	-	-	-	881.74
Returned Transaction Fees	360.00	-	-	-	-	360.00
Customer Relocation Fees	-	-	-	-	225.00	225.00
Trash Stickers	-	-	-	2,321.00	-	2,321.00
UTILITY COLLECTIONS	1,006,415.30	245,806.21	186,679.05	59,211.03	225.00	1,498,336.59
Adjustments - Services	-	-	-	-	-	-
Adjustments - Penalties	-	-	-	-	-	-
Adjustments - Taxes	-	-	-	-	-	-
Adjustments - Service Fees	-	-	-	-	-	-
NET UTILITY COLLECTIONS	1,006,415.30	245,806.21	186,679.05	59,211.03	225.00	1,498,336.59
Business/Contractor Licenses	-	-	-	-	8,375.00	8,375.00
Event Fees/Misc. Charges	-	-	-	-	-	-
NON-UTILITY COLLECTIONS	-	-	-	-	8,375.00	8,375.00
Misc. Adjustments	-	-	-	-	-	-
Interest on Collector's bank account	-	-	-	-	-	100.92
Cash in bank	-	-	-	-	-	1,506,812.51
Missouri Sales Tax payment	(33,496.85)	(7,253.35)	-	-	-	(40,750.20)
TO CITY TREASURER					\$	1,466,062.31

Respectfully Submitted,



City Collector

COLLECTOR'S REPORT FOR 2022

DESCRIPTION	ELECTRIC FUND	WATER FUND	WASTEWATER FUND	LANDFILL FUND	GEN. REV. FUND	TOTAL
Service Charges	15,832,062.37	3,009,412.87	2,364,023.91	683,326.88	-	21,888,826.03
Late Fees	83,899.14	16,975.76	13,489.98	3,634.02	-	117,998.90
Sales Tax	501,675.49	91,560.55	-	-	-	593,236.04
Connection Fees	17,082.33	-	-	-	-	17,082.33
Returned Transaction Fees	3,660.00	-	-	-	-	3,660.00
Customer Relocation Fees	-	-	-	-	3,250.00	3,250.00
Trash Stickers	-	-	-	16,535.00	-	16,535.00
UTILITY COLLECTIONS	16,438,379.33	3,117,949.18	2,377,513.89	703,495.90	3,250.00	22,640,588.30
Transfer to Deposit Acct. - Refund	(27.08)	-	-	-	-	(27.08)
NET UTILITY COLLECTIONS	16,438,379.33	3,117,949.18	2,377,513.89	703,495.90	3,250.00	22,640,561.22
Business / Contractor License	-	-	-	-	27,967.50	27,967.50
Event Charges / Misc.	2,625.00	-	-	-	-	2,625.00
NON-UTILITY COLLECTIONS	2,625.00	-	-	-	27,967.50	30,592.50
Misc. Adjustments	-	-	-	-	-	-
Interest on Funds	-	-	-	-	-	174.69
Cash in Bank	-	-	-	-	-	22,671,328.41
Missouri Sales Tax Payment	(501,675.49)	(91,560.55)	-	-	-	(593,236.04)
Money Due to City Treasurer					\$	22,078,092.37

Respectfully Submitted,



City Collector



CITY CLERK'S REPORT FOR THE MONTH OF DECEMBER, 2022

ELECTRIC

Sale of Merchandise	0.00	
Cable TV Pole Rental	0.00	
Electric Meters	375.00	
Electric Service Lines	0.00	
Returned Check Fees	0.00	
URD Services	650.00	
Sales Tax Commission	920.47	
Labor and Equipment Use	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		1,945.47

CEMETERY

Sale of Lots	3,000.00	
Sale of Niches	1,500.00	
Grave Openings	6,950.00	
Niche Openings	200.00	
Weekend/Holiday Grave Openings/Inurnments	0.00	
Disinterments/Disinurnments	<u>0.00</u>	
TOTAL		11,650.00

WATER & SEWER

WATER

Water Taps & Water Meters	0.00	
Sale of Merchandise	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		0.00

WASTEWATER

Wastewater Miscellaneous	0.00	
Industrial Discharge Permit	<u>0.00</u>	
TOTAL		0.00

GENERAL REVENUE

Building Permits	176.50	
Electric Permits	80.00	
Gas Permits	40.00	
Plumbing/Sewer Permits	100.00	
Sewer Tap Permits	0.00	
Public Hearing & Plat Recording	0.00	
Stormwater Review Fees	0.00	
Street Repair or Mowing	0.00	
Gas Franchise	11,597.44	
Sale of Merchandise	0.00	
Community Room	0.00	
Cable TV Franchise	0.00	
Copies	62.50	
Telephone Franchise Fees	7,341.96	
Fire Cost Recovery	0.00	
Court Fines	0.00	
Court Costs	0.00	
Fingerprint Fee	0.00	
Court Postage	0.00	
Court Warrant Fees	0.00	
Crime Victims Compensation	0.00	
Interest Earned	0.00	
Jail Expense Reimbursement	0.00	
Cell Tower Rental	1,058.00	
Health Insurance Reimbursement	130.74	
Street Repair or Scrap Metal	<u>0.00</u>	
TOTAL		20,587.14

INMATE SECURITY FUND

Inmate Security Court Costs	<u>0.00</u>	
TOTAL		0.00

PARK

Misc. Park Rentals	0.00	
Ballfield Rentals	210.00	
Pavilion Rentals	<u>0.00</u>	
TOTAL		210.00

