



## CITY OF JACKSON

### MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

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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, Larry Cunningham, Tommy Kimbel, Paul Sander, David Hitt, David Reiminger, and Wanda Young. Present-7; Absent-1: Alderwoman Katy Liley.

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

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

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

Motion to Adopt the Agenda                       )

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

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

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

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

No one comes forward to speak during the Public Hearing.

The Public Hearing is now closed by Mayor Hahs.

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

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

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

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

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



**CITY OF JACKSON**  
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**MINUTES**

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

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

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

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

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

The Public Hearing is now closed by Mayor Hahs.

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

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

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

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



# CITY OF JACKSON

## MAYOR & BOARD OF ALDERMEN REGULAR MEETING


Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

### MINUTES

## COLLECTOR'S REPORT

### JANUARY COLLECTIONS 2022

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



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### MINUTES

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

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

**CITY TREASURER'S REPORT FOR JANUARY, 2022**

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

Respectfully Submitted,

Liza Walker, City Clerk/Treasurer (signed)

Cash on Hand	1,475.00
General Account	7,677,177.69
Collectors Account	1,635,679.68
Equitable Sharing Fund	3,617.07
<b>TOTAL</b>	<b>9,317,949.44</b>



**CITY OF JACKSON**

**MAYOR & BOARD OF ALDERMEN REGULAR MEETING**

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

**MINUTES**



## CITY OF JACKSON

### MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

### MINUTES

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

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

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

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

#### **BILL NO. 22-14**

#### **ORDINANCE NO. 22-13**

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

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

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

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





## CITY OF JACKSON

### MAYOR & BOARD OF ALDERMEN REGULAR MEETING

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

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

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

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

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

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

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

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)  
Mayor

ATTEST:

Liza Walker (signed)  
City Clerk

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

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



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

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

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

#### **BILL NO. 22-15**

#### **ORDINANCE NO. 22-14**

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

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

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

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

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





**CITY OF JACKSON**  
**MAYOR & BOARD OF ALDERMEN REGULAR MEETING**  
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**MINUTES**

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

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

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

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

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

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

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)  
Mayor

ATTEST:

Liza Walker (signed)  
City Clerk

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

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

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



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## MINUTES

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

### BILL NO. 22-16

### ORDINANCE NO. 22-15

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

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

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

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

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

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

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



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**MINUTES**

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

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

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

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

CITY OF JACKSON, MISSOURI

(SEAL)

By: Dwain L. Hahs (signed)  
Mayor

ATTEST:

Liza Walker (signed)  
City Clerk

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

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

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

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

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



## CITY OF JACKSON

### MAYOR & BOARD OF ALDERMEN REGULAR MEETING

Tuesday, February 22, 2022 at 6:00 PM

Board Chambers, City Hall, 101 Court St.

### MINUTES

as submitted by Darrell and Mandy )  
Hatfield )

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

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

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

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

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

#### **BILL NO. 22-17**

#### **ORDINANCE NO. 22-16**

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

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

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



**CITY OF JACKSON**  
**MAYOR & BOARD OF ALDERMEN REGULAR MEETING**  
**Tuesday, February 22, 2022 at 6:00 PM**  
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**MINUTES**

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

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

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

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

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

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

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



**CITY OF JACKSON**  
**MAYOR & BOARD OF ALDERMEN REGULAR MEETING**  
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**MINUTES**

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

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

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

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

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

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

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

FIRST READING: February 22, 2022.

SECOND READING: February 22, 2022.

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

CITY OF JACKSON, MISSOURI

(SEAL)





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

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**MINUTES**

ATTEST:

By: Dwain L. Hahs (signed)  
Mayor

Liza Walker (signed)  
City Clerk

Motion to Adjourn the Meeting )

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

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk