



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, June 20, 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 June 5, 2023.

FINANCIAL AFFAIRS

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

ACTION ITEMS

Power, Light, and Water Committee

6. Motion accepting the 2022 City of Jackson Annual Audit Report, as prepared by Beussink, Hey, Roe, and Stroder, LLC, of Jackson, Missouri.
7. Motion changing the date of the Board of Aldermen Regular Meeting and Study Session from Monday, July 3, 2023, to Wednesday, July 5, 2023, in observance of the Independence Day holiday.
8. Motion approving the Mayor's appointment of Sandy Penzel to the Community Outreach Board, filling an unexpired term ending May, 2026.
9. Motion authorizing payment in the amount of \$11,025.00 to the Jackson Area Chamber of Commerce, relative to providing services under the Jackson Retail Development Program.
10. Motion accepting the bid of Herzog Excavating & Demolition, LLC, of Perryville, Missouri, in the amount of \$28,600.00, relative to the Disposal of Stockpiled Brush Program.
11. Bill proposing an Ordinance authorizing a contractual agreement with Herzog Excavating & Demolition, LLC, relative to the Disposal of Stockpiled Brush Program.

- [12.](#) Bill proposing an Ordinance authorizing a Lighting Maintenance Agreement with the Missouri Highways and Transportation Commission, relative to the Highway 61 Bridge Replacement and Roadway Improvement Project.

Street, Sewer, and Cemetery Committee

- [13.](#) Motion approving Change Order No. 1, in the amount of \$39,802.50, to Mike Light Cement Finishing Inc., of Perryville Missouri, relative to the 2023 Concrete Pavement Improvement Program.
- [14.](#) Motion approving Change Order No. 1, in the amount of \$29,856.02, to Black Diamond Paving, LLC, of Oak Ridge, Missouri, relative to the 2023 Asphalt Pavement Improvement Program.
15. Motion setting a public hearing for Monday, July 17, 2023, at 6:00 p.m., regarding a text amendment to Chapter 65 (Zoning Board of Adjustment) relative to the required notice for public hearings of an appeal or variance.
16. Motion setting a public hearing for Monday, August 7, 2023, at 6:00 p.m., to consider removing the CO-1 (Enhanced Commercial Overlay) District from properties at the East Main Street, Old Orchard Road, and Interstate 55 area.
- [17.](#) Bill proposing an Ordinance amending the "Yield Right-Of-Way Streets Schedule" – Schedule VIII, by repealing a designation on West Mary Street.
- [18.](#) Bill proposing an Ordinance amending the "Handicapped Parking Designated Schedule" – Schedule XVII, by adding a designation in the City Parking Lot at 124 East Adams Street.

NON-AGENDA CITIZEN INPUT

INFORMATION ITEMS

19. Report by Mayor
20. Reports by Board Members
21. Report by City Attorney
22. Report by City Administrator
23. Discussion of future agenda items

EXECUTIVE SESSION

Authority is Section 610.021(1) and 610.021(21), RSMo., relating to litigation, and records that identify the configuration and operation of public computers and cybersecurity.

ADJOURN

Posted on 06/16/2023 at 4:00 PM.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Monday, June 5, 2023 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, Mike Seabaugh, David Reiminger, Paul Sander, Wanda Young, David Hitt, Shana Williams, and Katy Liley. Present-8; Absent-0.

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 Alderwoman Liley, to adopt the agenda, as presented. Ayes-8; Nays-0; Absent-0.

Public Hearing to Consider the)
 Comprehensive Rezoning of 403 and)
 409 East Main Street, and 108 South)
 Georgia Street, as submitted by the)
 City of Jackson)

Now comes forth a Public Hearing to consider the comprehensive rezoning of 403 and 409 East Main Street, and 108 South Georgia Street from I-2 (Heavy Industrial) District to C-3 (Central Business) District, as submitted by the City of Jackson.

Now comes forth Building and Planning Manager Larry Miller to state that the Planning & Zoning Commission voted to recommend approval of the comprehensive rezoning. 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. A letter of support from Ms. Betty Phillips of 324 East Main Street is distributed to the Board.

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

No one speaks at the Public Hearing.

The Public Hearing is now closed by Mayor Hahs.

Public Hearing to Consider the rezoning)
 of 204, 207, 208, and 212 Cherry Street,)
 and 211 and 219 North Missouri Street,)
 as submitted by the County of Cape)
 Girardeau)

Now comes forth a Public Hearing to consider the rezoning of 204, 207, 208, and 212 Cherry Street, and 211 and 219 North Missouri Street from R-4 (General Residential) District to C-3 (Central Business) District, as submitted by the County of Cape Girardeau.

Now comes forth Building and Planning Manager Larry Miller to state that the Planning & Zoning Commission voted to recommend approval of the rezoning. 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.



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MINUTES

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

No one speaks at the Public Hearing.

The Public Hearing is now closed by Mayor Hahs.

Motion to Approve the Minutes of the)
 May 15, 2023, Regular Board Meeting)

Motion made by Alderwoman Liley, seconded by Alderman Hitt, to approve the minutes of the preceding Regular Board Meeting of Monday, May 15, 2023. Ayes-8; Nays-0; Absent-0.

Motion to Approve Bills of June, 2023)

Now is presented the Semimonthly Bills Report, in the various funds for the month of June, 2023. Motion made by Alderman Hitt, seconded by Alderwoman Young, to approve the payment of Semimonthly Bills in the various funds for June, 2023. Ayes-8; Nays-0; Absent-0.

Motion to Approve the Mayor's)
 Appointment of Ron Cook to the)
 Community Outreach Board)

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh, to approve the Mayor's appointment of Ron Cook to the Community Outreach Board, filling an unexpired term ending 2026. Ayes-8; Nays-0; Absent-0.

Motion to Approve Task Order)
 Authorization No. 23-09 to Horner &)
 Shifrin, Inc., of St. Louis, Missouri,)
 Relative to Providing Engineering)
 Services under the Water Meter)
 Replacement Project)

Motion made by Alderman Reiminger, seconded by Alderwoman Williams, to approve Task Order Authorization No. 23-09, in the amount of \$8,200.00, to Horner & Shifrin, Inc., of St. Louis, Missouri, relative to providing engineering services under the Water Meter Replacement Project. Ayes-8; Nays-0; Absent-0.

Motion to Approve Task Order)
 Authorization No. 23-10 to Strickland)
 Engineering, Inc., of Jackson, Missouri,)
 for Providing Services under the Water)
 System Facility Plan Implementation)
 Project – Phase 2, Project 2D)

Motion made by Alderman Reiminger, seconded by Alderman Sander, to approve Task Order Authorization No. 23-10, in the amount of \$70.00 per hour for a Resident Inspector and \$150.00 per hour for an Engineer IV, to Strickland Engineering, Inc., of Jackson, Missouri, for providing inspection services under the Water System Facility Plan Implementation Project – Phase 2, Project 2D. Ayes-8; Nays-0; Absent-0.

Resolution No. 2023-03: A Resolution)
 To Authorize Participation in the Joint)
 Use of the Fire Rescue Training Center)
 at 2220 Lee Avenue)



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Monday, June 5, 2023 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

RESOLUTION NO. 2023-03

**A RESOLUTION AUTHORIZING PARTICIPATION IN THE JOINT USE OF THE
 FIRE RESCUE TRAINING CENTER AND EXECUTION OF TRAINING AND
 RELEASE AGREEMENTS IN RELATION THERETO.**

WHEREAS, the City of Jackson, Missouri, owns and operates the Fire Rescue Training Center located at 2220 Lee Avenue, Jackson, Missouri ("Center"); and

WHEREAS, Jackson Fire Rescue participates in joint training with other fire and rescue departments and students of the fire and rescue program with the Career & Technology Center for the Cape Girardeau School District; and

WHEREAS, the Center is valuable to other department personnel and students for improving firefighting and rescue skills; and

WHEREAS, the knowledge and skill other department personnel and students receive from the joint use of the Center are valuable to the City of Jackson, Missouri for mutual aid purposes and training students who may become potential recruits for the City of Jackson, Missouri.

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

1. The City of Jackson, Missouri, is authorized to participate in the Training and Release Agreement, subject to the terms and conditions thereof, a copy of which is attached hereto and made a part hereof as Exhibit A ("Agreement").
2. The Fire Chief for the City of Jackson, Missouri, or his designate, has the authority to sign and deliver the Agreement as hereby approved by the Mayor and Board of Aldermen for the City of Jackson, Missouri.
3. This authority shall continue for future joint training exercises at the Center unless and until terminated by the Board of Aldermen for the City of Jackson, Missouri.

PASSED AND APPROVED this 5th day of June, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions, and 0 absent.

(SEAL) CITY OF JACKSON, MISSOURI
 ATTEST: By: Dwain L. Hahs (signed)
 Mayor



CITY OF JACKSON
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MINUTES

Liza Walker (signed)
 City Clerk

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh, to authorize participation in the joint use of the Fire Rescue Training Center at 2220 Lee Avenue. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-40 Re: To Accept the)
 Dedication of a Water Line Easement)
 Deed from Radiology Investments)
 Group, L.C., relative to the Water)
 System Facility Plan Implementation)
 Project – Phase 2, Project 2E)

The matter of accepting the dedication of a Water Line Easement Deed from Radiology Investments Group, L.C., relative to the Water System Facility Plan Implementation Project – Phase 2, Project 2E, came on for consideration. Alderman Reiminger introduced Bill No. 23-41, 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 WATER LINE EASEMENT DEED.**

Motion made by Alderman Reiminger, seconded by Alderwoman Williams, Bill No. 23-41 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 Alderwoman Williams, Bill No. 23-41 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. 23-40 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Hitt-aye; Alderman Reiminger-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Young-aye; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderwoman Liley-aye.

BILL NO. 23-41

ORDINANCE NO. 23-40

**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 WATER LINE EASEMENT DEED.**

WHEREAS, **Radiology Investments Group, L.C.**, of the County of Cape Girardeau, State of Missouri, deeded to the City of Jackson, Missouri, the property described in the Water Line Easement Deed, attached hereto.

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



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MINUTES

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: June 5, 2023.

SECOND READING: June 5, 2023.

PASSED AND APPROVED this 5th day of June, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions and 0 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Motion to Authorize the Use of Outside)
Loud Speakers at 542 West)
Independence Street, on Saturday,)
June 17, 2023, for the Elks 2nd Annual)
Luau, as submitted by Kimberly Anello)
of the Jackson Elks Lodge #2652)

Now comes forth Kim Anello and Alecha Young of the Elks Lodge to explain the request. Motion made by Alderwoman Liley, seconded by Alderman Baker, to authorize the use of outside loud speakers at 542 West Independence Street, on Saturday, Jun 17, 2023, between the hours of 1:00 p.m. and 11:30 p.m., for the Elks 2nd Annual Luau, as submitted by Kimberly Anello of the Jackson Elks Lodge #2652, and to waive any restrictions relative to activity noise levels under Chapter 43 of the Code of Ordinances during said event. Ayes-8; Nays-0; Absent-0.

Motion to Approve Change Order No. 2)
to Putz Construction, LLC, of)
Millersville, Missouri, relative to the)
West Mary Street Bridge and Sidewalk)
Improvements Project)



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Motion made by Alderwoman Liley, seconded by Alderman Hitt, to approve Change Order No. 2, in the amount of \$35,300.83, to Putz Construction, LLC, of Millersville, Missouri, relative to the West Mary Street Bridge and Sidewalk Improvements Project. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-41 Re: To Amend the)
 "Crosswalks Designated Schedule" –)
 Schedule XVI, by Repealing and Adding)
 Designations on West Mary Street and)
 North Russell Avenue)

The matter of amending the "Crosswalks Designated Schedule" – Schedule XVI, by repealing and adding designations on West Mary Street and North Russell Avenue, came on for consideration. Alderwoman Liley introduced Bill No. 23-42, being for an ordinance entitled as follows:

AN ORDINANCE AMENDING THE "CROSSWALKS DESIGNATED SCHEDULE, SCHEDULE XVI," PASSED AND APPROVED THE 18TH DAY OF NOVEMBER, 1985, BY ADDING THERETO CERTAIN CROSSWALK DESIGNATIONS.

Motion made by Alderwoman Liley, seconded by Alderwoman Young, Bill No. 23-42 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 Alderwoman Liley, seconded by Alderwoman Young, Bill No. 23-42 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. 23-41 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderwoman Liley-aye; Alderman Hitt-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Young-aye; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderman Reiminger-aye.

BILL NO. 23-42

ORDINANCE NO. 23-41

AN ORDINANCE AMENDING THE "CROSSWALKS DESIGNATED SCHEDULE, SCHEDULE XVI," PASSED AND APPROVED THE 18TH DAY OF NOVEMBER, 1985, BY ADDING THERETO CERTAIN CROSSWALK DESIGNATIONS.

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

Section 1. The "Crosswalks Designated Schedule, Schedule XVI," passed and approved on the 18th day of November, 1985, is hereby amended by deleting therefrom the following crosswalks designations:

MARY STREET (WEST): On West Mary Street, 53 feet west of the western edge of the low water bridge at Hubble Creek, crosswalk running north and south.

Section 2. The "Crosswalks Designated Schedule, Schedule XVI," passed and approved on the 18th day of November, 1985, is hereby amended by adding thereto the following crosswalks designations:



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MARY STREET (WEST): On West Mary Street, 262 feet east of North Union Avenue, crosswalk running north and south connecting a recreation trail.

MARY STREET (WEST): On West Mary Street, at its intersection with North Russell Avenue, crosswalk on the east side of the intersection.

RUSSELL AVENUE (NORTH): On North Russell Avenue at its intersection with West Mary Street, crosswalks on the north and south sides of the intersection.

Section 3. 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 "Crosswalks Designated Schedule, Schedule XVI," and the City Clerk of the City of Jackson, Missouri, is directed to amend the schedule in accordance herewith.

Section 4. The City Administrator of the City of Jackson, Missouri, is hereby directed to cause "Crosswalk" signs, or other appropriate signage, to be placed at the location set forth above.

Section 5. 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 6. 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: June 5, 2023.

SECOND READING: June 5, 2023.

PASSED AND APPROVED this 5th day of June, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions, and 0 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Ordinance No. 23-42 Re: To Approve)
the Comprehensive Rezoning of 403)
and 409 East Main Street, and 108)



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MINUTES

South Georgia Street, as submitted by)
 the City of Jackson)

The matter of approving the comprehensive rezoning of 403 and 409 East Main Street, and 108 South Georgia Street from I-2 (Heavy Industrial) District to C-3 (Central Business) District, as submitted by the City of Jackson, came on for consideration. Alderwoman Liley introduced Bill No. 23-43, being for an ordinance entitled as follows:

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF JACKSON, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF JACKSON, MISSOURI, FROM I-2 TO C-3, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

Motion made by Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-43 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 Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-43 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. 23-42 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Baker-aye; Alderman Reiminger-aye; Alderman Hitt-aye; Alderman Sander-aye; Alderwoman Young-aye; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderwoman Liley-aye.

BILL NO. 23-43

ORDINANCE NO. 23-42

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF JACKSON, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF JACKSON, MISSOURI, FROM I-2 TO C-3, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

WHEREAS, certain tracts of land herein referred to, have heretofore been submitted to the City Planning and Zoning Commission for its consideration the rezoning of certain properties located in the City of Jackson, Missouri, said properties being described as 403 and 409 East Main Street and 108 South Georgia Street within the city limits as set out in Exhibit A which is attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the City Planning and Zoning Commission has heretofore reported to the Board of Aldermen that it approved the requested zoning change; and,

WHEREAS, the City Planning and Zoning Commission and the Board of Aldermen have heretofore complied with all of the provisions of Chapter 65 of the Code of Ordinances of the City of Jackson, Missouri; and,



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MINUTES

WHEREAS, the Board of Aldermen believes it is in the best interest of the citizens of the City of Jackson, Missouri, to rezone the aforesaid area as requested by the applicant.

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

Section 1. That the Zoning Ordinance and the accompanying "Official Zoning District Map" of the City of Jackson, Missouri, are hereby amended insofar as they relate to the property described on Exhibit A which is attached hereto and incorporated herein as if fully set forth; that said property is hereby rezoned from I-2 Heavy Industrial District to C-3 Central Business District.

Section 2. That the application for rezoning is attached hereto, marked Exhibit A and incorporated herein as if fully set forth.

Section 3. That the City Clerk of the City of Jackson, Missouri, shall and is hereby directed to amend the "Official Zoning District Map" of the City of Jackson, Missouri, and to certify same and to keep said map on file in the office of the City Clerk and an updated copy shall be placed at City Hall, City of Jackson, Missouri.

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: June 5, 2023.

SECOND READING: June 5, 2023.

PASSED AND APPROVED this 5th day of June, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions and 0 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
 Mayor

ATTEST:

Liza Walker (signed)
 City Clerk



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Ordinance No. 23-43 Re: To Approve)
 the Rezoning of 204, 207, 208, and 212)
 Cherry Street, and 211 and 219 North)
 Missouri Street, as submitted by the)
 County of Cape Girardeau)

The matter of approving the rezoning of 204, 207, 208, and 212 Cherry Street, and 211 and 219 North Missouri Street from R-4 (General Residential) District to C-3 (Central Business) District, as submitted by the County of Cape Girardeau, came on for consideration. Alderwoman Liley introduced Bill No. 23-44, being for an ordinance entitled as follows:

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF JACKSON, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF JACKSON, MISSOURI, FROM R-4 TO C-3, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

Motion made by Alderwoman Liley, seconded by Alderman Hitt, Bill No. 23-44 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 Alderwoman Liley, seconded by Alderman Hitt, Bill No. 23-44 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. 23-43 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Reiminger-aye; Alderman Baker-aye; Alderman Hitt-aye; Alderman Sander-aye; Alderwoman Young-aye; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderwoman Liley-aye.

BILL NO. 23-44

ORDINANCE NO. 23-43

AN ORDINANCE AMENDING THE "OFFICIAL ZONING DISTRICT MAP" OF THE CITY OF JACKSON, MISSOURI, AS ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI; SAID AMENDMENT IS IN ORDER TO RECLASSIFY A CERTAIN DESCRIBED AREA OF THE CITY OF JACKSON, MISSOURI, FROM R-4 TO C-3, ALL IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE BOARD OF ALDERMEN BY VIRTUE OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI.

WHEREAS, Cape Girardeau County, Missouri, owner of certain tracts of land herein referred to, have heretofore been submitted to the City Planning and Zoning Commission for its consideration the rezoning of certain properties located in the City of Jackson, Missouri, said properties being described as 204, 207, 208, 212 Cherry Street, and 211, 219 N. Missouri Street within the city limits as set out in Exhibit A which is attached hereto and incorporated herein as if fully set forth; and,

WHEREAS, the City Planning and Zoning Commission has heretofore reported to the Board of Aldermen that it approved the requested zoning change; and,



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MINUTES

WHEREAS, the City Planning and Zoning Commission and the Board of Aldermen have heretofore complied with all of the provisions of Chapter 65 of the Code of Ordinances of the City of Jackson, Missouri; and,

WHEREAS, the Board of Aldermen believes it is in the best interest of the citizens of the City of Jackson, Missouri, to rezone the aforesaid area as requested by the applicant.

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

Section 1. That the Zoning Ordinance and the accompanying "Official Zoning District Map" of the City of Jackson, Missouri, are hereby amended insofar as they relate to the property described on Exhibit A which is attached hereto and incorporated herein as if fully set forth; that said property is hereby rezoned from R-4 General Residential District to C-3 Central Business District.

Section 2. That the application for rezoning as submitted by the owner is attached hereto, marked Exhibit A and incorporated herein as if fully set forth.

Section 3. That the City Clerk of the City of Jackson, Missouri, shall and is hereby directed to amend the "Official Zoning District Map" of the City of Jackson, Missouri, and to certify same and to keep said map on file in the office of the City Clerk and an updated copy shall be placed at City Hall, City of Jackson, Missouri.

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: June 5, 2023.

SECOND READING: June 5, 2023.

PASSED AND APPROVED this 5th day of June, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions and 0 absent.



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Monday, June 5, 2023 at 6:00 PM
Board Chambers, City Hall, 101 Court St.

MINUTES

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
 Mayor

ATTEST:

Liza Walker (signed)
 City Clerk

City Administrator James Roach)
 requests Closed Session)

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) RSMo.

Motion to Recess the Meeting to Study)
 Session)

On a motion by Alderman Baker, seconded by Alderwoman Liley, to recess the meeting at 6:25 P.M., to convene to the Study Session. Ayes-8; Nays-0; Absent-0.

.....

Returned to Open Session at 7:34 P.M., from Study Session.

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

Meeting concluded at 7:34 P.M. On a motion by Alderman Reiminger, seconded by Alderwoman Liley, it is ordered that the Board now convene into closed session for one item of real estate in accordance with Section 610.021(2) RSMo and that the meeting will stand adjourned upon the adjournment of the closed session. On roll call: Alderman Seabaugh-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Liley-aye; Alderman Hitt-aye; Alderwoman Williams-aye; Alderman Reiminger-aye; and Alderwoman Young-aye. Ayes-8; Nays-0; Absent-0.

ATTEST:

Mayor

City Clerk

CITY COLLECTOR'S REPORT FOR MAY 2023

DESCRIPTION	ELECTRIC FUND	WATER FUND	WASTEWATER FUND	LANDFILL FUND	GEN. REV. FUND	TOTAL
Service Charges (includes internal transfers)	1,130,471.10	260,124.70	213,015.57	61,553.21	-	1,665,164.58
Penalties	3,779.41	1,080.79	850.43	242.20	-	5,952.83
Sales Tax	31,943.15	7,605.36	-	-	-	39,548.51
Disconnect Fees	3,504.65	-	-	-	-	3,504.65
Returned Transaction Fees	630.00	-	-	-	-	630.00
Customer Relocation Fees	-	-	-	-	175.00	175.00
Trash Stickers	-	-	-	1,643.00	-	1,643.00
UTILITY COLLECTIONS	1,170,328.31	268,810.85	213,866.00	63,438.41	175.00	1,716,618.57
Adjustments - Services	-	-	-	-	-	-
Adjustments - Penalties	-	-	-	-	-	-
Adjustments - Taxes	-	-	-	-	-	-
Adjustments - Service Fees	-	-	-	-	-	-
NET UTILITY COLLECTIONS	1,170,328.31	268,810.85	213,866.00	63,438.41	175.00	1,716,618.57
Business/Contractor Licenses	-	-	-	-	2,735.00	2,735.00
Event Fees/Misc. Charges	150.00	-	-	-	-	150.00
NON-UTILITY COLLECTIONS	150.00	-	-	-	2,735.00	2,885.00
Misc. Adjustments	-	-	-	-	-	-
Interest on Collector's bank account	-	-	-	-	-	155.47
Cash in bank	-	-	-	-	-	1,719,659.04
Missouri Sales Tax payment	(31,943.15)	(7,605.36)	-	-	-	(39,548.51)
TO CITY TREASURER					\$	1,680,110.53

Respectfully Submitted,



City Collector



CITY CLERK'S REPORT FOR THE MONTH OF MAY, 2023

ELECTRIC

Sale of Merchandise	0.00	
Cable TV Pole Rental	0.00	
Electric Meters	1,000.00	
Electric Service Lines	1,600.00	
Returned Check Fees	0.00	
URD Services	0.00	
Sales Tax Commission	766.08	
Labor and Equipment Use	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		3,366.08

CEMETERY

Sale of Lots	5,500.00	
Sale of Niches	0.00	
Grave Openings	1,000.00	
Niche Openings	0.00	
Weekend/Holiday Grave Openings/Inurnments	0.00	
Disinterments/Disinurnments	<u>0.00</u>	
TOTAL		6,500.00

WATER & SEWER

WATER

Water Taps & Water Meters	6,025.45	
Sale of Merchandise	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		6,025.45

WASTEWATER

Wastewater Miscellaneous	0.00	
Industrial Discharge Permit	<u>450.00</u>	
TOTAL		450.00

GENERAL REVENUE

Building Permits	1,251.97	
Electric Permits	260.00	
Gas Permits	60.00	
Plumbing/Sewer Permits	200.00	
Sewer Tap Permits	360.00	
Public Hearing & Plat Recording	300.00	
Stormwater Review Fees	225.00	
Street Repair or Mowing	0.00	
Gas Franchise	31,325.84	
Sale of Merchandise	0.00	
Community Room	0.00	
Cable TV Franchise	0.00	
Copies	233.93	
Telephone Franchise Fees	8,570.87	
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	145.72	
Street Repair or Scrap Metal	<u>0.00</u>	
TOTAL		43,991.33

INMATE SECURITY FUND

Inmate Security Court Costs	0.00	
TOTAL		0.00

PARK

Misc. Park Rentals	50.00	
Ballfield Rentals	700.00	
Pavilion Rentals	1,175.00	
TOTAL		1,925.00

TRUST & AGENCY

July 4th Receipts	0.00	
Farmers Market Fees	0.00	
TOTAL		0.00

PARK FOUNDATION

Donations	8,522.71	
Civic Center Donations	0.00	
TOTAL		8,522.71

RECREATIONAL DEVELOPMENT

Pool Concession Receipts	499.00	
Swimming Pool Gate Receipts	6,068.00	
Softball Entry Fees	0.00	
Softball Sponsor Fees	0.00	
Softball Tournament Fees	0.00	
Reimb./Donations/Special Events	0.00	
Baseball Concessions	0.00	
Baseball Entry Fees	75.00	
Baseball Sponsor Fees	0.00	
TOTAL		6,642.00

LANDFILL

Refuse Collections	350.00	
Recyclables	1,372.97	
E-Cycle TV/Monitor Fees	255.00	
Royalties	10,500.00	
TOTAL		12,477.97

RECREATIONAL SALES TAX FUND

Civic Center Rentals	8,946.25	
Civic Center Programs	3,120.00	
Civic Center Membership Fees	0.00	
Civic Center Entry Fees	662.00	
Civic Center Concessions	126.00	
TOTAL		12,854.25

HEALTH INSURANCE FUND

Health Insurance Reimbursement	1,177.00	
TOTAL		1,177.00

STORMWATER FUND

Stormwater Credit	0.00	
Stormwater Maintenance	476.66	
TOTAL		476.66

TRANSPORTATION SALES TAX

Rent - Donna Drive Extension	1,282.50	
TOTAL		1,282.50

REPORT TOTAL		\$105,690.95
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Water & Light Deposit Accounts

MAY, 2023

Beginning Balance May 1, 2023:	\$282,062.17
TOTAL DEPOSITS	\$13,910.46
TOTAL REFUNDS	\$8,087.58
Ending Balance May 31, 2023:	\$287,885.05

Balance Consists of :

Checking Account for US Bank	\$77,885.05
Investments	\$210,000.00
	<hr/>
	\$287,885.05

CITY TREASURER'S REPORT FOR MAY, 2023

Item 5.

FUND	FUND BALANCES 05-01-2023	RECEIPTS	TRANSFER OF FUNDS	DISBURSEMENTS	FUND BALANCES 05-31-2023	INVESTMENTS	CASH BALANCE 05-31-2023
ELECTRIC FUND							
Operation & Maintenance	-	1,145,329.64	(15,618.78)	1,129,710.86	-	-	-
Electric Surplus	5,716,854.16	1,173.88	(1,005,099.84)	34,440.73	4,678,487.47	3,519,686.84	1,158,800.63
Electric Capital Projects Fund	4,822,476.96	-	-	1,253,019.52	3,569,457.44	3,500,000.00	69,457.44
General Revenue	1,436,957.61	65,166.13	(77,555.10)	803,387.20	621,181.44	595,000.00	26,181.44
Landfill Fund	523,462.48	75,970.97	(7,154.79)	47,462.55	544,816.11	245,000.00	299,816.11
City Park Fund	177,300.51	4,467.06	(7,053.14)	54,667.30	120,047.13	-	120,047.13
Public Park Foundation Fund	128,077.77	8,522.71	-	1,821.00	134,779.48	-	134,779.48
Cemetery Fund	980,436.63	8,057.48	(5,236.12)	18,141.36	965,116.63	869,000.00	96,116.63
Band Fund	-	1,500.37	-	1,500.37	-	-	-
Stormwater Maintenance Fund	287,208.64	476.66	-	-	287,685.30	266,000.00	21,685.30
ARPA Fund	2,820,326.06	-	-	33,383.85	2,786,942.21	2,700,000.00	86,942.21
Road Use Tax Fund	1,145,885.13	55,534.00	(19,166.66)	-	1,182,252.47	1,025,000.00	157,252.47
Sales Tax Fund	3,082,711.10	214,385.96	-	-	3,297,097.06	3,129,471.15	167,625.91
Fire Protection Sales Tax Fund	59,561.48	46,072.31	-	-	105,633.79	-	105,633.79
Recreation Sales Tax	308,955.28	58,926.23	(787.55)	32,207.91	334,886.05	-	334,886.05
Public Safety Sales Tax	113,358.04	92,075.03	-	-	205,433.07	-	205,433.07
Trust and Agency Fund	1,062,559.09	7,807.89	13,423.76	25,004.47	1,058,786.27	920,000.00	138,786.27
Recreational Development	85,317.23	6,642.00	-	20,195.68	71,763.55	-	71,763.55
Transportation Sales Tax	1,249,027.85	93,427.16	-	35,855.19	1,306,599.82	1,200,000.00	106,599.82
I-55 Corridor Special Alloc.	1,262.55	-	-	-	1,262.55	-	1,262.55
Capital Projects Construction	550,000.00	-	1,000,000.00	-	1,550,000.00	1,500,000.00	50,000.00
Economic Development Reserve	1,000,000.00	-	-	-	1,000,000.00	1,000,000.00	-
CDBG Grant Fund	-	-	-	-	-	-	-
Health Insurance Fund	724,270.87	11,641.69	143,327.29	98,536.67	780,703.18	-	780,703.18
Inmate Security Fund	15,909.12	92.00	-	-	16,001.12	-	16,001.12
Equitable Sharing Fund	3,617.07	-	-	-	3,617.07	-	3,617.07
WATER & SEWER FUND							
Water Operation & Maint.	-	276,502.87	(164,921.33)	111,581.54	-	-	-
Water Replacement	728,459.82	-	7,020.18	-	735,480.00	715,000.00	20,480.00
Water & Sewer Revenue Bond	788,403.09	-	-	-	788,403.09	250,000.00	538,403.09
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	9,393,632.69	11,275.00	239,734.35	389,767.42	9,254,874.62	8,462,599.57	792,275.05
Wastewater Operation & Maint.	-	214,571.77	(100,912.27)	113,659.50	-	-	-
Wastewater Replacement	1,077,658.74	-	-	-	1,077,658.74	680,836.95	396,821.79
W & S Construction Fund	877,578.99	3,500,000.00	-	45,578.00	4,332,000.99	200,000.00	4,132,000.99
TOTALS	39,271,268.96	5,899,618.81	-	4,249,921.12	40,920,966.65	30,887,594.51	10,033,372.14

Respectfully Submitted,

Cash on Hand	1,675.00
General Account	8,347,969.54
Collectors Account	1,680,110.53
Equitable Sharing Fund	3,617.07

Liza Walker, City Clerk/Treasurer (signed)

TOTAL	10,033,372.14
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JACKSON RETAIL DEVELOPMENT PROGRAM BUDGET INVESTMENT: 2022

Tactic	Details	BOLD Investment	Out-of-Pocket Costs
Market Research	Work with area partners, online resources and other data pull sources to update current economic development status, growth and forecast with retail trends; include current business development opportunities for site selection, incentives, partners, etc.	\$2250	\$300 for report access
Landing Page Development and SEO	Develop a prospect funnel landing page using the City of Jackson brand for content push and lead generation goals. Create a vanity URL for ease of visit access to the site and track via Google Analytics. Update content and images as necessary. SEO implementation on landing page, keyword implementation and GMB support. <i>GTM, GA, Google Search Console implementation.</i> *Video, downloadables, etc. in line items below.	\$2100 development and launch	\$25 annual fee for URL/Domain purchase \$120 annual hosting fee \$160 estimated form program fee (Gravity Forms)
Sales Collateral	Development of a sales sheet for prospect support and in digital format for landing page and email use. Create a printed format to use as a leave behind.	\$1600	N/A
Video Development + Photography	Using existing footage of Jackson (drone footage); create a brief video with statistics, details, contact, etc. that can be used on the website, to send a link to prospects and to show in a pitch presentation as needed. Photography as needed for site location options and/or building references.	\$2400 using existing footage and template-based graphics	\$1500 photography and additional video footage
Uptown Jackson Research	Discuss Uptown Jackson merchant opportunities and key selling advantages/testimonials with existing merchants and service businesses to gain insight for project deliverables	\$1875	N/A
Account Support	Meetings, communications for deliverables, etc.	\$800	N/A
TOTAL ESTIMATE		\$11,025	\$2105

WHATEVER IT TAKES.

1922 Independence St. • Cape Girardeau, MO • (573) 803-0676 • www.GetBoldMarketing.com



MEMO

To: Mayor Dwain Hahs and Members of the Board of Aldermen

From: Rodney Bollinger, Director of Administrative Services

Date: May 30, 2023

Re: Disposal of Stockpiled Brush Program

Bids for the Disposal of Stockpiled Brush Program were received by the City Clerk and opened at City Hall at 9:00 AM on Tuesday, May 30, 2023. Two local contractors submitted bids and the results of the bid opening are shown on the next page.

Herzog Excavating & Demolition, LLC, of Perryville, Missouri, submitted the lowest bid amount at \$28,600.00. When notified about being the apparent lowest bidder, the Contractor confirmed that they were comfortable with their bid amount.

Previously, the City's stockpiled yard waste and brush on the tract located behind Mondri on N. High St. (Highway 61), was burned to reduce the quantity. Due to stricter Missouri Department of Natural Resources regulations and citizen complaints, burning operations at this site ceased several years ago and this program was created to remove the accumulation of stockpiled brush.

I recommend to the Board of Aldermen this bid be accepted and a contractual agreement be made with Herzog Excavating & Demolition, LLC for the Disposal of Stockpiled Brush Program.

**CITY OF JACKSON, MISSOURI
DISPOSAL OF STOCKPILED BRUSH PROGRAM
BID OPENING: TUESDAY, MARCH 30, 2023, 9:00 A.M.**

BID TABULATION SHEET

<u>Contractor</u>	<u>Base Bid:</u>	<u>Alternate Bid:</u>
Herzog Excavating & Demolition LLC	\$ 24,800.00	\$ 3,800.00
Steve's Hauling & Excavating	\$ 32,000.00	\$ 700.00
	\$	\$
	\$	\$
	\$	\$
	\$	\$

Opened by: Rodney Bollinger

Witnessed by: Anne Bergmark

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 *HERZOG EXCAVATING & DEMOLITION, LLC, OF PERRYVILLE, MISSOURI*, RELATIVE TO THE *DISPOSAL OF STOCKPILED BRUSH PROGRAM*; 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 **Herzog Excavating & Demolition, LLC, 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: June 20, 2023.

SECOND READING: June 20, 2023.

PASSED AND APPROVED this 20th day of June, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

Exhibit A

CONTRACT AGREEMENT

THIS CONTRACT (the “Contract”) is entered into this 20th day of June, 2023, by and between the **CITY OF JACKSON, MISSOURI**, Owner of the Project, hereinafter referred to as “City”, and **HERZOG EXCAVATING & DEMOLITION, LLC**, hereinafter referred to as “Contractor,” in connection with that work or improvement known as the **DISPOSAL OF STOCKPILED BRUSH PROGRAM** to be constructed for the City located at the Jackson North Industrial Park.

WHEREAS, the City has selected the aforesaid Contractor for the Project and by Ordinance No. _____ has awarded the Contractor the Contract for the amounts named in the bid form from the Contractor dated May 30, 2023, a copy of which is incorporated herein.

NOW, THEREFORE, the parties agree as follows:

- A. The Contract Documents for the Project are incorporated herein and shall describe this Project and nothing herein shall modify said Contract Documents. The Contract Documents may also consist of such special provisions, addendums, appendices, plans, and specifications as may be necessary for the Project.
- B. The Contractor shall perform the Work in compliance with the Contract Documents that may also consist of such special provisions, addendums, appendices, plans, and specifications as may be necessary for the Project.
- C. The Contractor shall supply all labor, materials, equipment, and supervision necessary to complete all the Work as described in the Contract Documents.
- D. The Work shall be commenced and completed according to the Project schedule, subject to such extensions and modifications as are made pursuant to the Contract Documents.
- E. The City shall pay the Contractor for performance of the Work, subject to additions and deductions as provided in the Contract Documents, the Contract Price of **\$28,600.00**, more fully described in the Contract Documents. All provisions regarding retention, security in lieu of retention, and liquidated damages are fully set forth in the Contract Documents.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

CITY:

CITY OF JACKSON, MISSOURI

Dwain Hahs, Mayor

ATTEST:

Liza Walker, City Clerk

Address:
101 Court Street
Jackson, Missouri 63755

CONTRACTOR:

HERZOG EXCAVATING &
DEMOLITION, LLC

Joseph Herzog
Joey Herzog, Owner

ATTEST:

Jeffrey Holzum
Signature

Jeffrey Holzum
Printed Name

Bank Officer, Chester National Bank
Title

Address:
24 Green Meadows Ln.
Perryville, Missouri 63775

effect of such information, observations, and documents on the cost, progress, and performance of the Work, the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, and Bidder's safety precautions and programs.

- f. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- g. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- h. Bidder has given Owner written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Owner is acceptable to Bidder.
- i. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- j. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

4. Bidder's Representations

By submitting this Bid Form, Bidder certifies that:

- a. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- b. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- c. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- d. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph:
 - i. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
 - ii. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - iii. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and,

- iv. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

5. Quantity Estimate

The quantity estimates stated in the specifications were derived using reasonable assumptions. These quantities are shown and furnished for the information of the bidder and for comparison of bids. No guarantee is made or implied regarding the accuracy of the bid items. The Contractor may not exceed estimate of quantities and expect payment unless overage is authorized in writing by the Owner.

6. Basis of Bid

Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

BASE BID ITEM

A lump sum price for furnishing all labor, equipment, materials, tools, and other incidental items for the disposal of stockpiled brush, leaves, and grass yard trimmings located at a single location within the City of Jackson.

\$ 24,800.⁰⁰
(figures)

Twenty-Four Thousand, Eight Hundred Dollars and ⁰⁰/₁₀₀
(words)

ALTERNATE BID ITEM

A lump sum price for furnishing all labor, equipment, materials, tools, and other incidental items for the disposal of end-of-service-life utility poles located at a single location within the City of Jackson.

\$ 3,800.⁰⁰
(figures)

Three Thousand Eight Hundred Dollars and ⁰⁰/₁₀₀
(words)

Bidder acknowledges that Bid Prices include an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item.

7. List of Major Subcontractors

No Subcontractors are allowed for this project.

8. Time of Completion

Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment on or before the dates within the number of calendar days indicated in the Agreement. Bidder accepts the provision of the Agreement as to liquidated damages.

9. Bid Submittal Agreement

Bidder: Herzog Excavating and Demolition LLC

By: Joseph Herzog
(signature)

Attest: _____
(signature)

Joseph Herzog
(print)

(print)

Owner
(title)

(title)

Note: If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.

Address for giving notices to Bidder:

24 Green Meadows Ln.
Perryville, Mo 63775

Phone: 573-768-1348

Email: herzogexcavatingdemolition@gmail.com

Contact: Joey Herzog (owner)

Bidder's License No.: 10823
(if applicable)

MEMO



To: Mayor Dwain Hahs and Members of the Board of Aldermen

From: Rodney Bollinger, Director of Administrative Services

Date: June 12, 2023

Re: Lighting Maintenance Agreement with MoDOT

As you know, continuous roadway lighting will be added to the Highway 61 Project between the courthouse square and Independence St. In Section 13 of the previously approved Municipal Agreement, the City agreed in writing that this new lighting shall be maintained by the City at no cost to MoDOT through a separate lighting agreement. Attached is this supplemental agreement.

The design and construction of the continuous lighting along the highway must meet the requirements of MoDOT's Engineering Policy Guide, Standard Specifications and Plans for Highway Construction, and Manual on Uniform Traffic Control Devices.

The engineering firm of Allen & Hoshall previously designed the lighting system and MoDOT has incorporated their plans into the project. Once installed by the contractor as part of the overall project, the City will be responsible for long-term maintenance.

I recommend to the Board of Aldermen this contractual agreement be made with the Missouri Highways and Transportation Commission.

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A *LIGHTING MAINTENANCE AGREEMENT* BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION*, RELATIVE TO THE *HIGHWAY 61 BRIDGE REPLACEMENT AND ROADWAY IMPROVEMENT PROJECT*; 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 an 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 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 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 agreement.

Section 2. That the Mayor is hereby authorized and directed to execute said 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 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: June 20, 2023.

SECOND READING: June 20, 2023.

PASSED AND APPROVED this 20th day of June, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

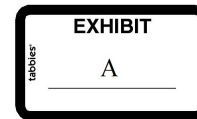
CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk



CCO Form: TR39
 Approved: 10/03 (BDG)
 Revised: 03/23 (GH)
 Modified: 06/23 (GH)

MoDOT District: Southeast
 MoDOT Agreement Administrator:
 eAgreement No.: 2023-04-78540

Jake Butler

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION LIGHTING MAINTENANCE AGREEMENT

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

WITNESSETH:

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

(1) PURPOSE AND SCOPE: It is the purpose of this Agreement to outline the responsibilities of the Commission and the City for installation and lighting maintenance of the portion of Route US 61

(2) INSTALLATION OF LIGHTING:

(A) The Commission shall install 29 lighting assemblies along US 61 from approximately 300' south of Pepper Alley to Rte. D (Independence St.). The City will incur the installation expense of the lighting assemblies. The Commission shall be responsible for all maintenance and traffic control devices on and along US 61 from approximately 300' south of Pepper Alley to Rte. D (Independence St.), with the exception of the lighting assemblies.

(B) The City shall maintain, at the City's cost, all basic intersection and interchange lighting within the Commission's limited access right of way. The lighting shall be maintained in accordance with the Missouri Department of Transportation's Engineering Policy Guide. The City shall pay the cost of electrical current for the operation of the lighting, basic intersection lighting and interchange lighting. The City shall provide and maintain power at the locations designated.

(3) MAINTENANCE BY CONTRACT:

(A) The City may have the maintenance work required pursuant to this Agreement performed by either its own maintenance personnel or by contract with qualified individuals or companies approved by the Commission to provide a fully functional and dependable lighting system.

(B) The City shall respond to any emergency situation in which repair or maintenance of damage to the lighting is required immediately to correct a dangerous condition or restore the safe, unobstructed flow of traffic on the improvement.

(4) MAINTENANCE BY CITY WITHIN COMMISSION RIGHT OF WAY: In order to coordinate maintenance activities on the improvement, the City shall notify the Commission either by telephone, telefax, or in writing, prior to performing maintenance work within Commission right of way. Such notification shall be made to the District's Operational Support Engineer or a designated assistant, and shall include the location and nature of the work to be performed. Any maintenance activities done by the City which involves closing one or more of the through lanes of the improvement, affects the safety of the traveling public, or which will cause permanent changes to the configuration of the improvement, may require a permit from the Commission. The City will be informed of whether or not a permit is required at the time the City notifies Commission of the proposed maintenance activities. The City shall comply with any additional condition placed upon the issuance of the permit.

(5) 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 representative of the City and the Commission.

(6) UTILITY LOCATING RESPONSIBILITY: The City shall be responsible for any utility locate request information along US 61 from approximately 300' south of Pepper Alley to Rte. D (Independence St.) concerning the cable(s) for the lighting system, including the pullbox(es) and conduit(s).

(7) COMMISSION REPRESENTATIVE: The Commission's 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 to each of the City Representatives, additional persons having the authority to act on behalf of the Commission in the performance of this Agreement.

(8) CITY REPRESENTATIVE: The Mayor for the City is designated as the City's representative for the purpose of administering the provisions of this Agreement. The City Representatives may designate by written notice to the Commission's Representative additional persons having the authority to act on behalf of the City or a City Department in the performance of this Agreement.

(9) NOTICES: Any notice or other communication required or permitted to be given hereunder shall be in writing and shall be deemed given upon

delivery by First Class, Priority or Express United States mail, postage prepaid, or upon actual receipt by courier, personal or facsimile delivery, addressed as follows:

(A) To the Commission:

Mark Croarkin, District Engineer
Missouri Department of Transportation
2675 N. Main St.
Sikeston, MO 63801
Fax: (573) 472-5219

(B) To the City:

Dwain Hahs, City Mayor
City of Jackson
101 Court St
Jackson, MO 63755
Fax: (573) 243-4588

or to such other place as the parties may designate in accordance with this Agreement. To be valid, facsimile delivery shall be followed by delivery of the original document, or a clear and legible copy thereof, within three (3) business days of the date of facsimile transmission of that document.

(10) 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.

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

(12) INDEMNIFICATION:

(A) To the extent allowed or imposed by law, the City 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 City's wrongful or negligent performance of its obligations under this Agreement.

(B) The City is required or will require any contractor procured by the City 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.

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

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

(15) AUDIT OF RECORDS: The City 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.

(16) 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.

(17) 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 City.

(18) 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.

(19) COMMISSION RIGHT OF WAY: All improvements made within the state-owned right-of-way shall become the Commission's property.

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

(21) 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.

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

Executed by City this _____(date).

Executed by Commission this _____(date).

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

City of Jackson

By _____

Title _____

Title **City Mayor**

ATTEST:

ATTEST:

By _____
Secretary to the Commission

By _____

Title **City Clerk**

Ordinance No. _____

APPROVED AS TO FORM:

By _____
Commission Counsel



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Anna Bergmark, City Engineer

DATE: June 14, 2023

RE: Change Order No 1. – 2023 Concrete Pavement Improvement Program –
N. Missouri Street Sidewalk

Attached to this memo is Change Order No 1 for the 2023 Concrete Pavement Improvement Program. The purpose of this change order is to include in the contract the replacement of the N. Missouri Street sidewalk, curb, and gutter between W. Washington Street and W. Main Street. The sidewalk is in need of repair due to damage caused by two large trees between the sidewalk and the roadway. The property owner has had the trees removed to allow for the repair. Additional time is also being added to the contract schedule to allow for coordination with the property owner to have the stumps removed once the existing concrete has been excavated.

I recommend approval of this change order.



City of Jackson

CHANGE ORDER

Mike Light Cement Finishing, Inc

1

Name of Contractor

Change Order No.