TRUST & AGENCY

July 4th Receipts	0.00	
Farmers Market Fees	<u>0.00</u>	
TOTAL		0.00

PARK FOUNDATION

Donations	0.00	
Civic Center Donations	<u>0.00</u>	
TOTAL		0.00

RECREATIONAL DEVELOPMENT

Pool Concession Receipts	0.00	
Swimming Pool Gate Receipts	0.00	
Softball Tournament Fees	0.00	
Reimb./Donations/Special Events	0.00	
Baseball Concessions	0.00	
Baseball Entry Fees	0.00	
Baseball Sponsor Fees	<u>0.00</u>	
TOTAL		0.00

LANDFILL

Refuse Collections	490.00	
Recyclables	150.30	
E-Cycle TV/Monitor Fees	0.00	
Royalties	<u>0.00</u>	
TOTAL		640.30

RECREATIONAL SALES TAX FUND

Civic Center Rentals	7,221.50	
Civic Center Programs	0.00	
Civic Center Membership Fees	40.50	
Civic Center Entry Fees	1,171.50	
Civic Center Concessions	<u>197.25</u>	
TOTAL		8,630.75

HEALTH INSURANCE FUND

Health Insurance Reimbursement	<u>1,177.00</u>	
TOTAL		1,177.00

STORMWATER FUND

Stormwater Credit	0.00	
Stormwater Maintenance	<u>2.56</u>	
TOTAL		2.56

TRANSPORTATION SALES TAX

Rent - Donna Drive Extension	<u>1,282.50</u>	
TOTAL		1,282.50

REPORT TOTAL		<u>\$46,125.72</u>
--------------	--	--------------------

Water & Light Deposit Accounts

DECEMBER, 2022

Beginning Balance December 1, 2022:	\$279,904.53
TOTAL DEPOSITS	\$16,930.17
TOTAL REFUNDS	\$15,563.81
Ending Balance December 31, 2022:	\$281,270.89

Balance Consists of :

Checking Account for US Bank	\$71,270.89
Investments	\$210,000.00
	\$281,270.89

CITY TREASURER'S REPORT FOR DECEMBER, 2022

Item 6.

FUND	FUND BALANCES 12-01-2022	RECEIPTS	TRANSFER OF FUNDS	DISBURSEMENTS	FUND BALANCES 12-31-2022	INVESTMENTS	CASH BALANCE 12-31-2022
ELECTRIC FUND							
Operation & Maintenance	-	997,138.01	139,454.77	1,136,592.78	-	-	-
Electric Surplus	5,096,436.38	-	(131,469.58)	25,958.06	4,939,008.74	3,930,168.39	1,008,840.35
Electric Capital Projects Fund	7,337,080.89	-	-	107,359.50	7,229,721.39	7,112,000.00	117,721.39
General Revenue	1,240,725.39	935,607.04	426,607.18	539,451.69	2,063,487.92	1,050,000.00	1,013,487.92
Landfill Fund	455,145.24	59,855.44	(8,136.91)	49,978.62	456,885.15	245,000.00	211,885.15
City Park Fund	26,830.47	192,446.48	(9,321.77)	31,419.69	178,535.49	-	178,535.49
Public Park Foundation Fund	117,819.77	-	-	-	117,819.77	-	117,819.77
Cemetery Fund	818,060.62	127,955.22	(5,118.80)	11,829.45	929,067.59	299,000.00	630,067.59
Band Fund	-	116,305.22	-	116,305.22	-	-	-
Stormwater Maintenance Fund	282,537.78	2.56	-	-	282,540.34	61,000.00	221,540.34
ARPA Fund	2,909,486.02	5.34	-	28,645.00	2,880,846.36	1,278,210.59	1,602,635.77
Road Use Tax Fund	918,956.58	63,327.26	(19,166.66)	-	963,117.18	850,000.00	113,117.18
Sales Tax Fund	3,809,735.21	247,890.94	(945.00)	11,184.35	4,045,496.80	2,443,475.31	1,602,021.49
Fire Protection Sales Tax Fund	114,359.56	58,554.04	(169,580.60)	-	3,333.00	-	3,333.00
Recreation Sales Tax	178,328.68	67,184.80	(6,303.99)	20,663.76	218,545.73	-	218,545.73
Public Safety Sales Tax	222,935.34	117,107.76	(339,043.10)	-	1,000.00	-	1,000.00
Trust and Agency Fund	1,023,362.00	13,880.47	11,018.08	43,692.52	1,004,568.03	720,000.00	284,568.03
Recreational Development	37,485.68	-	(275.71)	709.26	36,500.71	-	36,500.71
Transportation Sales Tax	1,925,497.57	274,234.04	(234,036.16)	523,927.19	1,441,768.26	1,423,000.00	18,768.26
I-55 Corridor Special Alloc.	697.20	-	-	-	697.20	-	697.20
Capital Projects Construction	-	-	-	-	-	-	-
CDBG Grant Fund	-	-	-	-	-	-	-
Health Insurance Fund	665,952.47	11,523.00	142,667.04	177,486.43	642,656.08	-	642,656.08
Inmate Security Fund	15,377.62	104.00	-	-	15,481.62	-	15,481.62
Equitable Sharing Fund	3,617.07	-	-	-	3,617.07	-	3,617.07
WATER & SEWER FUND							
Water Operation & Maint.	-	238,859.50	(149,802.50)	89,057.00	-	-	-
Water Replacement	722,146.47	-	-	-	722,146.47	715,000.00	7,146.47
Water & Sewer Revenue Bond	131,361.76	-	-	102,551.50	28,810.26	-	28,810.26
Water & Sewer Deprec. Res.	30,000.00	-	-	-	30,000.00	30,000.00	-
Water & Sewer Bond Reserve	50,000.00	-	-	-	50,000.00	50,000.00	-
Water & Sewer Contingent	30,000.00	-	-	-	30,000.00	30,000.00	-
Water & Sewer Surplus	9,610,259.40	-	269,910.13	37,834.00	9,842,335.53	9,306,555.38	535,780.15
Wastewater Operation & Maint.	-	186,694.09	(150,492.58)	36,201.51	-	-	-
Wastewater Replacement	1,107,364.99	-	-	12,996.25	1,094,368.74	1,089,907.52	4,461.22
W & S Construction Fund	1,208,753.95	-	234,036.16	519,945.72	922,844.39	200,000.00	722,844.39
TOTALS	40,090,314.11	3,708,675.21	-	3,623,789.50	40,175,199.82	30,833,317.19	9,341,882.63

Respectfully Submitted,

Cash on Hand	1,475.00
General Account	7,870,728.25
Collectors Account	1,466,062.31
Equitable Sharing Fund	3,617.07

Liza Walker, City Clerk/Treasurer (signed)

TOTAL	9,341,882.63
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**CITY OF JACKSON, MISSOURI - SEMI-ANNUAL FINANCIAL STATEMENT
FOR THE PERIOD OF JULY 1, 2022, TO DECEMBER 31, 2022**

	FUND BALANCES 07-01-2022	RECEIPTS	TRANSFER OF FUNDS	DISBURSEMENTS	FUND BALANCES 12-31-2022
ELECTRIC FUND					
Operation & Maintenance	-	7,119,865.83	198,925.44	7,318,791.27	-
Electric Reserve Fund	-	-	-	-	-
Electric Surplus Fund	3,799,427.79	1,587,538.30	(131,469.58)	316,487.77	4,939,008.74
Capital Projects Fund	7,456,672.39	-	-	226,951.00	7,229,721.39
General Revenue	3,766,021.87	1,206,437.79	817,500.02	3,726,471.76	2,063,487.92
Landfill Fund	488,979.66	393,878.89	(48,654.70)	377,318.70	456,885.15
City Park Fund	213,959.48	201,078.92	(25,210.74)	211,292.17	178,535.49
Public Park Foundation Fund	142,648.77	7,122.00	-	31,951.00	117,819.77
Cemetery Fund	862,575.47	176,479.32	(34,497.10)	75,490.10	929,067.59
Band Fund	-	118,634.11	-	118,634.11	-
Stormwater Fund	280,480.54	2,059.80	-	-	282,540.34
ARPA Fund	1,402,269.16	1,511,288.70	-	32,711.50	2,880,846.36
Road Use Fund	1,138,904.66	351,448.17	(114,999.96)	412,235.69	963,117.18
Sales Tax Fund	2,885,402.88	1,484,431.64	(298,404.59)	25,933.13	4,045,496.80
Fire Protection Sales Tax Fund	3,333.00	349,309.32	(349,309.32)	-	3,333.00
Recreation Sales Tax Fund	894.14	395,811.01	(56,447.49)	121,711.93	218,545.73
Public Safety Sales Tax	1,000.00	698,438.31	(698,438.31)	-	1,000.00
Trust and Agency Fund	997,959.46	123,032.04	113,404.30	229,827.77	1,004,568.03
Recreational Development	109,884.22	29,364.00	(17,183.26)	85,564.25	36,500.71
Transportation Sales Tax	2,194,456.61	865,104.71	(234,036.16)	1,383,756.90	1,441,768.26
I-55 Corridor Special Allocation	619.70	77.50	-	-	697.20
Capital Projects Construction Fund	-	-	-	-	-
CDBG Grant Fund	-	-	-	-	-
Health Insurance Fund	750,256.98	68,773.10	878,480.86	1,054,854.86	642,656.08
Inmate Security Fund	14,699.12	782.50	-	-	15,481.62
Equitable Sharing Fund	3,617.07	-	-	-	3,617.07
WATER & SEWER FUND					
Water Operation & Maintenance	-	827,895.84	(265,668.94)	562,226.90	-
Water Replacement	716,475.57	21,060.50	(15,389.60)	-	722,146.47
Water & Sewer Revenue Bond	22,582.77	427,901.44	-	421,673.95	28,810.26
Water & Sewer Deprec. Reserve	30,000.00	-	-	-	30,000.00
Water & Sewer Bond Reserve	50,000.00	-	-	-	50,000.00
Water & Sewer Contingent	30,000.00	-	-	-	30,000.00
Water & Sewer Surplus	9,607,892.46	1,084,106.11	285,299.73	1,134,962.77	9,842,335.53
Wastewater Operation & Maint.	-	498,373.74	(237,936.76)	260,436.98	-
Wastewater Replacement Acct.	1,113,253.35	-	-	18,884.61	1,094,368.74
Water & Sewer Construction	1,584,465.55	419.07	234,036.16	896,076.39	922,844.39
	39,668,732.67	19,550,712.66	-	19,044,245.51	40,175,199.82
<u>OUTSTANDING INDEBTEDNESS:</u>					
Waterworks & Sewerage-2016	2,450,000.00		Cash on Hand		1,475.00
Lease/Purchase Series 2015	300,000.00		General Account		38,704,045.44
Waterworks & Sewerage-COPS 2013	685,000.00		Collector's Account		1,466,062.31
Waterworks & Sewerage-2019	2,970,000.00		Equitable Sharing Fund		3,617.07
	6,405,000.00				
			TOTAL		40,175,199.82

I, Liza Walker, City Clerk and Treasurer of the City of Jackson, Missouri, do hereby certify that the above statement of receipts and disbursements of the various funds of the said City of Jackson, Missouri, for the six month period ending December 31, 2022, and the financial conditions thereof on said date are true and correct as shown by the records of said City.

IN WITNESS THEREOF, I have unto set my hand affixed the seal of the City of Jackson, Missouri, this 9th day of January, 2023. Respectfully submitted, Liza Walker (signed) City Clerk/Treasurer

MEMO



To: Mayor and Board of Aldermen
From: Don Schuette
Date: Thursday, January 12, 2023
Re: PLC, Inc. Change Order #2

Attached please find Change Order #2 requested by PLC, Inc. for the Wedekind 73 project. This request is for a time extension only. Materials for this project have been extremely difficult to locate and thus have caused delays for the project completion. I would recommend approval of this change order as this delay is out of their control.

If you have any other questions or concerns, please let me know.

Best regards,

Don Schuette

Director of Electric Utilities



Allen&Hoshall

1661 International Drive, Suite 100
Memphis, Tennessee 38120
Office 901.820.0820
Fax 901.683.1001
www.allenhoshall.com

January 10, 2023

Mr. Donald Schuette
Director of Electric Utilities
City of Jackson, MO
101 Court Street
Jackson, MO 63755

**RE: Change Order No. 2
Wedekind 73 Pole Replacement Project**

Dear Mr. Schuette:

Please see attached Change Order No. 2 for the Wedekind 73 Pole Replacement Project. We are recommending the final completion date to be extended again due to material manufacturing delays. We have been in contact with Power Line Consultants and their material vendor to estimate the completion date in the change order.

If there are any questions, please contact me at 901.261.4732

Sincerely,

Allen & Hoshall

Bobby Davidson

Cc: Scott Burleson P.E., Allen & Hoshall

RDD: \\AHMEM03\eu\Jackson MO\81920 - Wedekind 73 Pole Replace\Corr\Change Order 1.docx

CHANGE ORDER No. 2Project: **Wedekind 73 Pole Replacement**

Date of Issuance: _____

Owner: **City of Jackson MO**Address: **101 Court Street, Jackson MO 63755**Contractor: **Power Line Consultants LLC**Owner's Project No. Ordinance 22-45Engineer/Architect: **Allen & Hoshall, Inc.**Engineer/Architect's Project No. **81920**

You are directed to make the following changes in the Contract Documents.

Description: **Change the Final Completion Date from January 31, 2023, to March 31, 2023.**

Purpose of Change Order: Change in Contract Time due to Material Suppliers Delivery Delay. We are recommending the contract final completion to be adjusted to the end of March 2023 to allow Power Line Consultants time to complete the work.

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME:
Original Contract Price \$ _____	Original Contract Time September 07, 2022 days or date
Net Change from previous Change Orders No. _____ thru No. _____ \$ _____	Net Change from previous Change Orders No. _____ thru No. _____ N/A days
Contract Price prior to this Change Order \$ _____	Contract Time Prior to this Change Order January 31, 2023 days or date
Net Increase (Decrease) of this Change Order \$ _____	Net Increase (Decrease) of this Change Order 43 Business Days (Does not include Holidays or weekends) days
Contract price with all approved Change Orders \$ _____	Contract Time with all approved Change Orders March 31, 2023 days or date

RECOMMENDED:

APPROVED:

APPROVED:

By: Robby Davidson

By: _____

By: Payge DavertAllen & Hoshall, Inc.
Engineer/ArchitectCity of Jackson MO
OwnerPower Line Consultants LLC
ContractorDate: 01/10/2023

Date: _____

Date: 1/10/2023

END OF DOCUMENT



THE POWER HOUSE AT UNION STATION • 401 S. 18th ST., STE. 400 • SAINT LOUIS, MISSOURI 63103-2296
314-531-4321 • FAX 844-339-2910 • www.HornerShifrin.com

December 26, 2022

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

**Re: City of Jackson
Jackson Water Plant Improvements – Phase 2, Project 2D
Evaluation of Bids**

Dear Mr. Peetz:

In accordance with your request, Horner & Shifrin (H&S) has reviewed the three bid proposals pertaining to the above-referenced project, which were received by the City of Jackson on December 20th, 2022. Enclosed is the Bid Tabulation which summarizes the results of our bid evaluation.

Three bids were received for this project ranging from RIHC Contracting low bid of \$1,269,000 to the high bid of \$1,685,437.00 from T. Drury Contracting, Inc. Please note that our Engineer's Opinion of Probable Cost for this construction was \$1,258,800.00. The Engineer's estimate was based on Means Construction Cost Estimating books, past projects in the area, and manufacturer quotes. The lowest bid was 0.8% above the opinion of probable construction cost and the high bid was 29% above the opinion of probable construction cost.

In order to assess conformance of the submitted bids with the Procedural Bid Submittal Requirements, we examined the supplemental materials required by the Bidding Documents to be submitted with the Bid Form – Bid Bond, List of Major Subcontractors, and qualifications data. All bidders met conformance with all bid submittal items.

There were some concerns regarding the low bid received by RIHC Contracting, since they were \$375,000 below the next lowest bidder. H&S conducted a Teams meeting with RIHC and went through the entire project in detail to make sure they did not miss any significant items. There were a few small items that they missed, but nothing that would result in them pulling their bid. Overall, they are comfortable with their bid price.

We were contacted by another bidder the afternoon before bids were due, asking us about the coating systems. We discovered at that time there was confusion regarding the concrete coating systems to be used and where, but there was no time to get an addendum out. This item was one of the items RIHC did not include in their bid, but we agreed that since this was unclear in the bidding documents a Change Order will be issued after the Contract is awarded to add the System 12 coating to the new slab over the existing pit, which would total approximately \$6,200.

On the basis of our review of these bids, the agreement to add the Change Order, and the supporting materials submitted and discussions with the contractor, it is the recommendation of Horner & Shifrin



Mr. Kent Peetz
December 26, 2022
Page 2

that the City of Jackson award RIHC Contracting as the successful bidder for the Jackson Water Plant Implementation Project – Phase 2, Project 2D.

The contract amount would be \$1,269,000.

If there are any questions or need to discuss our bid evaluation further, please contact me.
We greatly appreciate the opportunity to continue to serve the City of Jackson.

Respectfully Submitted,

Lisa Fennewald, P.E.
Project Manager

cc: File

CITY OF JACKSON, MISSOURI
JACKSON WATER PLANT IMPROVEMENTS - PHASE 2, PROJECT 2D
BID TABULATION

		Bidders		
Bid Rank (Low to High)		1	2	3
Engineer's Estimate Horner & Shifrin		RIHC	Zoellner	T.Drury
Conformance to Bid Submittal Requirements				
Bid Signed	--	yes	yes	yes
Addendum No. 1	--	yes	yes	yes
Addendum No. 2	--	yes	yes	yes
Bid Bond Submitted 5%	--	yes	yes	yes
List of Major Subcontractors	--	yes	yes	yes
List of Major Manuf. and Suppliers	--	yes	yes	yes
Qual's Submitted	--	yes	yes	yes

BASE BID				Engineer's Estimate Horner & Shifrin		RIHC		Zoellner		T.Drury	
Item	Description	Estimated Quantity	Unit	Unit Bid Price	Bid Price	Unit Bid Price	Bid Price	Unit Bid Price	Bid Price	Unit Bid Price	Bid Price
A.	Contract Allowance - Controls & Integration Package	N/A	LS	N/A	\$98,800.00	N/A	\$98,800.00	N/A	\$98,800.00	N/A	\$98,800.00
B.	All Other Project Construction Costs	N/A	LS	N/A	\$1,160,000.00	N/A	\$1,170,200.00	N/A	\$1,545,200.00	N/A	\$1,586,637.00
C.	TOTAL LUMP SUM PRICE - BASE BID	N/A	LS	N/A	\$1,258,800.00	N/A	\$1,269,000.00	N/A	\$1,644,000.00	N/A	\$1,685,437.00

TOTAL LUMP SUM BID PRICE = \$1,258,800.00 \$1,269,000.00 \$1,644,000.00 \$1,685,437.00

List of Major Sub-Contractors Named on Bid Forms	Engineer's Estimate Horner & Shifrin	RIHC	Zoellner	T.Drury
Electrical	--	KT Power	KT Power	Municipal Electric Company
Plumbing	--	Langford	Langford	T.Drury Contracting, Inc.
Mechanical / HVAC	--	Langford	Langford	Crystal Heading & Cooling
Process Piping / Installation	--	Robinson Construction Company	Zoellner	T.Drury Contracting, Inc.
Electrical	--	KT Power	KT Power	Municipal Electric Company
Structural / Building / Concrete	--	Robinson Construction Company	Zoellner	T.Drury Contracting, Inc.
Controls / Integration / Instrumentation	Blakely & Assoc. Consulting Engineers, Inc. Chillicothe, MO	Blakely & Assoc. Consulting Engineers, Inc. Chillicothe, MO	Blakely & Assoc. Consulting Engineers, Inc. Chillicothe, MO	Blakely & Assoc. Consulting Engineers, Inc. Chillicothe, MO

List of Major Equipment Manufactures/Suppliers Named on Bid Forms	Engineer's Estimate Horner & Shifrin	RIHC	Zoellner	T.Drury
WTP No.1 HSP #3	--	Floserve / Municipal Equipment	Flowserve / Municipal Equipment Co.	Flowserve / Municipal Equipment Company, Inc.

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *ROBINSON INDUSTRIAL, HEAVY & COMMERCIAL CONTRACTING, INC. DBA RIHC CONTRACTING, OF PERRYVILLE, MISSOURI*, RELATIVE TO THE JACKSON WATER PLANT IMPROVEMENTS – PHASE 2, PROJECT 2D; 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 contract 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 contract.

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 contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and **Robinson Industrial, Heavy & Commercial Contracting, Inc. dba RIHC Contracting, of Perryville, 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 contract.

Section 2. That the Mayor is hereby authorized and directed to execute said contract 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 contract.

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: January 17, 2023.

SECOND READING: January 17, 2023.

PASSED AND APPROVED this 17th day of January, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND SEMO REDI, OF CAPE GIRARDEAU, MISSOURI, RELATIVE TO THE SOLICITATION OF BUSINESS, INDUSTRY, AND COMMERCE; 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 contract 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 contract.

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 contract marked Exhibit A and attached hereto and incorporated herein as if fully set forth between the City of Jackson, a municipal corporation, and **Semo REDI, of Cape Girardeau, 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 contract.

Section 2. That the Mayor is hereby authorized and directed to execute said contract 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 contract.

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: January 17, 2023.

SECOND READING: January 17, 2023.

PASSED AND APPROVED this 17th day of January, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

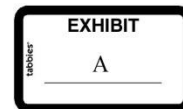
CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk



CONTRACT FOR SERVICES

THIS CONTRACT is made and entered into this _____ day of _____, 2023, by and between the *Semo REDI, a Missouri corporation*, and the *CITY OF JACKSON, MISSOURI, a municipal corporation*, (“Founder”), **WITNESSETH:**

WHEREAS, Founder is one of a group of Founders which has established Semo REDI to provide services to Founder; and

WHEREAS, Semo REDI had been constituted a general not-for-profit corporation in the State of Missouri, whose corporate purpose is to actively solicit business, industry, and commerce for the greater Cape Girardeau, Missouri, area; and

WHEREAS, Founder is to receive the direct and indirect benefit of the activities and efforts of Semo REDI.

NOW, THEREFORE, the parties agree as follows:

1. **TERM:** The term of this contract shall be for one year beginning January 1, 2023, and ending December 31, 2023. The Founder may at its sole option extend the term of this contract for an additional one year beginning January 1, 2024, and ending December 31, 2024. Thereafter, the parties may extend this contract for additional terms beginning on January 1 of each year and ending December 31 of each year.

2. **PAYMENT:** The City shall pay Semo REDI \$26,791.00 for the year 2023 in four equal quarterly installments payable January 1, April 1, July 1, and October 1. Semo REDI shall set the amount to be charged for the upcoming year before December 31. The Founder shall have the option to re-negotiate the contract between the parties if the Founder objects to the amount set to be charged. Each year during the term of this contract payments shall be made to

Semo REDI in four equal quarterly installments payable January 1, April 1, July 1, and October 1.

3. **SERVICES:** SEMO REDI will provide to Founder the direct and indirect benefit of Semo REDI carrying out the stated corporate purposes of Semo REDI, which are to solicit and recruit business and commerce to the Cape Girardeau, Missouri, area through establishing an office and hiring personnel to pursue industrial recruitment on a fulltime basis as directed by the member of the Board of Directors of Semo REDI made up of individuals elected and appointed by the Founders of Semo REDI.

4. **FOUNDER REPRESENTATION:** Founder shall have the right to select one of Semo REDI's seven-member Board of Directors, which director shall serve a term to be determined in accordance with the bylaws of Semo REDI so long as Founder extends the terms of this contract. In the event the terms of this contract are not extended, then Founder shall forfeit its right to select a member of the Board of Directors.

5. **YEARLY REPORT:** Semo REDI will report yearly to Founder on its recruitment and promotional activities and its financial transactions, including details of receipts and expenditures. In addition, the director shall report yearly to the Board of Aldermen of the Founder concerning business recruitment and development activities relating directly or indirectly to the Founder.

6. **AREA PROMOTED:** Semo REDI will promote the aggregate geographic area represented by all Founders and shall not promote any activity outside said geographic area without the express unanimous consent of the directors of Semo REDI. The aggregate geographic area represented by Founders is that area within the boundary of Cape Girardeau County, Missouri, and within the cities of Cape Girardeau, Jackson, and Scott City, Missouri.

7. **BOOKS AND RECORDS:** All books and records of Semo REDI prepared and maintained in the course of its operation shall be the property of Semo REDI and, except for the yearly reporting above provided for, the information contained therein shall be available to Founder and only through Founder's duly elected or appointed representative(s) to the Board of Directors of Semo REDI.

8. **NON-AGENCY:** Nothing contained herein shall be construed as an agency agreement. Semo REDI's only relationship with Founder is to provide the services set out herein and it has no authority to, and will not represent itself to have authority to, act on behalf of Founder in any manner except as provided herein.

9. **PUBLIC LIABILITY INSURANCE:** Semo REDI agrees to maintain at all times during the term of this contract comprehensive public liability insurance in a responsible insurance company, licensed to do business in the State of Missouri, properly protecting and indemnifying Founder in an amount of not less than the insurance requirements stated below:

- Commercial General Liability Insurance with a minimum limit of \$1,000,000 each occurrence/\$2,000,000 general aggregate written on an occurrence basis.
- Comprehensive Business Liability Insurance for all owned, non-owned, and hired automobiles and other vehicles used with a combined single limit of \$1,000,000 minimum.
- Worker's Compensation Insurance within statutory limits required by any applicable federal or state law and Employers Liability Insurance with minimum limit of \$1,000,000 per accident.
- Additional Insured Endorsement naming the City of Jackson as a named additional insured.

10. **TERMINATION:** Founder shall have the right not to renew this contract for any calendar year of the contract (after the first calendar year). Founder shall act on renewal of this contract before December 31 of each year and shall provide Semo REDI with notice of its renewal or nonrenewal on or before December 31 of each year.

11. **INDEMNITY:** To the fullest extent permitted by law, Semo REDI agrees to indemnify, defend and hold harmless the City of Jackson, its officers, agents, volunteers, lessees, invitees, and employees from and against all suits, claims, damages, losses, and expenses, including but not limited to attorneys' fees, court costs, or alternative dispute resolution costs arising out of, or related to the services provided by Semo REDI under this contract involving an injury or damage to property (including loss of use or diminution in value), but only to the extent that such suits, claims, damages, losses, or expenses are caused by the negligence or other wrongdoing of Semo REDI its officers, agents, and volunteers, or anyone directly or indirectly employed or hired by the Semo REDI or anyone for who acts the Semo REDI may be liable, regardless of whether caused in part by the negligence or wrongdoing of City and any of its agents or employees.

12. **DEFENSES:** No provision of this contract shall constitute a waiver of the City of Jackson's right to assert a defense based on sovereign immunity, official immunity, or any other immunity available under law.

13. **LAW AND VENUE:** This contract shall be governed by the laws of the State of Missouri and the venue for any dispute between the parties shall be in the Circuit Court of Cape Girardeau County, Missouri.

14. **ASSIGNS AND SUCCESSORS:** The terms, covenants, and conditions of this contract shall be binding upon and shall inure to the benefit of the successors and permitted assigns of the respective parties to this contract.

15. **ENTIRE CONTRACT:** This contract constitutes the entire contract between the parties and supersedes any prior representations, offers, negotiations or understandings between the parties with respect to the subject matter of this contract.

IN WITNESS WHEREOF, the parties have duly executed this contract the day and year first above written.

Semo REDI

By: _____
Chairman of the Board of Directors

ATTEST:

Executive Director

CITY OF JACKSON, MISSOURI

By: _____
Mayor

ATTEST:

City Clerk

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO ALCOHOLIC BEVERAGES; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

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

Section 1. That Chapter 5, Article I, Section 5-1, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 5-1. Definitions.

As used in this chapter, the following words and phrases shall have the respective meanings ascribed to them in this section:

Club means a corporation organized under the laws of this state or an association not formed for pecuniary profit solely for promoting some common object other than the sale and consumption of alcoholic liquors.

Hotel means every building or other structure kept, used, maintained, advertised and held out to the public to be a place where food is actually served and consumed and where sleeping accommodations are offered for adequate pay to travelers and guests.

Intoxicating liquor means and includes alcohol for beverage purposes, alcoholic, spirituous, vinous, fermented, malt or other liquors, or a combination of liquors, a part of which is spirituous, vinous or fermented, and all preparations or mixtures for beverage purposes, containing in excess of one-half of one percent by volume.

Light wines means and includes light wines containing not in excess of fourteen (14) percent of alcohol by weight exclusively from grapes, berries and other fruits and vegetables.

Malt liquor (beer) shall be construed to refer to and to mean any beer manufactured from pure hops or pure extract of hops and pure barley malt or other wholesome grains or cereals, and wholesome yeast and pure water, and free from all harmful substances, preservatives and adulterants, having an alcoholic content of not more than five (5) percent by weight.

Nonintoxicating beer shall be construed to refer to and to mean any beer manufactured from pure hops or pure extract of hops, pure barley malt or other wholesome grains or cereals, wholesome yeast, pure water, and free from all harmful substances, preservatives and adulterants, having an alcoholic content of

more than one-half of one (0.5) percent by volume and not exceeding three and two-tenths (3.2) percent by weight.

Original package means any package containing one (1) or more standard bottles, cans, or pouches of beer or intoxicating liquor sold in sealed containers.

Person means and includes an individual, association, joint stock company, syndicate, copartnership, corporation, receiver, trustee, conservator, or other office appointed by any state or federal court.

Restaurant means any public place kept, used, maintained, advertised and held out to the public as a place where meals are actually served and regularly served.”

Section 2. That Chapter 5, Article I, Section 5-27, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 5-27. Issuance; contents of license; conduct.

(a) *Issuance.* On approval of the application by the city clerk and the payment of the license taxes herein provided, the city clerk shall grant the applicant a license to conduct business at the specified location in the city for a period set forth in section 5-21.

(b) *Content.* Every license issued under this chapter shall set forth the type of license granted.

(c) *Requirements, restrictions:* Failure to commence operations within thirty (30) days of issuance shall result in automatic revocation of license.”

Section 3. That Chapter 5, Article I, Section 5-29, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 5-29. Fees.

A separate license is required for each place of business, and the following license fees shall be paid annually:

(1) Retailers of intoxicating liquor, light wines, malt liquor (beer) and nonintoxicating beer whether by drink, original package, and location to be consumed, except Sale on Sunday, twenty-five (\$25.00).

(2) Retailers of intoxicating liquor, light wines, malt liquor (beer), and nonintoxicating beer in the original package, not to be consumed upon the premises where sold, and sold on Sundays, in addition to all other fees required by law of such retailer, two hundred dollars (\$200.00).

(3) Manufacturers or distillers of intoxicating liquors containing alcohol in excess of five (5) percent by weight or malt liquor (beer) containing not more than five (5) percent of alcohol by weight, five hundred dollars (\$500.00).”

Section 4. That Chapter 5, Article I, Section 5-30, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 5-30. Temporary permit.

Notwithstanding the other provisions of this chapter, a permit for the sale of intoxicating liquor, light wines, malt liquor (beer), and nonintoxicating beer for consumption on premises where sold may be issued by the city clerk to any retailer, club, church, school, civic, service, fraternal, veteran, political, or charitable club or organization for the sale of the aforesaid items at a picnic, bazaar, fair, or similar gathering. Said permit shall be issued only for the day or days named therein and it shall not authorize the sale of the aforesaid items for more than seven (7) days by any said organization as described in any fiscal year. For such a permit issued, the licensee shall pay to the city the sum of ten dollars (\$10.00). No provision of law or rule or regulation of the city shall prevent any wholesaler or distributor from providing customary storage, cooling, or dispensing equipment for use by the holder of the license at such picnic, bazaar, fair, or similar gathering.”

Section 5. That Chapter 5, Article I, Section 5-34, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 5-34. Authority of city to inspect premises of licensee.

The board of aldermen, the city administrator, the chief of police or their designated agents and employees have the right at any time to inspect the premises wherein alcoholic beverages are being sold under a license issued under the provisions of this chapter. Upon the request of any such persons, the person or persons to whom a license is issued under the provisions of this chapter or those in their employ shall, at all times, allow said persons to inspect the premises and shall show them the stock of goods in any room or place in the premises that they desire to inspect. If a violation of the Code of Ordinances or State law is discovered, there shall be made a report to the board of aldermen of their findings upon their inspection, and the board of aldermen shall have the authority to act thereon as a result of such findings in accordance with the provisions of this chapter which shall include, but not be limited to, the revocation of the license.”

Section 6. It is the intent of the Mayor and Board of Aldermen and it is hereby ordained that this ordinance shall become and be made a part of the Code of Ordinances of the City of Jackson, Missouri, and that sections of this ordinance may be renumbered to accomplish such intention.

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.

Section 9. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: January 17, 2023.

SECOND READING: January 17, 2023.

PASSED AND APPROVED this 17th day of January, 2023, by a vote of _____ ayes, _____ nays, _____ abstentions and _____ absent.

(SEAL)

CITY OF JACKSON, MISSOURI

BY: _____
Mayor


ATTEST:

City Clerk



City of Jackson

MEMO TO: The Honorable Mayor Dwain Hahs and
Members of the Board of Aldermen

FROM: Rodney Bollinger, Director of Administrative Services 

DATE: January 11, 2023

SUBJECT: Taxation on retail sales of adult use non-medicinal marijuana

Agenda Item

An ordinance calling an election in the City of Jackson, Missouri, on April 4, 2023, to impose a sales tax at the rate of three percent on the retail sales of adult use non-medicinal marijuana.

Summary

The attached ordinance imposes a sales tax at a rate of three percent on all tangible personal property retail sales of adult use marijuana sold within the City of Jackson, Missouri, pursuant to Article XIV, Section 2.6(5) of the Missouri Constitution subject to the approval by the voters of the Jackson at the general municipal election to be held on Tuesday April 4, 2023, designating the form of ballot, and directing the city clerk to provide notice of said election.

Background

On November 8, 2022, Missouri voters passed Amendment 3 to legalize recreational marijuana to adults. The amendment allows for a sales tax at a rate of three percent on all tangible personal property retail sales of adult use marijuana sold. Currently, Cape Girardeau County and several other cities are planning on putting the tax on the April ballot. If the Board of Aldermen wishes to impose the three percent tax, the taxation ordinance and ballot must be approved by the Board and delivered to the County Clerk no later than January 24, 2023 at 5:00 p.m.

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE NON-MEDICAL MARIJUANA SOLD WITHIN THE CITY OF JACKSON, MISSOURI, PURSUANT TO ARTICLE XIV, SECTION 2.6(5) OF THE MISSOURI CONSTITUTION SUBJECT TO THE APPROVAL BY THE VOTERS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 4, 2023; DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE CITY CLERK TO PROVIDE NOTICE OF SAID ELECTION.

WHEREAS, on November 8, 2022, the electors of the State of Missouri approved Amendment 3 to the Missouri Constitution enacting Section 2 of Article XIV of the Missouri Constitution effective December 8, 2022; and

WHEREAS, the newly enacted Article XIV, section 2.6(5) of the Missouri Constitution authorizes the City of Jackson, Missouri to impose, by ordinance, an additional sales tax in amount not to exceed three percent on all tangible personal property retail sales of adult use non-medical marijuana sold in such political subdivision subject to approval by voters of the City of Jackson, Missouri; and

WHEREAS, the Board of Aldermen believes that it is in the best interests of the citizens of the City of Jackson, Missouri to impose a sales tax of three percent on all tangible personal property retail sales of adult use non-medical marijuana sold in the City of Jackson, Missouri and to submit the same to the voters of the City for approval by a majority of those voting at the general municipal election to be held on April 4, 2023.

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

SECTION 1 – ADULT USE NON-MEDICAL MARIJUANA SALES TAX. A sales tax at the rate of three percent on all tangible personal property retail sales of adult use non-medical marijuana sold in the City of Jackson, Missouri, as authorized by Article XIV, section 2.6(5) of the Missouri Constitution, is hereby imposed. The tax imposed hereunder shall be in addition to any and all other sales taxes allowed by law.

SECTION 2 – EFFECTIVE DATE. The sales tax imposed by this Ordinance shall not be effective unless approved by a majority of the votes cast by the qualified voters voting thereon at the General Municipal Election to be held on April 4, 2023, at which election a proposal to authorize the Board of Aldermen of the City of Jackson, Missouri, to impose the tax herein provided for shall be submitted to the voters of the City of Jackson.

SECTION 3 – FORM OF BALLOT. The ballot to be used in such election shall contain the following question:

Question 1

Shall the City of Jackson, Missouri, impose a sales tax of three percent (3%) on all retail sales of adult use non-medical marijuana sold in the City of Jackson, Missouri?

☐ Yes

☐ No

SECTION 4 – NOTICE OF ELECTION. The City Clerk is hereby directed to notify the County Clerk of Cape Girardeau County, Missouri, of the enactment of this Ordinance no later than 5:00 p.m. on Tuesday, January 24, 2023, in accordance with the Comprehensive Election Act, Chapter 115 of the Revised Statutes of Missouri, as amended.

FIRST READING: January 17, 2023.

SECOND READING: January 17, 2023.

PASSED AND APPROVED this 17th day of January, 2023, by a vote of _____ ayes, _____ nays, _____ abstentions, and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk