



CITY OF JACKSON
MAYOR & BOARD OF ALDERMEN REGULAR MEETING
Monday, October 2, 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.

Motion to Approve the Minutes of the)
September 18, 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, September 18, 2023. Ayes-8; Nays-0; Absent-0.

Motion to Approve Bills of October, 2023)

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

Motion to Set the Annual City of)
Jackson Christmas Party on Thursday,)
December 7, 2023, at the Jackson)
Civic Center)

Motion made by Alderman Reiminger, seconded by Alderman Seabaugh, to set the annual City of Jackson Christmas Party for elected officials, appointed officials, and



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employees, on Thursday, December 7, 2023, from 11:00 a.m. to 1:00 p.m., at the Jackson Civic Center. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-77 Re: To Call for a)
General Municipal Election on Tuesday,)
April 2, 2024, to fill the Offices of the)
Board of Aldermen)

The matter of calling for a General Municipal Election on Tuesday, April 2, 2024, to fill the Offices of the Board of Aldermen, came on for consideration. Alderman Reiminger introduced Bill No. 23-79, being for an ordinance entitled as follows:

AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF ALDERMAN WARD I, ALDERMAN WARD II, ALDERMAN WARD III, AND ALDERMAN WARD IV; ESTABLISHING FILING DEADLINE FOR SAID OFFICES; PROVIDING SAMPLE BALLOT; PROVIDING SAMPLE NOTICE; REQUESTING ELECTION AUTHORITY TO PROCEED WITH ELECTION; ALL IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 19 OF THE CITY CODE OF ORDINANCES AND CHAPTER 115 OF THE REVISED STATUTES OF MISSOURI, 2000, AS AMENDED; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Motion made by Alderman Reiminger, seconded by Alderwoman Williams, Bill No. 23-79 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. 23-79 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. 23-77 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Seabaugh-aye; Alderman Hitt-aye; Alderman Reiminger-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Young-aye; Alderwoman Williams-aye; and Alderwoman Liley-aye.

BILL NO. 23-79

ORDINANCE NO. 23-77

AN ORDINANCE CALLING A GENERAL ELECTION TO FILL THE OFFICES OF ALDERMAN WARD I, ALDERMAN WARD II, ALDERMAN WARD III, AND ALDERMAN WARD IV; ESTABLISHING FILING DEADLINE FOR SAID OFFICES; PROVIDING SAMPLE BALLOT; PROVIDING SAMPLE NOTICE; REQUESTING ELECTION AUTHORITY TO PROCEED WITH ELECTION; ALL IN



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**ACCORDANCE WITH THE PROVISIONS OF CHAPTER 19 OF THE CITY CODE
OF ORDINANCES AND CHAPTER 115 OF THE REVISED STATUTES OF
MISSOURI, 2000, AS AMENDED; REPEALING ALL ORDINANCES OR PARTS
OF ORDINANCES IN CONFLICT HEREWITH.**

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 the Board of Aldermen of the City of Jackson, Missouri, hereby call an election to be held on the date and the times hereinafter set forth.

Section 2. That the Mayor and the Board of Aldermen, Jackson, Missouri, in accordance with the provisions of Chapter 19 of the City Code of Ordinances and Chapter 115 of the Revised Statutes of Missouri, 2000, as amended, hereby direct the City Clerk to file official notice of general election to fill the offices of Alderman Ward I, Alderman Ward II, Alderman Ward III, and Alderman Ward IV. Said notice shall include the following information:

Agency Calling the Election: City of Jackson, Missouri

Name of Office to be Filed: Alderman Ward I
Alderman Ward II
Alderman Ward III
Alderman Ward IV

Date of Election: April 2, 2024

Period Within Which A Candidate Must File:
8:00 A.M., Tuesday, December 5, 2023, to
5:00 P.M., Tuesday, December 26, 2023

Said notice shall be delivered to the County Clerk no later than 5:00 P.M. on January 23, 2024, the tenth Tuesday prior to the election.

A sample notice of the calling of said election is attached hereto, marked Exhibit A and incorporated herein by reference. It is intended that said sample notice shall be forwarded to the County Clerk for his use as reference only.

Section 3. The City Clerk shall, before the seventeenth Tuesday prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or



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offices to be filled, the proper place for filing and the closing filing date of the election. Such notification shall be accomplished by a legal notice published in at least one (1) newspaper of general circulation in the city. The City Clerk shall keep a permanent record of the names of the candidates, the office for which they seek election and the dates of the filings; and the order in which the candidates' names shall appear on the ballot as determined under section 19-4 of this Code.

Section 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

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: October 2, 2023.

SECOND READING: October 2, 2023.

PASSED AND APPROVED this 2nd day of October, 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 Revised Change)
Order No. 2 to RIHC Contracting, of)
Perryville, Missouri, relative to the)
Kimbeland Pump Station Improvements)
Project)



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Motion made by Alderwoman Liley, seconded by Alderman Baker, to approve Revised Change Order No. 2, correcting the project engineer's error in the substantial and final completion dates, to RIHC Contracting (Robinson Industrial, Heavy & Commercial Contracting, Inc.), of Perryville, Missouri, relative to the Kimbeland Pump Station Improvements Project. Ayes-8; Nays-0; Absent-0.

Motion to Approve Change Order No. 3)
to Mike Light Cement Finishing, Inc., of)
Perryville, Missouri, relative to the 2023)
Concrete Pavement Improvement)
Program)

Motion made by Alderwoman Liley, seconded by Alderman Hitt, to approve Change Order No. 3, in the amount of \$2,000.01, to Mike Light Cement Finishing, Inc., of Perryville, Missouri, relative to the 2023 Concrete Pavement Improvement Program. Ayes-8; Nays-0; Absent-0.

Resolution No. 2023-05: A Resolution)
to Support a Grant Application to the)
Missouri Department of Natural)
Resources, relative to the Litz Park)
Pavilion/Restroom Building Project)

RESOLUTION NO. 2023-05

RESOLUTION

A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, EXPRESSING AND CONFIRMING SUPPORT FOR AN APPLICATION TO THE MISSOURI STATE PARKS – A DIVISION OF THE MISSOURI DEPARTMENT OF NATURAL RESOURCES UNDER ITS LAND & WATER CONSERVATION FUND PROGRAM, RELATIVE TO THE LITZ PARK PAVILION/RESTROOM BUILDING PROJECT.

WHEREAS, the City of Jackson, Missouri, is applying for federal assistance from the Land & Water Conservation Fund Program for the purpose of constructing the Litz Park Pavilion/Restroom Building Project.

NOW, THEREFORE, BE IT RESOLVED THAT:



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1. Mayor Dwain L. Hahs, of the City of Jackson, Missouri, is authorized to sign the application for federal assistance and any other official project documents that are necessary to obtain such assistance, including any agreements, contracts, or other documents that are required by the State of Missouri or the U.S. Department of the Interior, National Park Service.
2. The City of Jackson, Missouri currently has the written commitment for 50% matching share for the project elements that are identified in the application and will allocate the necessary funds to complete the project.
3. In the event a grant is awarded, the City of Jackson, Missouri will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for public access in perpetuity.
4. In the event a grant is awarded, the City of Jackson, Missouri is prepared to complete the project within the time period identified on the signed project agreement.
5. In the event a grant is awarded, the City of Jackson, Missouri will comply with all rules and regulations of the Land & Water Conservation Fund Program, applicable Executive Orders, and all state laws that govern the grant applicant during the performance of the project, and stewardship requirements when the project is complete.

PASSED AND RESOLVED BY MAYOR AND BOARD OF ALDERMEN.

The undersigned hereby certifies that she is the duly authorized City Clerk and custodian of the books and records and seal of the City of Jackson, duly formed pursuant to the laws of the State of Missouri, and that the foregoing is a true record of a resolution duly adopted at a meeting of the Mayor and Board of Aldermen, that said meeting was held in accordance with state and local laws on October 2, 2023 and that the said resolution is now in full force and effect without modification or rescission.

IN WITNESS WHEREOF, I have executed my name as City Clerk and have affixed the seal of the City of Jackson, Missouri, this this 2nd day of October, 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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Motion made by Alderwoman Liley, seconded by Alderwoman Young, to support a grant application to the Missouri Department of Natural Resources, under the Land and Water Conservation Fund (LWCF) Program, relative to the Litz Park Pavilion/Restroom Building Project. Ayes-8; Nays-0; Absent-0.

Ordinance No. 23-78 Re: To Authorize)
an Off-System Bridge Program)
Agreement with the Missouri Highways)
and Transportation Commission,)
relative to the Sunset Drive Bridge)
Replacement Project)

The matter of authorizing an Off-System Bridge Program Agreement with the Missouri Highways and Transportation Commission, relative to the Sunset Drive Bridge Replacement Project, came on for consideration. Alderwoman Liley introduced Bill No. 23-80, being for an ordinance entitled as follows:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE AN *OFF-SYSTEM BRIDGE PROGRAM AGREEMENT* BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION*, RELATIVE TO THE *SUNSET DRIVE BRIDGE REPLACEMENT PROJECT*; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE MAYOR.

Motion made by Alderwoman Liley, seconded by Alderman Baker, Bill No. 23-80 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. 23-80 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. 23-78 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderwoman Williams-aye; Alderwoman Liley-aye; Alderman Hitt-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Young-aye; Alderman Seabaugh-aye; and Alderman Reiminger-aye.

BILL NO. 23-80

ORDINANCE NO. 23-78

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, MISSOURI, TO EXECUTE AN *OFF-SYSTEM BRIDGE PROGRAM AGREEMENT* BY AND BETWEEN THE CITY OF JACKSON, MISSOURI, AND *THE MISSOURI*



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HIGHWAYS AND TRANSPORTATION COMMISSION, RELATIVE TO THE SUNSET DRIVE BRIDGE 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 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



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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: October 2, 2023.

SECOND READING: October 2, 2023.

PASSED AND APPROVED this 2nd day of October, 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. 23-79 Re: To Approve a)
Resubdivision of Lot No. 1 of Green)
Meadows Commercial Park No. 5, as)
Submitted by Appleton Valley Farm, Inc.)

The matter of approving a Resubdivision of Lot No. 1 of Green Meadows Commercial Park No. 5, as submitted by Appleton Valley Farm, Inc., came on for consideration. Alderwoman Liley introduced Bill No. 23-81, being for an ordinance entitled as follows:

AN ORDINANCE ACCEPTING THE PLAT OF GREEN MEADOWS COMMERCIAL PARK NO. 5, A RESUBDIVISION OF LOT NO. 1; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.



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Motion made by Alderwoman Liley, seconded by Alderman Hitt, Bill No. 23-81 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. 23-81 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. 23-79 and was signed and approved by Mayor Dwain L. Hahs and attested by the City Clerk. On roll call: Alderman Sander-aye; Alderman Reiminger-aye; Alderman Baker-aye; Alderman Hitt-aye; Alderwoman Young-aye; Alderwoman Williams-aye; Alderman Seabaugh-aye; and Alderwoman Liley-aye.

BILL NO. 23-81

ORDINANCE NO. 23-79

AN ORDINANCE ACCEPTING THE PLAT OF GREEN MEADOWS COMMERCIAL PARK NO. 5, A RESUBDIVISION OF LOT NO. 1; ACCEPTING DEDICATION OF EASEMENTS, STREETS AND PROPERTIES DESCRIBED; ACCEPTING RESTRICTIONS, IF ANY, FILED THEREWITH; AUTHORIZING THE RECORDING OF SAID PLAT; ACCEPTING IMPROVEMENTS CONSTRUCTED OR TO BE CONSTRUCTED AND INDICATED ON SAID PLAT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, Appleton Valley Farm, Inc., has platted Green Meadows Commercial Park No. 5, a Resubdivision of Lot No. 1, as located within the corporate limits of the City of Jackson, Missouri; and,

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

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

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



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Section 1. That the Mayor and Board of Aldermen of the City of Jackson, Missouri, do hereby accept the final plat of Green Meadows Commercial Park No. 5, a Resubdivision of Lot No. 1, which is attached hereto as Exhibit A, including all easements, right-of-way streets and improvements indicated thereon and subject to the terms and conditions expressed therein.

Section 2. 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 plat.

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

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

FIRST READING: October 2, 2023.

SECOND READING: October 2, 2023.

PASSED AND APPROVED this 2nd day of October, 2023, by a vote of 8 ayes, 0 nays, 0 abstentions and 0 absent.

(SEAL)

ATTEST:

Liza Walker (signed)
City Clerk

CITY OF JACKSON, MISSOURI

By: Dwain L. Hahs (signed)
Mayor

Southeast Missourian Reporter Jeff)
Long Introduces Christopher Borro)



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Now comes forth Southeast Missourian Reporter Jeff Long to introduce his replacement, Christopher Borro, who will take over as a reporter for the Southeast Missourian this month.

City Administrator James Roach)
requests Closed Session)

Now comes forth City Administrator James Roach to request to proceed into closed session for one litigation matter in accordance with Section 610.021(1), two items of real estate in accordance with Section 610.021(2) RSMo, and two personnel matters 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 6:15 P.M., to convene to the Study Session. Ayes-8; Nays-0; Absent-0.

Returned to Open Session at 6:40 P.M., from Study Session.

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

Meeting concluded at 6:40 P.M. On a motion by Alderman Baker, seconded by Alderwoman Liley, it is ordered that the Board now convene into closed session for one litigation matter in accordance with Section 610.021(1), two items of real estate in accordance with Section 610.021(2) RSMo, and two personnel matters 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 Young-aye; Alderman Seabaugh-aye; Alderman Sander-aye; Alderman Baker-aye; Alderwoman Liley-aye; Alderman Hitt-aye; Alderman Reiminger-aye; and Alderwoman Williams-aye. Ayes-8; Nays-0; Absent-0.

ATTEST:

Mayor



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City Clerk