909 PCR 630

Perryville, MO 63775

Contractor Address

City/State/Zip

2023 Concrete Pavement Improvement Program

6/14/2023

Project Name

Date

Description: ☒ See Attachments

This change order is to include in the contract the replacement of N. Missouri Street sidewalk, curb and gutter. The replacement is needed due to damage caused by two large trees between the sidewalk and the street.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIME
Original Contract Price: \$ 248,763.60	Original Contract End Date: August 21, 2023
Previous Change Orders: \$ 0.00	Net Change from Previous Change Orders: 0
Contract Price prior to this Change Order: \$ 248,763.60	Contract End Date prior to this Change Order: August 21, 2023
Net Increase (Decrease) of this Change Order: \$ 39,802.50	Net Increase (Decrease) of this Change Order: 21
Contract Price with all approved Change Orders: \$ 288,566.10	Contract End Date with all approved Change Orders: September 11, 2023

Recommended By:

Anna Bergmark, PE

Date

Authorized By:

Mayor, City of Jackson

Date

Accepted By:

Contractor Auth. Representative

Date

MIKE LIGHT CEMENT FINISHING INC

909 Pcr 630

Perryville, MO US

mikelightcement@yahoo.com

Estimate**ADDRESS**

City Of Jackson Mo

ESTIMATE #	DATE	
1303	06/14/2023	

ACTIVITY	QTY	RATE	AMOUNT
Price to remove and replace sidewalk and curb and gutter on Missouri street. Estimated contract extension of 3 weeks.			
CONCRETE REMOVAL	1,473	2.50	3,682.50
CONCRETE REMOVAL	231	5.00	1,155.00
Concrete curb and gutter removal(includes traffic control and saw cutting)			
SIDEWALK 4"	1,473	15.00	22,095.00
PRICE TO SET UP & POUR 4" SIDEWALK			
CURB AND GUTTER	231	50.00	11,550.00
1" MINUS ROCK	60	22.00	1,320.00
ROCK ALLOWANCE PER TON 1" MINUS CHAT HAULING INCLUDED(60 ton)			
TOTAL			\$39,802.50

Accepted By

Accepted Date



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Anna Bergmark, City Engineer

DATE: June 13, 2023,

RE: Change Order No 1. – 2023 Asphalt Pavement Improvement Program

Attached to this memo is Change Order No 1. for the 2023 Asphalt Pavement Improvement Program. The purpose of this change order is to update the quantities and total contract price to account for changes due to discoveries in the field. The first full depth excavation completed on Ridge Road showed that the cracking was limited to a previous 1-inch overlay and that the underlying asphalt was in much better condition than anticipated. In lieu of full depth patches and returning in two years to overlay, the decision was made to proceed with mill and overlay from the beginning of the asphalt to the intersection of Ridge Road and Oak Ridge Drive.

Additional full depth patches were also added to the repair of the parking lot at the power plant.

I recommend approval of this change order.



City of Jackson

CHANGE ORDER

Black Diamond Paving, LLC

Name of Contractor

511 County Road 411

Contractor Address

2023 Asphalt Pavement Improvement Program

Project Name

1

Change Order No.

Oak Ridge, MO 63769

City/State/Zip

6/12/2023

Date

Description: ☒ See Attachments

Excavation of the first patch on Ridge Road revealed that the cracking was limited to a previously done 1 inch overlay. The project scope will be changed from full depth repairs to mill and 2 inch overlay. Attached is a map showing the area receiving an overlay (increase of \$24,133.35).

This change order also includes additional pavement in the power plant parking lot being replaced. The area was increased to account for areas of further damage since original assessment. (increase \$5,722.67)

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIME
Original Contract Price: \$ 342,337.98	Original Contract End Date: August 17, 2023
Previous Change Orders: \$ 0.00	Net Change from Previous Change Orders: 0
Contract Price prior to this Change Order: \$ 342,337.98	Contract End Date prior to this Change Order: August 17, 2023
Net Increase (Decrease) of this Change Order: \$ 29,856.02	Net Increase (Decrease) of this Change Order: 0
Contract Price with all approved Change Orders: \$ 372,194.00	Contract End Date with all approve Change Orders: August 17, 2023

Recommended By:


Anna Bergmark, PE, City Engineer

6/13/2023

Date

Authorized By:

Mayor, City of Jackson

Date

Accepted By:


Contractor Auth. Representative

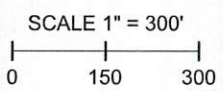
6-13-23
Date

BASE BID					Original Quantities		Updated Quantities	
ITEM	DESCRIPTION	Original QTY	Updated QTY CO1	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE CO1
101	Milling	11,349	17,769	SY	\$7.50	\$85,120.50	\$7.50	\$133,264.53
102	Excavation	720	136	CY	\$41.00	\$29,503.60	\$41.00	\$5,560.83
103	Aggregate	816	154	TON	\$33.00	\$26,931.30	\$33.00	\$5,075.73
104	Tack Coat	697	913	GAL	\$5.00	\$3,485.00	\$5.00	\$4,564.25
105	Asphalt	1,798	2,039	TON	\$109.75	\$197,297.58	\$109.75	\$223,728.67
						\$342,337.98		\$372,194.00



2023 ANNUAL
ASPHALT REPAIR

ALL MEASUREMENTS
ARE ESTIMATED



PATCHES	PATCH								
	AREA								
	PATCH								
	AREA								

OVERLAY	AVG. LENGTH	2,840 ft.
	AVG. WIDTH	20 ft.
	EST. AREA	6313 SY

Ridge Road

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AMENDING THE "YIELD RIGHT-OF-WAY STREETS SCHEDULE, SCHEDULE VIII," PASSED AND APPROVED THE 18TH DAY OF NOVEMBER, 1985, BY ADDING THERETO CERTAIN CROSSWALK DESIGNATIONS.

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

Section 1. The "Yield Right-of-Way Streets Schedule, Schedule VIII," passed and approved on the 18th day of November, 1985, is hereby amended by deleting therefrom the following yield right-of-way street designations:

MARY STREET (WEST): On West Mary Street, at the low water bridge at Hubble Creek, eastbound and westbound traffic on West Mary Street to yield.

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 "Yield Right-of-Way Streets Schedule, Schedule VIII," and the City Clerk of the City of Jackson, Missouri, is directed to replace said schedule in accordance herewith.

Section 3. The City Administrator of the City of Jackson, Missouri, is hereby directed to cause signs to be placed at the locations set forth above.

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: June 20, 2023.

SECOND READING: June 20, 2023.

PASSED AND APPROVED this 20th day of June, 2023, by a vote of _____ ayes, _____ nays, _____ abstentions, and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AMENDING THE "HANDICAPPED PARKING DESIGNATED SCHEDULE, SCHEDULE XVII," PASSED AND APPROVED THE 18TH DAY OF NOVEMBER, 1985, BY ADDING THERETO CERTAIN HANDICAPPED PARKING DESIGNATIONS.

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

Section 1. The "Handicapped Parking Designated Schedule, Schedule XVII," passed and approved on the 18th day of November, 1985, is hereby amended by adding thereto the following new handicapped parking designations:

CITY PARKING LOT (124 EAST ADAMS STREET): On the City parking lot located at 124 East Adams Street, two handicapped parking spaces on the south side of the eastern row of parking spaces.

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 "Handicapped Parking Designated Schedule, Schedule XVII," and the City Clerk of the City of Jackson, Missouri, is directed to amend the schedule in accordance herewith.

Section 3. The City Administrator of the City of Jackson, Missouri, is hereby directed to cause "Handicapped Parking" signs, or other appropriate signage, to be placed at the location set forth above.

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: June 20, 2023.

SECOND READING: June 20, 2023.

PASSED AND APPROVED this 20th day of June, 2023, by a vote of _____ ayes, _____ nays, _____ abstentions, and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk