



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Monday, August 21, 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.

PUBLIC HEARINGS

2. Hearing to consider the proposed 2023 Parks and Recreation, General Revenue, Cemetery, and Band Tax Rates.

APPROVAL OF MINUTES

3. Motion approving the Minutes of the Regular Meeting of August 7, 2023.

FINANCIAL AFFAIRS

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

ACTION ITEMS

Power, Light, and Water Committee

7. Motion approving an Addendum to the Contract Agreement with the Roman Catholic Diocese of Springfield-Cape Girardeau, relative to a time extension for the abandonment of East Jefferson Street between South Hope Street and South Ohio Street on the campus of the Immaculate Conception Catholic Church and School.
8. Motion authorizing the City staff to prepare a request on behalf of the City of Jackson, Missouri, for a text amendment to Chapter 65 (Zoning) of the Code of Ordinances, relative to tow companies.
9. Motion authorizing the City staff to prepare a request on behalf of the City of Jackson, Missouri, for a text amendment to Chapter 65 (Zoning) of the Code of Ordinances, relative to attached or painted signs.

- [10.](#) Bill proposing an Ordinance authorizing the Mayor to sign a Depository Agreement with First Midwest Bank.
- [11.](#) Bill proposing an Ordinance authorizing a Mutual Settlement and Release Agreement with Dylan Peetz, of Jackson, Missouri.
- [12.](#) Bill proposing an Ordinance correcting a Scrivener's Error in Bill No. 23-60, Ordinance 23-59, passed and approved on August 7, 2023, relative to code amendments to Chapter 41 (Municipal Utilities) for water service line specifications and fee schedule.
- [13.](#) Bill proposing an Ordinance approving the 2023 Parks and Recreation, General Revenue, Cemetery, and Band Tax Rates.

Street, Sewer, and Cemetery Committee

- [14.](#) Motion re-approving the Preliminary Plat of Jackson North Industrial Park Subdivision, as submitted by the City of Jackson, Missouri.
- [15.](#) Motion terminating a contract agreement with Daniel's Roofing and Construction, LLC, of Marble Hill, Missouri, passed and approved on September 19, 2022, relative to the Brookside Park Restroom and Pavilion Roof Replacement Project.
- [16.](#) Motion approving an Addendum to the Contract Agreement with Kevin Rockhill dba Rockhill & Sons Lawn Care, of Jackson, Missouri, to reduce the price from \$355.00 to \$315.00 per mowing and trimming event, and reducing the acreage to be mowed and trimmed from 35 to 32.61 acres, relative to the Soccer Park Mowing and Trimming Services Program.
- [17.](#) Motion accepting the bid of Road Runner Safety Services, Inc., of Jackson Missouri, in the amount of \$39,782.25, relative to the Main Street and Greensferry Road Striping Project.
- [18.](#) Bill proposing an Ordinance approving a contractual agreement with Road Runner Safety Services, Inc., of Jackson Missouri, relative to the Main Street and Greensferry Road Striping Project.
- [19.](#) Motion accepting the bid of Steve's Hauling & Excavating, LLC, of Oak Ridge Missouri, in the amount of \$25,800.60, relative to the Old Cape Road East Culvert Replacement Project.
- [20.](#) Bill proposing an Ordinance approving a contractual agreement with Steve's Hauling & Excavating, LLC, relative to the Old Cape Road East Culvert Replacement Project.
- [21.](#) Bill proposing an Ordinance approving a text amendment to Chapter 65 (Zoning) of the Code of Ordinances, relative to an exemption for requiring a variance to restore tiny houses constructed before August 8, 2023.

NON-AGENDA CITIZEN INPUT

INFORMATION ITEMS

22. Report by Mayor
23. Reports by Board Members
24. Report by City Attorney

25. Report by City Administrator

26. Discussion of future agenda items

EXECUTIVE SESSION

Motion to have executive session. Authority is Section 610.021(12), Revised Statutes of Missouri, relating to contracts.

ADJOURN

Posted on 08/18/2023 at 04:00 PM.



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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 Removing)
 the CO-1 District from Properties at the)
 East Main Street, Old Orchard Road,)
 and Interstate 55 Area)

Now comes forth a Public Hearing to consider removing the CO-1 (Enhanced Commercial Overlay) District from properties at the East Main Street, Old Orchard Road, and Interstate 55 are.

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.

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

Now comes forth Shelly Kaiser, of 145 Pine Ridge Lane and the Jackson Chamber of Commerce, to speak in favor of the proposed rezoning.



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Now comes forth Tom Kelsey, of 276 S. Mt. Auburn in Cape Girardeau, to speak in favor of the proposed rezoning and to state that some clients felt they couldn't comply with the current restrictions included in the CO-1 District.

Now comes forth Alderwoman Young to question which restrictions would be difficult to comply. Mr. Kelsey to state that one restriction relates to outside storage but nothing with toxins.

Now comes forth Mary Harriet Talbut, of 2540 Jonathan Drive, to state, on behalf of the Old McKendree Chapel, that there is no reason to not support the proposed rezoning.

Now comes forth Ed Brazer, of 3615 Eastwood Drive, to state that the current overlay provides an extra buffer zone, and he'd prefer to see a change to the overlay district rather than removal of the overlay district completely.

Now comes forth Charles Ireland, of 3618 Shalom, to state that he is not sure he is opposed but would like to know what will be allowed that is currently not allowed in the zone.

The Public Hearing is now closed by Mayor Hahs.

Public Hearing to Consider the rezoning)
 of a 1.91-Acre Tract at the Southwest)
 Corner of East Main Street and South)
 Shawnee Boulevard, as submitted by)
 the William J. Penrod Trust)

Now comes forth a Public Hearing to consider the rezoning of a 1.91-acre tract at the southwest corner of East Main Street and South Shawnee Boulevard (County parcel number 15-113-00-16-001.00-0000), from R-4 (General Residential) District to C-2 (General Commercial) District, as submitted by the William J. Penrod Trust.

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.

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



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Now comes forth Robert Kirchherr, of 105 N. Donald Street, to speak in opposition of the proposed rezoning due to the residential nature of the area.

The Public Hearing is now closed by Mayor Hahs.

Public Hearing to Consider a Special)
 Use Permit for an Oversized Attached)
 Sign at 1985 East Jackson Boulevard,)
 as submitted by Cape Girardeau County)
 Public Library District)

Now comes forth a Public Hearing to consider a Special Use Permit request for an oversized attached sign, in a C-2 (General Commercial) District, at 1985 East Jackson Boulevard, as submitted by Cape Girardeau County Public Library District

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

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

No one speaks at the public hearing.

The Public Hearing is now closed by Mayor Hahs.

Public Hearing to Consider a Text)
 Amendment to Chapter 65 of the Code)
 of Ordinances, regarding the Addition of)
 Provisions for Defining and Limiting)
 Tiny Houses)

Now comes forth a Public Hearing to consider a text amendment to Chapter 65 (Zoning) of the Code of Ordinances, regarding the addition of provisions for defining and limiting tiny houses.

Now comes forth Building and Planning Manager Larry Miller to state that the Planning & Zoning Commission voted to recommend approval of the text amendment. It is requested



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that the City Clerk admit the case material, all exhibit files, and other support information into the record so it may be incorporated as part of the proposed ordinance.

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

Now comes forth Terry Baker, of 1041 Shady Lane, to speak in favor of the proposed text amendment to support affordable housing in Jackson.

The Public Hearing is now closed by Mayor Hahs.

Motion to Approve the Minutes of the)
 July 17, 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, July 17, 2023. Ayes-8; Nays-0; Absent-0.

Motion to Approve Bills of August, 2023)

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

Motion to Record in the Minutes the)
 Disposal of City Records which have)
 Met their Retention Life)

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh to record in the minutes the disposal of City records which have met their retention life and were destroyed in compliance with the guidelines according to the Missouri Secretary of State's Record Retention Schedule, under RSMo 109.230(4). Ayes-8; Nays-0; Absent-0. The following records were disposed of by bulk shredding on July 19, 2023, by The Shred Truck:

RECORD DESCRIPTION:

INCLUSIVE DATE

Accounts Payable Check Copies	2017-2019
Accounts Payable Invoices	2017-2019
Accounts Payable Reports	2017-2019



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Accounts Receivable Paid Invoices	2017-2019
Accounts Receivable Records – Library (closed)	1961-1969
Asphalt Maintenance Program	1984-1989 & 2002-2006
Bank Deposit Tickets	2017-2019
Bank Statements & Records	2017-2019
Bank Depository Agreements & Securities Pledged	2017-2019
Building Plans	2017
Business Licenses	2017-2020
Check Deposit Register	2017-2019
City Treasurer's Monthly Reports	2017-2019
Collector's Batch Lists	2017-2019
Collector's Daily Reconciliation Postings & Reports	2017-2019
Credit Card Receipts	2017-2019
Drainage Complaints	2005
EEOC Report	1981
Female Employee Report	2017
Fuel Tickets, Transfer and Work Tickets	2017
G/L Posting Journal	2017-2019
General Correspondence – Library (closed)	1961-1975
Invoices-Misc.	2017-2019
Inventory Sheets	2017-2019
Investment Allocation Worksheets	2017-2019
Joint Sealing	2000-2002
MIRMA Files	2017
Missouri One Call Locates	2013-2017
Missouri Taxes Received	2017
MODES & Reports for CFS & Multiple Work Sites	2017
Monthly Journal Entries/Computer Worksheets	2017-2019
Paid Invoices	2017-2019
Park Foundation Summaries	2017-2019
Payroll Deductions and 941s	2017
Payroll Monthly Reports	2017
Payroll Reports, Taxes, Drug Testing, Insurance W/Hs	2017
Payroll-Sick Time, Garnishments, COBRA	2017
Public Information Requests	2017-2019
Public Notice Records	2017-2019
Purchase Orders	2017-2019



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Receipts – Building Permits, Park and Franchises	2017-2019
Returned Checks	2019-2021
Sales Tax Quarterly Reports	2017-2019
Stormwater Complaints	1997 & 2008-2016
Street Maintenance Projects	2001-2011
Swimming Pool Receipts	2017-2019
Utility Applications	2017-2019
Utility Bill Postal Statements	2017-2019
Utility Bill Stubs	2017-2020
Utility Work Orders	2017-2019
W-2s & W-3s and 1095Cs & 1094Cs	2017
Water Sold	2017-2019
Williams Creek Water Crossing Repair	2009
Workmen's Compensation	2017
W & L Deposit Account - Refunds	2017-2019

Motion to Renew a Contractual)
 Agreement with Precise Target Locating,)
 of Cape Girardeau, Missouri, and to)
 Increase the Ticket Price to \$37.00,)
 Relative to Providing Services under the)
 Underground Facilities Locating and)
 Marking Services Program)

Motion made by Alderman Reiminger, seconded by Alderwoman Williams, to renew a contractual agreement with Precise Target Locating, of Cape Girardeau, Missouri, and to increase the ticket price to \$37.00 for the term ending June 30, 2024, relative to providing services under the Underground Facilities Locating and Marking Services Program. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-59 Re: To Amend)
 Chapter 41 of the Code of Ordinances,)
 Relative to Water Service Line)
 Specifications and Fee Schedule)

The matter of amending Chapter 41 (Municipal Utilities) of the Code of Ordinances, relative to water services line specifications and fee schedule, came on for consideration. Alderman Reiminger introduced Bill No. 23-60, being for an ordinance entitled as follows:



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AN ORDINANCE AMENDING CHAPTER 41, ARTICLE III, DIVISION 2, SUBDIVISION II, SECTIONS 41-371, 41-373 AND 41-375, OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO WATER METERS, TAPS AND FEES; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Motion made by Alderman Reiminger, seconded by Alderman Sander, Bill No. 23-60 was placed on its first reading and was read by title, considered and discussed and was duly passed by unanimous vote. On a motion by Alderman Reiminger, seconded by Alderman Sander, Bill No. 23-60 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. 23-59 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. 23-60

ORDINANCE NO. 23-59

AN ORDINANCE AMENDING CHAPTER 41, ARTICLE III, DIVISION 2, SUBDIVISION II, SECTIONS 41-371, 41-373 AND 41-375, OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO WATER METERS, TAPS AND FEES; 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 41, Article III, Division 2, Subdivision II, Section 41-371, of the Code of Ordinances of the City of Jackson, Missouri, is hereby **amended** to read as follows:

“Sec. 41-373. Meters required.

Water shall not be supplied unless a meter system is purchased from and installed by the city. Water service pipe shall meet city specifications.”

Section 2. That Chapter 41, Article III, Division 2, Subdivision II, Section 41-373, of the Code of Ordinances of the City of Jackson, Missouri, is hereby **amended** to read as follows:



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“Sec. 41-373. Water taps; application therefor; procedure; charges.

- (a) Applications for water taps shall be filed with the public works office.
- (b) Fees for water taps, directional boring, street cuts, and street repairs, shall be paid to the city in accordance with a fee schedule on file with the city clerk’s office.”

Section 3. That Chapter 41, Article III, Division 2, Subdivision II, Section 41-375, of the Code of Ordinances of the City of Jackson, Missouri, is hereby **deleted**.

NOTE TO CODIFIER: Please note that Section 41-375 has been deleted and that the remaining sections that follow will be renumbered.

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

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: August 7, 2023.

SECOND READING: August 7, 2023.



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PASSED AND APPROVED this 7th day of August, 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 Approve the Updated Fee)
 Schedule for Water Taps and Meter)
 Fees, effective September 1, 2023)

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh, to approve the updated fee schedule for water taps and meter fees, effective September 1, 2023. Ayes-8; Nays-0; Absent-0.

Motion to Approve an Addendum to the)
 Contract Agreement with Bootheel)
 Fence Co., Inc., of Jackson, Missouri,)
 Relative to a Time Extension under the)
 City Parks Fencing Replacement and)
 Repair Project)

Motion made by Alderwoman Liley, seconded by Alderman Baker, to approve an Addendum to the Contract Agreement with Bootheel Fence Co., Inc., of Jackson, Missouri, relative to a time extension under the City Parks Fencing Replacement and Repair Project. Ayes-8; Nays-0; Absent-0.

Motion to Approve and Addendum to the)
 Contract Agreement with Capri Pools &)
 Aquatics, of Edwardsville, Illinois,)
 Relative to a Time Extension for the)
 Purchase of Chemicals and the)
 Installation of a Chemical Controller at)
 the City Pool)



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Motion made by Alderwoman Liley, seconded by Alderman Hitt, to approve an Addendum to the Contract Agreement with Capri Pools & Aquatics, of Edwardsville, Illinois, relative to a time extension for the purchase of chemicals and the installation of a chemical controller at the City Pool. Ayes-8; Nays-0; Absent-0.

Motion to Approve an Addendum to the)
 Contract Agreement with Capri Pools &)
 Aquatics, of Edwardsville, Illinois,)
 Relative to a Time Extension for the)
 Purchase and Installation of a Chemical)
 Feeder at the City Pool)

Motion made by Alderwoman Liley, seconded by Alderwoman Young, to approve an Addendum to the Contract Agreement with Capri Pools & Aquatics, of Edwardsville, Illinois, relative to a time extension for the purchase and installation of a chemical feeder at the City Pool. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-60 Re: To Remove)
 the CO-1 District from Properties at the)
 East Main Street, Old Orchard Road,)
 and Interstate 55 Area)

The matter of removing the CO-1 (Enhanced Commercial Overlay) District from properties at the East Main Street, Old Orchard Road, and Interstate 55 area, came on for consideration. Alderwoman Liley introduced Bill No. 23-61, 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 CO-1 TO C-2, 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. 23-61 was placed on its first reading and was read by title, considered and discussed and was duly passed. On a motion by Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-61 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. 23-60 and was signed and approved by Mayor Dwain L.



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Hahs and attested by the City Clerk. On roll call: Alderwoman Liley-aye; Alderman Hitt-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Young-nay; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderman Reiminger-aye.

BILL NO. 23-61

ORDINANCE NO. 23-60

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 CO-1 TO C-2, 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 various properties along E. Main Street, Interstate 55, and Old Orchard Road, all located 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,

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.



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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 CO-1 Enhanced Commercial Overlay District to C-2 General Commercial 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.

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SECOND READING: August 7, 2023.

PASSED AND APPROVED this 7th day of August, 2023, by a vote of 7 ayes, 1 nay, 0 abstentions and 0 absent.

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)
Mayor

ATTEST:

Liza Walker (signed)
City Clerk

Bill No. 23-62/Ordinance Failed Re: To)
 Approve the Rezoning of a 1.91-Acre)
 Tract at the Southwest Corner of East)
 Main Street and South Shawnee)
 Boulevard, as submitted by the William)
 J. Penrod Trust)

The matter of approving the rezoning of a 1.91-acre tract at the southwest corner of East Main Street and South Shawnee Boulevard (County parcel number 15-113-00-16-001.00-0000), from R-4 (General Residential) District to C-2 (General Commercial) District, as submitted by the William J. Penrod Trust, came on for consideration. Alderwoman Liley introduced Bill No. 23-62, 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-2, 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. 23-62 was placed on its first reading and was read by title, considered and discussed and was duly failed by unanimous vote. On a motion by Alderwoman Liley, seconded by Alderman Hitt, Bill No. 23-62 was placed on its second reading and final passage and was read by title, considered discussed, and was duly failed. The Mayor thereupon declared said Bill duly failed and was



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signed by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Baker-nay; Alderman Reiminger-nay; Alderman Hitt-nay; Alderman Sander-nay; Alderwoman Young-nay; Alderwoman Williams-nay; Alderman Seabaugh-nay; and Alderwoman Liley-nay.

BILL NO. 23-62

ORDINANCE NO. FAILED

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-2, 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, The William J. Penrod Revocable Living Trust Agreement of May 21, 1997, owner of a certain tract of land herein referred to, has heretofore submitted to the City Planning and Zoning Commission for its consideration the rezoning of certain territories located in the City of Jackson, Missouri, said properties being described as all of 1331, 1333, 1339, 1341 and 1347 East Main Street; and 121, 123, 125 and 127 South Shawnee Boulevard 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 denied 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,

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.



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MAYOR & BOARD OF ALDERMEN REGULAR MEETING
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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-2 General Commercial 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.

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SECOND READING: August 7, 2023.

FAILED AND DENIED this 7th day of August, 2023, by a vote of 0 ayes, 8 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. 23-61 Re: To Approve a)
 Special Use Permit for an Oversized)
 Attached Sign at 1985 East Jackson)
 Boulevard, as submitted by Cape)
 Girardeau County Public Library District)

The matter of approving a Special Use Permit for an oversized attached sign, in a C-2 (General Commercial) District, at 1985 East Jackson Boulevard, as submitted by Cape Girardeau County Public Library District, came on for consideration. Alderwoman Liley introduced Bill No. 23-63, being for an ordinance entitled as follows:

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

Motion made by Alderwoman Liley, seconded by Alderwoman Young, Bill No. 23-63 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. 23-63 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. 23-61 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.



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BILL NO. 23-63

ORDINANCE NO. 23-61

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

WHEREAS, the Board of Aldermen and the Planning and Zoning Commission have considered a proposed special use permit for property described as 1985 E. Jackson Boulevard., as set out in Exhibit A which is attached hereto and incorporated herein by reference; and,

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

WHEREAS, a special use permit for a 96 sq. ft. oversized attached sign in a C-2 General Commercial District at 1985 E. Jackson Boulevard may be granted by virtue of Chapter 65 of the Code of Ordinances of the City of Jackson, Missouri; and,

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

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



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Section 1. That an application for a special use permit, which said application is marked Exhibit A and attached hereto, is hereby approved, and a special use permit is hereby issued to Greg Schwab and the Riverside Regional Library, Applicants.

Section 2. That the property set forth in Exhibit A is hereby granted a special use permit for a 96 sq. ft. oversized attached sign in a C-2 General Commercial District at 1985 East Jackson Boulevard.

The aforesaid special use permit is subject to the following specific conditions: compliance with all ordinances of the City of Jackson, Missouri, except as specifically varied or waived by this special use permit.

Section 3. That the City Clerk of the City of Jackson, Missouri, shall and is hereby directed to indicate on the "Official Zoning District Map" of the City of Jackson, Missouri, the above special use permit and the date of issuance thereof and to certify same and to keep said map on file in the office of the City Clerk and a copy displayed in City Hall, City of Jackson, Missouri; and that said City Clerk is further directed to indicate on said "Official Zoning District Map" the existence of special conditions on the use of the aforesaid property.

Section 4. Violation of the special conditions listed above shall result in revocation of the special use permit and/or prosecution and/or fine under the zoning ordinances.

Section 5. This special use permit is issued to the applicants and shall not be assigned or otherwise transferred by said applicants. This special use permit runs with the applicants and not the land.



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Section 6. If construction is required for the special use granted hereunder, this special use permit shall expire in the event construction does not commence within six months of the date of issuance of this special use permit and is not completed within two years of the issuance of this permit.

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

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

FIRST READING: August 7, 2023.

SECOND READING: August 7, 2023.

PASSED AND APPROVED this 7th day of August, 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. 23-62 Re: To Approve a)
Text Amendment to Chapter 65 of the)
Code of Ordinances, regarding the)
Addition of Provisions for Defining and)



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Limiting Tiny Houses)

The matter of approving a text amendment to Chapter 65 (Zoning) of the Code of Ordinances, regarding the addition of provisions for defining and limiting tiny houses, came on for consideration. Alderwoman Liley introduced Bill No. 23-64, being for an ordinance entitled as follows:

AN ORDINANCE AMENDING CHAPTER 65 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO DEFINING AND LIMITING TINY HOMES; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

Motion made by Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-64 was placed on its first reading and was read by title, considered and discussed and was duly passed. On a motion by Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-64 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. 23-62 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Seabaugh-aye; Alderwoman Liley-aye; Alderman Hitt-nay; Alderman Sander-nay; Alderman Baker-nay; Alderwoman Young-nay; Alderwoman Williams-aye; Alderman Reiminger-aye; and Mayor Hahs-aye.

BILL NO. 23-64

ORDINANCE NO. 23-62

AN ORDINANCE AMENDING CHAPTER 65 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO DEFINING AND LIMITING TINY HOMES; 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 65, Article I, Section 65-2, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended by **ADDING** the following definitions to read as follows:

“Sec. 65-2. Definitions.



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Tiny house, portable. A dwelling that is six hundred (600) square feet or less in floor area, excluding lofts, and is constructed on a chassis or skids, regardless of added porches, stairways, decks, or other additions.

Tiny house, permanent. A dwelling that is six hundred (600) square feet or less in floor area, excluding lofts, and is constructed on-site without a chassis and is permanently anchored to a foundation or concrete slab.”

Section 2. That Chapter 65, Article I, Section 65-8, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-8. - R-4 General residential district regulations.

(1) *Use regulations.* A building or premises shall be used only for the following purposes:

g. Tiny house, permanent, when part of a community unit plan, with a special use permit only.”

NOTE TO CODIFIER: Please note in Chapter 65, Article I, Section 65-8, Subpart (1) g. has been added and the original Subpart (1) g. should now be Subpart (1) h.; and the Subparts that follow should be re-lettered accordingly.

Section 3. That Chapter 65, Article I, Section 65-9, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-9. – MH-1 Mobile home park district regulations.

The regulations set forth in this section, or set forth elsewhere in this chapter, are the regulations of the MH-1 mobile home park district. The purpose of the MH-1 mobile home park district is to provide suitable locations for the placement of mobile homes, with safeguards for the health and safety of mobile home residents. References to lot sizes, setbacks, and lot coverage shall be



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interpreted to mean the area designated for each mobile home stand within the mobile home park.

(1) *Use regulations.* A building or premises shall be used only for the following purposes:

- a. Mobile home parks conforming to the provisions hereof of Article II.
- b. Manufactured / mobile homes.
- c. Tiny house, portable.”

NOTE TO CODIFIER: Please note in Chapter 65, Article I, Section 65-9, that Subpart (1) a. has been modified; that Subparts (1) b. and c. have been added; and that the original Subpart (1) b. should now be Subpart (1) d.; and the Subparts that follow should be re-lettered accordingly.

Section 4. That Chapter 65, Article I, Section 65-10, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-10. - O-1 Professional office district regulations.

(1) *Use regulations.* The regulations set forth in this section or set forth elsewhere in this chapter when referred to in this section, are the regulations of the O-1 professional office district. The purpose of the O-1 professional office district is to provide adequate space in appropriate locations suitable for accommodating medical, dental and similar services, as well as professional offices. Bulk limitations are designed to provide maximum compatibility with less intensive land use in adjacent residential districts and with more intensive land use in adjacent commercial districts. The O-1 professional office district is to act in the capacity of a transition and supporting zone.

- h. Tiny house, permanent, when part of a community unit plan, with a special use permit only.”

NOTE TO CODIFIER: Please note in Chapter 65, Article I, Section 65-10, Subpart (1) h. has been added; that the original Subpart (1) h. should now



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be Subpart (1) i.; and the Subparts that follow should be re-lettered accordingly.

Section 5. That Chapter 65, Article I, Section 65-11, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-11. - C-1 Local commercial district regulations.

(1) *Use regulations.* The regulations set forth in this section or set forth elsewhere in this chapter when referred to in this section, are the regulations of the C-1 Local Commercial district. The purpose of the C-1 district is to provide for retail trade and personal services to meet the regular needs and for the convenience of residents of adjacent residential areas. C-1 Local commercial districts are intended to be a closely associated and integral element of local neighborhoods.

- g. Tiny house, permanent, when part of community unit plan, with a special use permit only.”

NOTE TO CODIFIER: Please note in Chapter 65, Article I, Section 65-11, Subpart (1) g. has been added; that the original Subpart (1) g. should now be Subpart (1) h.; and the Subparts that follow should be re-lettered accordingly.

Section 6. That Chapter 65, Article I, Section 65-12, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-12. - C-2 General Commercial district regulations.

The regulations set forth in this section, or set forth elsewhere in this chapter when referred to in this section, are the regulations of the C-2 General commercial district. The purpose of the C-2 General commercial district is to provide areas for general commerce and services typically associated with major thoroughfares.

(1) *Use regulations.* A building or premises shall be used only for the following purposes:



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- g. Tiny house, permanent or portable, when part of a community unit plan, with a special use permit only.”

NOTE TO CODIFIER: Please note in Chapter 65, Article I, Section 65-12, Subpart (1) g. has been added; the original Subpart (1) g. should now be Subpart (1) h.; and the Subparts that follow should be re-lettered accordingly.

Section 7. That Chapter 65, Article II, Section 65-62, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

“Sec. 65-62. – Permits and restrictions.

- (2). *RV parks location.* RV parks will be allowed in the C-2 District, with a special use permit only.”

NOTE TO CODIFIER: Please note in Chapter 65, Article II, Section 65-62, Subpart (2) has been modified.

Section 8. 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 9. 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 10. That this ordinance shall take effect and be in force from and after its passage and approval.



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Section 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: August 7, 2023.

SECOND READING: August 7, 2023.

PASSED AND APPROVED this 7th day of August, 2023, by a vote of 5 ayes, 4 nays, 0 abstentions and 0 absent.

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 two litigation matters in accordance with Section 610.021(1), four items of real estate in accordance with Section 610.021(2) RSMo, and one personnel matter in accordance with Section 610.021(3).

Motion to Recess the Meeting to Study)
Session)

On a motion by Alderman Baker, seconded by Alderwoman Liley, to recess the meeting at 6:58 P.M., to convene to the Study Session. Ayes-8; Nays-0; Absent-0.

Returned to Open Session at 7:19 P.M., from Study Session.

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

Meeting concluded at 7:19 P.M. On a motion by Alderman Baker, seconded by Alderwoman Liley, it is ordered that the Board now convene into closed session for two



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litigation matters in accordance with Section 610.021(1), four items of real estate in accordance with Section 610.021(2) RSMo, and one personnel matter in accordance with Section 610.021(3) and that the meeting will stand adjourned upon the adjournment of the closed session. On roll call: Alderwoman Williams-aye; Alderman Seabaugh-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Liley-aye; Alderman Hitt-aye; Alderman Reiminger-aye; and Alderwoman Young-aye. Ayes-8; Nays-0; Absent-0.

ATTEST:

Mayor

City Clerk

CITY COLLECTOR'S REPORT FOR JULY 2023

DESCRIPTION	ELECTRIC FUND	WATER FUND	WASTEWATER FUND	LANDFILL FUND	GEN. REV. FUND	TOTAL
Service Charges (includes internal transfers)	1,354,852.48	293,388.52	230,469.71	61,650.69	-	1,940,361.40
Penalties	6,250.55	1,600.23	1,293.25	370.60	-	9,514.63
Sales Tax	39,299.86	8,529.25	-	-	-	47,829.11
Disconnect Fees	1,200.00	-	-	-	-	1,200.00
Returned Transaction Fees	450.00	-	-	-	-	450.00
Customer Relocation Fees	-	-	-	-	425.00	425.00
Trash Stickers	-	-	-	1,617.00	-	1,617.00
UTILITY COLLECTIONS	1,402,052.89	303,518.00	231,762.96	63,638.29	425.00	2,001,397.14
Adjustments - Services	-	-	-	-	-	-
Adjustments - Penalties	-	-	-	-	-	-
Adjustments - Taxes	-	-	-	-	-	-
Adjustments - Service Fees	-	-	-	-	-	-
NET UTILITY COLLECTIONS	1,402,052.89	303,518.00	231,762.96	63,638.29	425.00	2,001,397.14
Business/Contractor Licenses	-	-	-	-	862.50	862.50
Event Fees/Misc. Charges	935.00	-	-	-	-	935.00
NON-UTILITY COLLECTIONS	935.00	-	-	-	862.50	1,797.50
Misc. Adjustments	-	-	-	-	-	-
Interest on Collector's bank account	-	-	-	-	-	182.09
Cash in bank	-	-	-	-	-	2,003,376.73
Missouri Sales Tax payment	(39,299.86)	(8,529.25)	-	-	-	(47,829.11)
TO CITY TREASURER					\$	1,955,547.62

Respectfully Submitted,



City Collector



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

ELECTRIC

Sale of Merchandise	0.00	
Cable TV Pole Rental	0.00	
Electric Meters	1,470.00	
Electric Service Lines	1,200.00	
Returned Check Fees	0.00	
URD Services	1,850.00	
Sales Tax Commission	807.12	
Labor and Equipment Use	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		5,327.12

CEMETERY

Sale of Lots	2,000.00	
Sale of Niches	0.00	
Grave Openings	5,025.00	
Niche Openings	0.00	
Weekend/Holiday Grave Openings/Inurnments	0.00	
Disinterments/Disinurnments	<u>0.00</u>	
TOTAL		7,025.00

WATER & SEWER

WATER

Water Taps & Water Meters	2,200.00	
Sale of Merchandise	0.00	
Miscellaneous-Scrap Metal	<u>0.00</u>	
TOTAL		2,200.00

WASTEWATER

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

GENERAL REVENUE

Building Permits	3,936.31	
Electric Permits	260.00	
Gas Permits	80.00	
Plumbing/Sewer Permits	120.00	
Sewer Tap Permits	360.00	
Public Hearing & Plat Recording	100.00	
Stormwater Review Fees	100.00	
Street Repair or Mowing	0.00	
Gas Franchise	12,026.17	
Sale of Merchandise	0.00	
Community Room	0.00	
Cable TV Franchise	34,958.95	
Copies	421.30	
Telephone Franchise Fees	12,600.76	
Fire Cost Recovery	652.50	
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		66,819.71

INMATE SECURITY FUND

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

PARK

Misc. Park Rentals	50.00	
Ballfield Rentals	1,030.00	
Pavilion Rentals	<u>550.00</u>	
TOTAL		1,630.00

TRUST & AGENCY

July 4th Receipts	4,725.00	
Farmers Market Fees	<u>0.00</u>	
TOTAL		4,725.00

PARK FOUNDATION

Donations	3,500.00	
Civic Center Donations	<u>0.00</u>	
TOTAL		3,500.00

RECREATIONAL DEVELOPMENT

Pool Concession Receipts	1,724.00	
Swimming Pool Gate Receipts	8,895.00	
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	0.00	
Baseball Sponsor Fees	<u>0.00</u>	
TOTAL		10,619.00

LANDFILL

Refuse Collections	280.00	
Recyclables	1,043.90	
E-Cycle TV/Monitor Fees	415.00	
Royalties	<u>0.00</u>	
TOTAL		1,738.90

RECREATIONAL SALES TAX FUND

Civic Center Rentals	10,485.00	
Civic Center Programs	850.00	
Civic Center Membership Fees	0.00	
Civic Center Entry Fees	880.00	
Civic Center Concessions	<u>284.25</u>	
TOTAL		12,499.25

HEALTH INSURANCE FUND

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

STORMWATER FUND

Stormwater Credit	0.00	
Stormwater Maintenance	<u>272.09</u>	
TOTAL		272.09

TRANSPORTATION SALES TAX

Rent - Donna Drive Extension	<u>1,175.00</u>	
TOTAL		1,175.00

REPORT TOTAL		<u>\$118,708.07</u>
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Water & Light Deposit Accounts

JULY, 2023

Beginning Balance July 1, 2023:	\$281,350.99
TOTAL DEPOSITS	\$16,310.19
TOTAL REFUNDS	\$18,268.97
Ending Balance July 31, 2023:	\$279,392.21

Balance Consists of :

Checking Account for US Bank	\$69,392.21
Investments	\$210,000.00
	\$279,392.21

CITY TREASURER'S REPORT FOR JULY, 2023

Item 6.

FUND	FUND BALANCES 07-01-2023	RECEIPTS	TRANSFER OF FUNDS	DISBURSEMENTS	FUND BALANCES 07-31-2023	INVESTMENTS	CASH BALANCE 07-31-2023
ELECTRIC FUND							
Operation & Maintenance	-	1,370,213.09	(199,738.99)	1,170,474.10	-	-	-
Electric Surplus	2,115,989.08	-	179,152.27	28,074.77	2,267,066.58	851,531.55	1,415,535.03
Electric Capital Projects Fund	4,338,566.54	-	-	-	4,338,566.54	4,300,000.00	38,566.54
General Revenue	4,081,261.31	91,648.74	(71,475.86)	622,904.50	3,478,529.69	3,475,000.00	3,529.69
Landfill Fund	541,438.20	65,383.16	(7,425.19)	71,013.05	528,383.12	445,000.00	83,383.12
City Park Fund	249,665.67	2,715.59	(6,581.28)	41,318.11	204,481.87	200,000.00	4,481.87
Public Park Foundation Fund	138,279.48	3,500.00	-	-	141,779.48	75,000.00	66,779.48
Cemetery Fund	947,941.01	7,710.22	(5,390.33)	12,933.05	937,327.85	909,000.00	28,327.85
Band Fund	-	668.42	-	668.42	-	-	-
Stormwater Maintenance Fund	288,814.56	272.09	-	-	289,086.65	266,000.00	23,086.65
ARPA Fund	2,709,279.29	-	261.63	-	2,709,540.92	2,700,000.00	9,540.92
Road Use Tax Fund	625,306.12	67,335.04	(19,166.66)	-	673,474.50	625,000.00	48,474.50
Sales Tax Fund	1,503,248.55	258,555.86	(3,560.00)	42,866.13	1,715,378.28	1,707,593.59	7,784.69
Fire Protection Sales Tax Fund	3,333.00	61,237.97	-	-	64,570.97	-	64,570.97
Recreation Sales Tax	37,562.25	73,737.21	(813.41)	29,665.58	80,820.47	-	80,820.47
Public Safety Sales Tax	1,000.00	122,474.69	-	-	123,474.69	-	123,474.69
Trust and Agency Fund	1,086,114.16	9,004.95	14,378.16	23,780.55	1,085,716.72	1,080,000.00	5,716.72
Recreational Development	97,398.04	10,619.00	-	52,592.64	55,424.40	-	55,424.40
Transportation Sales Tax	378,859.41	123,650.96	-	178,405.14	324,105.23	300,000.00	24,105.23
I-55 Corridor Special Alloc.	1,262.55	-	-	-	1,262.55	-	1,262.55
Capital Projects Construction	2,024,989.61	2,520.27	-	-	2,027,509.88	2,002,520.27	24,989.61
Economic Development Reserve	1,000,000.00	-	-	-	1,000,000.00	1,000,000.00	-
CDBG Grant Fund	-	-	-	-	-	-	-
Health Insurance Fund	941,179.00	17,264.62	140,920.09	155,796.47	943,567.24	-	943,567.24
Inmate Security Fund	16,051.12	102.00	-	-	16,153.12	-	16,153.12
Equitable Sharing Fund	3,617.07	-	-	-	3,617.07	-	3,617.07
WATER & SEWER FUND							
Water Operation & Maint.	-	80,818.36	(11,249.44)	69,568.92	-	-	-
Water Replacement	735,480.00	21,060.50	-	-	756,540.50	725,000.00	31,540.50
Water & Sewer Revenue Bond	192,101.58	125,642.22	-	-	317,743.80	290,000.00	27,743.80
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	9,320,167.44	248,287.35	-	438,970.60	9,129,484.19	8,586,565.81	542,918.38
Wastewater Operation & Maint.	-	71,460.64	(9,310.99)	62,149.65	-	-	-
Wastewater Replacement	1,077,658.74	-	-	-	1,077,658.74	1,054,527.07	23,131.67
W & S Construction Fund	4,323,908.99	-	-	6,016.41	4,317,892.58	200,000.00	4,117,892.58
TOTALS	38,890,472.77	2,835,882.95	-	3,007,198.09	38,719,157.63	30,902,738.29	7,816,419.34

Respectfully Submitted,

Cash on Hand	1,675.00
General Account	5,855,579.65
Collectors Account	1,955,547.62
Equitable Sharing Fund	3,617.07

Liza Walker, City Clerk/Treasurer (signed)

TOTAL	7,816,419.34
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ADDENDUM TO AGREEMENT

THIS ADDENDUM, effective as of the date on which all parties hereto execute this Addendum, amends and supplements that Agreement by and between **CITY OF JACKSON, MISSOURI** ("City") and **ROMAN CATHOLIC DIOCESE OF SPRINGFIELD-CAPE GIRARDEAU**, ("Diocese") with the effective date of December 17, 2018 (the "Agreement").

WHEREAS, City and Diocese wish to extend the date by which construction must begin as stated in paragraph two (2) of the Agreement.

NOW, THEREFORE, for adequate consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to amend the Agreement as follows:

2. In the event the Diocese has not begun construction within seven (7) years of the date of this Agreement, then this Agreement shall expire. It is provided, however, that the parties may agree to extend this Agreement upon approval of the extension by both the City and the Diocese.

City and Diocese acknowledge that they have read and agreed to the terms and conditions of this Addendum, and they understand it will become legally binding upon signing.

DATE: _____

City of Jackson, Missouri

Dwain Hahs, Mayor

ATTEST:

Liza Walker, City Clerk

DATE: 8-7-23

Roman Catholic Diocese of Springfield-Cape Girardeau

By: Edward M. Rice

Print: Edward M. Rice

Title: Bishop

MEMO



TO: Mayor Hahs and Members of the Board of Aldermen
FROM: Larry Miller, Building & Planning Manager
DATE: August 17, 2023
SUBJECT: Text Amendment to Chapter 65 (Zoning) Tow Company

This text amendment will define a tow company and establish what zoning districts they can be allowed. It will do away with the need to classify tow companies under the following similar or generic categories:

- Residential Districts, Mobile Home District, and Professional Office District provide no categories under which a tow company can be classified.
- C-1 Local Commercial District: Any other type of business, institutional, governmental, professional, or medical use, retail store or service use not specifically permitted herein when authorized by the board of aldermen after receipt of review and recommendations from the planning and zoning commission, and only when such use is consistent with the intent and purpose of the C-1 Local commercial district regulations.
- C-2 General Commercial District: Any other type of business, institutional, governmental, professional, or medical use, retail store or service use not specifically permitted herein, when authorized by the board of aldermen after receipt of review and recommendations from the planning and zoning commission, and only when such use is consistent with the intent and purpose of the C-2 General commercial district regulations.
- C-3 Central Business District: Any other retail or service use of similar character which is not specifically permitted herein, with a special use permit only and only when such use is consistent with the intent and purpose of the C-3 Central business district regulations. (When located at least 50' from a residential district and separated by a privacy fence.)
- C-4 Planned Commercial District: All planned commercial developments in this district require a special use permit. (This district is solely for "modern retail shopping facilities of integrated design in appropriate locations to serve residential neighborhoods). There is currently no property zoned C-4.

- I-1 Light Industrial District: Any other light industrial use of a similar character which is not specifically permitted herein, with a special use permit only, and only when such use is consistent with the intent and purpose of the I-1 Light industrial district. (When located at least 50' from a residential district and separated by a privacy fence.)
- I-2 Heavy Industrial District: Motor vehicle wrecking, salvage, storage, and sale, with a special use permit only.
- I-3 Planned Industrial District: Allows all uses in all other commercial and industrial districts, except residential uses, with the same conditions stipulated in each district.

MEMO



TO: Mayor Hahs and Members of the Board of Aldermen
FROM: Larry Miller, Building & Planning Manager
DATE: August 18, 2023
SUBJECT: Text Amendment to Chapter 65 (Zoning) Attached or Painted Signs

- This text amendment will do away with the special use permit for attached or painted signs over fifty (50) square feet and come up with a standard comparable to other cities.

BILL NO. 23-__

ORDINANCE NO. 23-__

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 Midwest 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 Midwest 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.
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: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 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 CITY OF JACKSON, MISSOURI, TO ACCEPT A SETTLEMENT AND RELEASE AGREEMENT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND DYLAN PEETZ, 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 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 accept 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 **Dylan Peetz, of Jackson, Missouri**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City accepts said agreement.

Section 2. 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 3. That this Ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 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 TO CORRECT SCRIVENER'S ERROR IN BILL NO. 23-60, ORDINANCE NO. 23-59, PASSED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, ON AUGUST 7, 2023.

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

Section 1. That there appeared in Bill No. 23-60, Ordinance No. 23-59, a scrivener's error in the final ordinance.

Section 2. That Chapter 41, Article III, Division 2, Section 41-371, of the Code of Ordinances of the City of Jackson, Missouri, is hereby amended to read as follows:

"Sec. 41-371. Meters required.

Water shall not be supplied unless a meter system is purchased from and installed by the city. Water service pipe shall meet city specifications."

NOTE TO CODIFIER: Please note that Section "41-371" was misnumbered as "41-373."

Section 3. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, declare this ordinance to be an ordinance nunc pro tunc amending the ordinance previously passed and approved on August 7, 2023.

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

FIRST READING: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 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 ESTABLISHING THE AMOUNT OF MONEY NECESSARY TO BE RAISED BY TAXATION FOR GENERAL REVENUE, PARK FUND, CEMETERY FUND, AND BAND FUND DURING THE ENSUING FISCAL YEAR; FIXING THE ANNUAL RATE OF LEVY THEREFOR; AND STATING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

WHEREAS, in accordance with Missouri Statutes as made and provided, the City is empowered to establish taxation for purposes upon the assessed valuation of the City for general revenue purposes, for parks & recreation fund, for cemetery maintenance, and for band fund; and

WHEREAS, in accordance with said statutory authorization, the City must establish rates after holding a public hearing for the current tax year of 2023; and

WHEREAS, the City has held a public hearing as required by statute.

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

Section 1. That the amount of money necessary to be raised by taxation during the ensuing fiscal year on the assessed valuation of all properties situated in the City of Jackson, Missouri, for general revenue purposes is One Million Seven Hundred Twenty-Six Thousand Three Hundred Fifty-Five Dollars (\$1,726,355.00); for cemetery purposes is Two Hundred Twenty-Three Thousand Fifteen Dollars (\$223,015.00); for city parks & recreation is Three Hundred Sixty-Two Thousand One Hundred Sixty-One Dollars (\$362,161.00); and for band fund is Two Hundred Twenty-Three Thousand Fifteen Dollars (\$223,015.00).

Section 2. That the total assessed valuation of all property in the City, as shown by a certified abstract transmitted to the Board of Aldermen of the City of Jackson by the County Clerk of Cape Girardeau County, Missouri is Two Hundred Ninety-Two Million Three Hundred One Thousand Four Hundred Seventy-Four Dollars (\$292,301,474.00).

Section 3. That the Board of Aldermen of the City hereby establishes the rate of levy for general revenue purposes at Fifty-Nine and Six Hundredths Cents (\$0.5906) on each One Hundred Dollars (\$100.00) assessed valuation on all property situated in the City of Jackson, Missouri.

Section 4. That the Board of Aldermen of the City hereby establishes the rate of levy for cemetery fund purposes at Seven and Sixty-Three Hundredths Cents (\$0.0763) on each One Hundred Dollars (\$100.00) assessed valuation on all property situated in the City of Jackson, Missouri.

Section 5. That the Board of Aldermen of the City hereby establishes the rate of levy for park fund purposes at Twelve and Thirty-Nine Hundredths Cents (\$0.1239) on each One Hundred Dollars (\$100.00) assessed valuation on all property situated in the City of Jackson, Missouri.

Section 6. That the Board of Aldermen of the City hereby establishes the rate of levy for band fund purposes at Seven and Sixty-Three Hundredths Cents (\$0.0763) on each One Hundred Dollars (\$100.00) assessed valuation on all property situated in the City of Jackson, Missouri.

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

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

FIRST READING: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

NOTICE OF PUBLIC HEARING

A public hearing will be held at 6:00 P.M., August 21, 2023, at City Hall, 101 Court Street, Jackson, Missouri, at which time citizens may be heard on the property tax rates proposed to be set by the City of Jackson, Missouri. The tax rates shall be set to produce the revenues which the budget for the fiscal year shows to be required from the property tax. Each tax rate is determined by dividing the amount of revenue required by current assessed valuation. The result is multiplied by 100 so the tax rate will be expressed in cents per \$100 valuation. The following calculations are based on present data (after Board of Equalization adjustments) and may be adjusted as more current data is received.

Assessed Valuation (by Categories)	Current Tax <u>Year 2023</u>	Prior Tax <u>Year 2022</u>
Real Estate	\$ 222,077,048	\$ 204,855,123
Personal Property	\$ 69,205,507	\$ 73,813,618
State Assessed	\$ 1,018,919	\$ 558,583
	\$ <u>292,301,474</u>	\$ <u>279,227,324</u>

	Amount of Property Tax Revenues <u>Budgeted for 2023</u>	Proposed Tax Rate For <u>2023 (per \$100)</u>
General Revenue	\$ 1,726,355	\$ 0.5906
Cemetery	\$ 223,015	\$ 0.0763
Park	\$ 362,161	\$ 0.1239
Band	\$ 223,015	\$ 0.0763
	\$ <u>2,534,546</u>	\$ <u>0.8671</u>

Posted: 08/04/2023

Mayor
Board of Aldermen
City of Jackson
Liza Walker, City Clerk



Office of the Cape Girardeau County Clerk

Kara Clark Summers

1 Barton Square, Suite 301

Jackson, MO 63755

Phone # 573-243-3547 Fax # 573-204-2418

Notice of 2023 Aggregate Assessed Valuation

As required by Section 137.245.3, RSMo, I, Kara Clark Summers, County Clerk of Cape Girardeau County, State of Missouri, do hereby certify the foregoing to be a true and correct Aggregate Assessed Valuation of said Political Subdivision, in said County, for the 2023 Tax Year as certified by the County Assessor.

The figures include Railroad and Utility Valuations as reported by the State Tax Commission.

<u>City of Jackson</u>			
	JUNE	After B O E	T I F
REAL ESTATE :			
Assessor's List			
Agriculture	325,320	325,320	5,650
Residential	163,924,140	163,898,160	15,810
Commercial	57,843,470	57,843,470	0
Sub-total	222,092,930	222,066,950	21,460
RR/Utility			
(Local)			
Operating Property	31,558	31,558	
Non-operating	0	0	
(State) Commercial	803,364	803,364	
GRAND TOTAL Real Estate	222,927,852	222,901,872	
PERSONAL PROPERTY:			
Assessor's List	69,022,560	69,162,990	
RR/Utility			
(Local)	42,517	42,517	
(State)	215,555	215,555	
GRAND TOTAL Personal Property	69,280,632	69,421,062	
ASSESSED VALUATION TOTAL	292,208,484	292,322,934	
ASSESSED VALUATION MINUS TIF	292,187,024	292,301,474	

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Commission of Cape Girardeau County this 31st day of July 2023.



Kara Clark Summers
Kara Clark Summers, County Clerk

NEW CONSTRUCTION:

1,559,120

1,559,120

ANNEXED TERRITORY:

14,410

14,410

This information is transmitted to assist you in complying with section 67.110, RSMO, which requires that notice be given and public hearings held before tax rates are set.

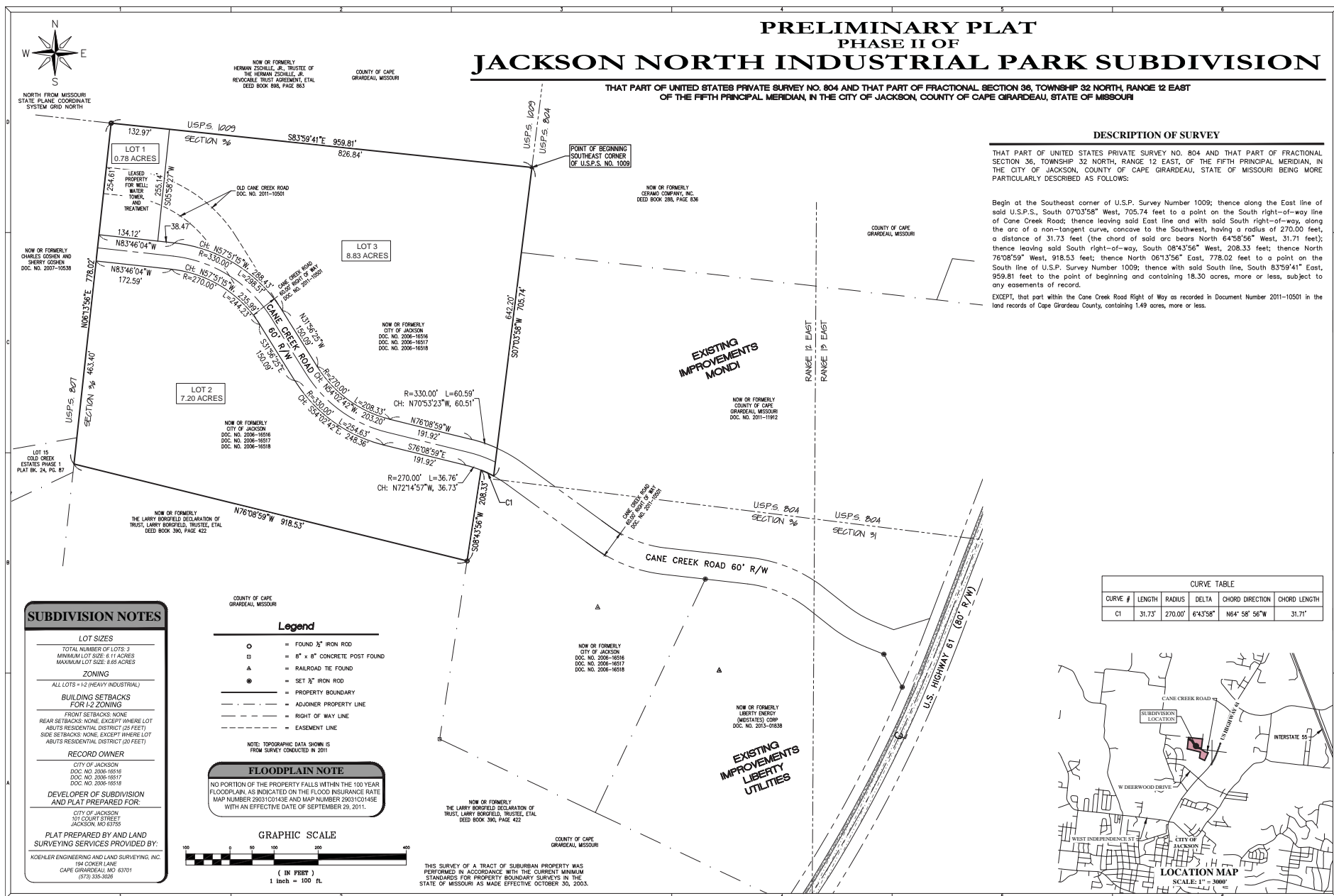
Document prepared by Asa Gray, Deputy Clerk

MEMO



TO: Mayor Hahs and Members of the Board of Aldermen
FROM: Larry Miller, Building & Planning Manager
DATE: August 1, 2023
SUBJECT: Jackson North Industrial Park – Preliminary Plat Renewal

It's the time of year again to renew the preliminary plat of the Jackson North Industrial Park to keep it current. The plat is attached.





MEMO

To: Mayor and Board of Aldermen
From: Jason Lipe, Parks and Recreation Director
Date: Friday, August 18, 2023
Re: Brookside Restroom and Pavilion Roof Replacement Contract Termination

City staff solicited quotes for the replacement of roofing shingles and decking repairs for the restroom and pavilion in Brookside Park. Four quotes were received with Daniel's Roofing and Construction, LLC of Marble Hill, Missouri being the low bidder at \$7,000. Staff recommended the contract be awarded to Daniel's Roofing and Construction, LLC.

On September 19, 2022, the Board of Aldermen awarded a contract in the amount of \$7,000 to Daniel's Roofing and Construction, LLC. The Certificate of Insurance provided by Daniel's Roofing and Construction, LLC was deemed to be insufficient according to the contract documents. On January 10, 2023, Daniel's Roofing and Construction, LLC indicated they would not be able to provide sufficient insurance coverage required by the City of Jackson.

On March 1, 2023, a certified letter was sent to Daniel's Roofing and Construction, LLC indicating they were in breach of the contract. Tracking information from the United States Postal Service indicates the certified letter was received on March 9, 2023. Daniel's Roofing and Construction, LLC responded to the letter via e-mail indicating they would complete the project through a sub-contractor. They were informed this arrangement would not be acceptable under the terms of the contract.

It is the staff's recommendation that the City of Jackson terminate the contract with Daniel's Roofing and Construction, LLC.

MEMO



To: Mayor and Board of Aldermen
From: Jason Lipe, Parks and Recreation Director
Date: Friday, August 18, 2023
Re: Soccer Park Mowing and Trimming Contract Addendum

The addition of fields 12 & 13 at the Jackson Soccer Park has necessitated a change in the type of mower used and the height at which the grass is mowed other than what is specified in the original contract with Kevin Rockhill DBA Rockhill & Sons Lawncare. As such, an addendum to the original contract is being proposed to reduce the acreage mowed and per mowing price from \$355 per mowing to \$315 per mowing. Also included in the addendum is a one-year extension to include the 2025 mowing season.

ADDENDUM TO CONTRACT AGREEMENT

THIS ADDENDUM, effective as of the date on which all parties hereto execute this Addendum, amends and supplements that Contract Agreement by and between **CITY OF JACKSON, MISSOURI** (“City”) and **KEVIN ROCKHILL DBA ROCKHILL & SONS LAWNCARE** (“Contractor”) with the effective date of April 4, 2022 (the “Contract”).

WHEREAS, City and Contractor wish to amend terms of the Contract.

NOW, THEREFORE, for adequate consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to amend the Contract as follows:

- \$315.00 (Three Hundred Fifteen Dollars) per mowing and trimming (32.61 acres) event in Soccer Park
- **DURATION OF CONTRACT:** The duration of the contract shall run annually from April 1 through November 30 for four consecutive years – 2022, 2023, 2024 and 2025. However, the City reserves the right to suspend mowing and trimming cycles in situations of drought or extreme rainfall/flooding.

City and Contractor acknowledge that they have read and agreed to the terms and conditions of this Addendum, and they understand it will become legally binding upon signing.

DATE: _____

City of Jackson, Missouri

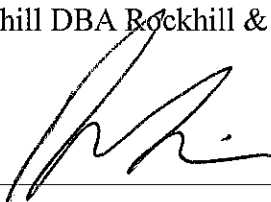
Dwain Hahs, Mayor

ATTEST:

Liza Walker, City Clerk

DATE: 8-10-23

Kevin Rockhill DBA Rockhill & Sons Lawncare

By: Print: KEVIN ROCKHILLTitle: OWNER



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Anna Bergmark, City Engineer

DATE: August 1, 2023

RE: Main Street and Greensferry Road Striping Bid Tabulations

Attached you will find the bid tabulations for the Main Street and Greensferry Road Striping Project. Staff recommends awarding both the base bid and the bid alternate to Road Runner Safety Services, Inc of Jackson MO for \$ 39,782.25.

Bid Tabulations

Main Street and Greensferry Road Striping

Bid Opening: 8/1/2023

Opened by: Anna Bergmark

Witnessed By: Janet Sanders

BASE BID				Engineer Estimate		Road Runners	
ITEM	DESCRIPTION	EST. QTY.	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
101	Pavement Marking 4 inch white and yellow (High Build Waterborne) Type L Beads	28,400	LF	\$1.00	\$28,400.00	\$1.09	\$30,956.00
102	Stop Bars 24" White	200	LF	\$14.00	\$2,800.00	\$11.50	\$2,300.00
103	Single Direction Arrow	16	Each	\$300.00	\$4,800.00	\$115.00	\$1,840.00
104	Two Direction Arrow	1	Each	\$300.00	\$300.00	\$230.00	\$230.00

Base Bid Total: \$36,300.00

\$35,326.00

Alternate Bid 1

ITEM	DESCRIPTION	EST. QTY.	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
201	Milled Centerline Rumble Strips	775	LF	\$5.75	Not Available	\$5.75	\$4,456.25

Alternate Bid Total: Not Available

Alternate Bid Total: \$4,456.25

Base Bid + Alt \$39,782.25

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACTUAL AGREEMENT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *ROAD RUNNER SAFETY SERVICES, INC., OF JACKSON, MISSOURI*, RELATIVE TO THE *MAIN STREET AND GREENSFERRY ROAD STRIPING 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 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 **Road Runner Safety Services, Inc., of Jackson, Missouri**. It is the belief of the Mayor and Board of Aldermen that it is in the best interest of the citizens of the City of Jackson, Missouri, that the City enters into said 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: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk



PUBLIC WORKS MEMORANDUM

City of Jackson

TO: Mayor and Board of Aldermen

CC: Jim Roach, City Administrator

FROM: Anna Bergmark, City Engineer

DATE: August 17, 2023

RE: Old Cape Road East Culvert Replacement Project Bid Tabulations

On July 27, 2023 the Street Department discovered that the two existing 48-inch corrugated metal pipes below Old Cape Road East, near the intersection with Matthew Street, had failed causing the subbase below the roadway to wash away. The Street Department was able to apply a temporary repair to keep the roadway open and safe, however a permanent replacement for the culverts and repair to the roadway is needed as soon as practical. Attached you will find the bid tabulation for the Old Cape Road East Culvert Replacement Project. The scope of this project includes all the work necessary to complete the repairs needed.

I recommend awarding the Old Cape Road East Culvert Replacement Project to Steve's Hauling and Excavating, LLC of Oak Ridge for \$25,800.60.

Old Cape Road East Culvert Replacement Project Bid Tabulations

Date: August 17, 2023

Opened By: Anna Bergmark

Witnessed By: Janet Sanders

BASE BID				Engineer's Estimate		Steve's Hauling & Excavating, LLC		Lappe Cement Finishing, Inc.		Fronabarger Concreters, Inc		Nip Kelley Equipment Co., Inc		Putz Construction, LLC	
ITEM	DESCRIPTION	EST. QTY.	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
101	Mobilization	1.0	LS	\$3,000.00	\$3,000.00	\$1,800.00	\$1,800.00	\$3,700.00	\$3,700.00	\$7,000.00	\$7,000.00	\$7,095.00	\$7,095.00	\$10,000.00	\$10,000.00
102	48" Culverts - RCP	80.0	LF	\$250.00	\$20,000.00	\$142.20	\$11,376.00	\$268.50	\$21,480.00	\$350.00	\$28,000.00	\$250.00	\$20,000.00	\$400.00	\$32,000.00
103	Excavation	15.4	CY	\$41.00	\$631.40	\$328.00	\$5,051.20	\$82.00	\$1,262.80	\$165.00	\$2,541.00	\$360.00	\$5,544.00	\$750.00	\$11,550.00
104	Aggregate	204.0	TON	\$50.00	\$10,200.00	\$18.50	\$3,774.00	\$45.00	\$9,180.00	\$32.00	\$6,528.00	\$32.50	\$6,630.00	\$90.00	\$18,360.00
105	Asphalt	12.1	TON	\$130.00	\$1,573.00	\$314.00	\$3,799.40	\$200.00	\$2,420.00	\$280.00	\$3,388.00	\$599.00	\$7,247.90	\$200.00	\$2,420.00
BID TOTAL:				\$35,404.40			\$25,800.60		\$38,042.80		\$47,457.00		\$46,516.90		\$74,330.00

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE A CONTRACTUAL AGREEMENT BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *STEVE'S HAULING & EXCAVATING, LLC, OF OAK RIDGE, MISSOURI*, RELATIVE TO THE *OLD CAPE ROAD EAST CULVERT REPLACEMENT 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 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 **Steve's Hauling & Excavating, LLC, of Oak Ridge, 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: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 2023, by a vote of _ ayes, _ nays, _ abstentions and _ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

ATTEST:

BY: _____
Mayor

City Clerk

MEMO



TO: Mayor Hahs and Members of the Board of Aldermen
FROM: Larry Miller, Building & Planning Manager
DATE: August 16, 2023
SUBJECT: Text amendment to Chapter 65-23 (4)

- The purpose of this text amendment is to protect the current houses within the city that are less than six hundred (600) square feet from needing a variance if they have damage that is more than 65% of their value.

BILL NO. 23-__

ORDINANCE NO. 23-__

AN ORDINANCE AMENDING CHAPTER 65, ARTICLE I, SECTION 65-23 (4), OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSOURI, RELATIVE TO AN EXEMPTION FOR REQUIRING A VARIANCE TO RESTORE A TINY HOUSE CONSTRUCTED BEFORE AUGUST 8, 2023; 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 65, Article I, Section 65-23 (4), of the Code of Ordinances of the City of Jackson, Missouri, is hereby **amended** to read as follows:

“Sec. 65-23. Nonconforming uses.

(4) When a building, the use of which does not conform to the provisions of this chapter, is damaged by fire, explosion, any act of God, or the public enemy, to the extent of more than sixty-five (65) percent of its fair market value, it may be restored only on the issuance of a variance by the zoning board of adjustment. However, no variance shall be required for a building used exclusively as a dwelling that was constructed before August 8, 2023; that is six hundred (600) square feet or less in floor area, excluding lofts; and is damaged more than sixty-five (65) percent of its fair market value.”

NOTE TO CODIFIER: Please note that Section 65-23 (4) has been amended by adding the second sentence.

Section 2. 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 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion

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

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

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: August 21, 2023.

SECOND READING: August 21, 2023.

PASSED AND APPROVED this 21st day of August, 2023, by a vote of _____ ayes, _____ nays, _____ abstentions and _____ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk