



City Council Meeting Agenda
Monday, May 15, 2023 – 6:30 p.m.
City Hall, 200 South Osage, Sedalia MO

MAYOR: ANDREW L. DAWSON

MAYOR PRO-TEM: RHIANNON FOSTER

- A. CALL TO ORDER** – Andrew L. Dawson – Council Chambers
- B. PRAYER & PLEDGE OF ALLEGIANCE**
- C. ROLL CALL**
- D. PUBLIC HEARING** – Annexation Petition – E. W. Thompson, Inc. – Property located west of Colton’s
- E. RETIREMENT AWARDS/SPECIAL AWARDS/SERVICE AWARDS** - None
- I. APPROVAL OF PREVIOUS SESSION MINUTES**
 - A.** Council Meeting – May 1, 2023
- II. REPORT OF SPECIAL BOARDS, COMMISSIONS AND COMMITTEES**
 - B.** Acceptance of Planning & Zoning Commission Minutes dated February 8, 2023
- III. ROLL CALL OF STANDING COMMITTEES**
 - A. COMMUNITY DEVELOPMENT** – Chairwoman Rhiannon Foster; Vice Chairwoman Tina Boggess
 - 1. Presentation** – Central Business & Cultural District: Annual Report
 - 2.** Rezoning application – 117 East Jefferson – R-3 to C-1
 - Council Discussion led by Chairwoman Foster
 - Call for Ordinance granting a change in zoning classification from R-3 (Multi Family) to C-1 (Local Business) on certain property located at 117 East Jefferson, in the City of Sedalia, Missouri, in accordance with Chapter 64, of the City Code of the City of Sedalia, Missouri – Mayor Dawson
 - 3.** Annexation of Property Owned by State of Missouri, Department of Agriculture
 - Council Discussion led by Chairwoman Foster
 - Call for Ordinance of the City of Sedalia, Missouri, Approving and Annexing an unincorporated area owned by State of Missouri, Department of Agriculture by and through the State Fair Commission into the City of Sedalia, Missouri, adjacent and contiguous to existing corporate limits of said City – Mayor Dawson
 - 4.** Annexation of property owned by E. W. Thompson, Inc.
 - Council Discussion led by Chairwoman Foster
 - Call for Ordinance of the City of Sedalia, Missouri, Approving and Annexing an unincorporated area owned by E. W. Thompson, Inc. into the City of Sedalia, Missouri, adjacent and contiguous to existing corporate limits of said City – Mayor Dawson
 - 5.** Bid and Agreement – Survey & Inventory of Buildings & Structures – West Central Sedalia Residential Area – Rhonda Chalfant - \$49,990.00
 - Council Discussion led by Chairwoman Foster

[Click on any agenda item to view the related documentation](#)

- Call for Ordinance Authorizing an agreement for an architectural Survey and Inventory of Buildings and Structures in the West Central Residential Area in the City of Sedalia, Missouri – Mayor Dawson

6. Consent Letter – Amtrak ADA Stations – Replacement of Platform

Council Discussion led by Chairwoman Foster

- Call for Ordinance Authorizing a consent letter for replacement of the Amtrak Station Platform – Mayor Dawson

B. FINANCE / ADMINISTRATION – Chairman Chris Marshall; Vice Chairman Jack Robinson

1. Presentation – Financial Update (Jessica Pyle, Presenter)

2. Amendment to Marijuana Micro Businesses

Council Discussion led by Chairman Marshall

- Call for Ordinance of the City of Sedalia Amending the City Code regarding the Regulation of marijuana micro-businesses – Mayor Dawson

C. PUBLIC WORKS – Chairman Thomas Oldham; Vice Chairman Chris Marshall

1. Extend Pump Maintenance with FTC Equipment - \$162,094.70

Council Discussion led by Chairman Oldham

- Call for Ordinance Authorizing an extension to the agreement for Public Drinking Water Facilities and Wastewater facilities Pump Maintenance, repairs and On-call emergency response services – Mayor Dawson

2. Amend Fee Schedule – Pricing on asphalt millings - \$16.80 per cubic yard or \$12.00 per ton

Council Discussion led by Chairman Oldham

- Call for Ordinance Adding Street Department asphalt milling fees to the City's Fee Schedule – Mayor Dawson

3. Allowance of overnight camping/parking in Liberty Park – “Big BAM on the Katy Trail” event – June 5, 2023

Council Discussion led by Chairman Oldham

- Call for Ordinance Allowing overnight camping/parking in Liberty Park for the “Big Bikers Across Missouri (BAM) on the Katy Trail” event on Monday, June 5, 2023 – Mayor Dawson

4. Budget Amendment – Pictometry International Payment

Council Discussion led by Chairman Oldham

- Call for Resolution of the City Council of the City of Sedalia, Missouri, stating facts and reasons for the necessity to amend and increase the City's Annual Budget for Fiscal Year 2024 – Mayor Dawson

- Call for Ordinance Amending the Budget for the Fiscal Year 2023-2024 regarding Public Works Pictometry – Mayor Dawson

5. Amend Fee Schedule – Add 20 Yard Container Rental Fee – \$400/Set; \$300/additional empty

Council Discussion led by Chairman Oldham

- Call for Ordinance Amending Section 48-49 of the City's Code of Ordinances regarding an Additional fee for a 20 Yard container rental and incorporating said fee into the City's Fee schedule – Mayor Dawson

D. PUBLIC SAFETY - Chairman Jack Robinson; Vice Chairman Steve Bloess

1. Acceptance of Peace Officer Grant & Quote for Vest Purchase – Sedalia Police Department (Grant \$19,621.00; Vest Purchase \$38,906.00)

Council Discussion led by Chairman Robinson

- Call for Ordinance Authorizing the Acceptance of a Peace Officer Grant for the Sedalia Police Department – Mayor Dawson

- Call for Ordinance Approving and Accepting a Quote for the purchase of Vests for the Sedalia Police Department – Mayor Dawson

2. Budget Amendment – Purchase of Radios – Sedalia Fire Department

Council Discussion led by Chairman Robinson

- R** Call for Resolution of the City Council of the City of Sedalia, Missouri, stating facts and reasons for the necessity to amend and increase the City's Annual Budget for Fiscal Year 2024 –Mayor Dawson

- Call for Ordinance Amending the Budget for the Fiscal Year 2023-2024 regarding fire radio purchase – Mayor Dawson

IV. OTHER BUSINESS

- A. APPOINTMENTS** – None

B. LIQUOR LICENSES

New: (Scott Joplin Festival – May 31 to June 3^d, 2023 – The Pavilion)

*Kristy Long dba Wildlife Ridge Winery, 34751 Miller Road, Smithton, Missouri, Picnic License - \$37.50

V. MISCELLANEOUS ITEMS FROM MAYOR, CITY COUNCIL AND CITY ADMINISTRATOR

VI. GOOD AND WELFARE

- VII. Closed Door Meeting** – Motion and Second to move into closed door meeting in the upstairs conference Room pursuant to Subsections 1 (Legal Advice), 2 (Real Estate), 3 (Personnel) and 12 (Negotiated Contracts) of Section 610.021 RSMo.

A. Roll Call Vote for Closed Door Meeting

B. Discussion of closed items

C. Vote on matters, if necessary (require a Roll Call Vote)

D. Motion and Second with Roll Call Vote to adjourn closed door meeting and return to open meeting

VIII. ADJOURN MEETING

A. Motion and second to adjourn meeting

Please join the meeting by clicking or touching this link from your smartphone, computer, tablet, or iPad:
<https://global.gotomeeting.com/join/578973061>

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For **other devices**: use the feature of call me. The phone audio will be much better than through your computer. This should come up if you have your preferences set up to show it. If it does not, in the upper right-hand corner of the GoToMeeting screen you will see an icon that looks like a gear. Click on the gear and then look for "Phone" and if it is not highlighted click on it. One of the options should be to call me. Put the phone number you want to be called on (direct dial) into the box provided and then click the "Call Me" button. Once the system calls you, you will be asked to hit pound.

Please be mindful of others on the call by eliminating as much background noise as you can. Mute yourself until you are ready to speak. Do not put the call on hold, if you need to leave even for a short time, hang up as you can always dial back in after your other call. If you hear an echo or squeal, you may have your computer speakers on as well as the phone, mute your computer speakers to eliminate this.

If you want to join in **listen only** mode you can dial the following number and enter the access code.

(For supported devices, tap a one-touch number below to join instantly.)

United States (Toll Free): 1 866 899 4679

- One-touch: <tel:+18668994679,,578973061#>

United States: +1 (669) 224-3318

- One-touch: <tel:+16692243318,,578973061#>

Access Code: 578-973-061

The City Council reserves the right to discuss any other topics that are broached during the course of this meeting.

IF YOU HAVE SPECIAL NEEDS, WHICH REQUIRE ACCOMMODATION, PLEASE NOTIFY THE CITY CLERK'S OFFICE AT 827-3000. ACCOMMODATIONS WILL BE MADE FOR YOUR NEEDS

POSTED ON MAY 12, 2023, AT 3:30 P.M. AT THE SEDALIA MUNICIPAL BUILDING, BOONSLICK REGIONAL LIBRARY, SEDALIA PUBLIC LIBRARY AND ON THE CITY'S WEBSITE AT WWW.SEDALIA.COM



OFFICE OF THE CITY ADMINISTRATOR

To: Honorable Mayor Andrew L. Dawson & City Council Members
From: Kelvin Shaw, City Administrator
Re: Agenda items for City Council meeting on Monday, May 15, 2023, 6:30 p.m.

Public Hearing E.W. Thompson Property Annexation – A petition was received from the owners of the property for a voluntary annexation of land just West of Colton's. This lot is part of the area the E.W. Thompson group has been developing over the last several years, and has been their practice to request annexation as each lot develops. In accordance with State Statutes, we must hold a public hearing between 14 and 60 days of receiving such a petition. The hearing is to hear from any interested parties on the appropriateness of the annexation. We must then wait at least 14 days after the hearing to consider adoption of an ordinance to effect the annexation.

Community Development Committee – There are six items for consideration through the Community Development Committee.

1. The City has created a special business district as authorized under state statutes. In order to advise Council on the appropriateness of the ad valorem taxes within the district and the use of such revenues, an advisory board was established. In accordance with the current code of ordinances, the Central Business and Cultural District Board of Directors shall make an annual report to Council in May of each year. Such report is to include the board's recommendation on the continuation of the special levy placed upon the property within the district and recommendations for public improvements for the upcoming fiscal year planning. The current tax levy authorized is 85 cents per \$100 assessed valuation.
2. The owners of the property at 117 East Jefferson Street have applied to rezone a portion of this property. The property currently has split zoning, in that part of it is zoned C-1 Local Business and part R-3 Multi-family Residential. On the portion of the property that is zoned C-1 they are currently operating a beauty salon and they would like to expand this facility on to the portion of the lot that is zoned R-3. Therefore, they have requested that the zoning for the whole lot become C-1 to allow this expansion. The application was reviewed by the Planning and Zoning Commission and they recommend approval of the rezoning. Staff and the Commission found that the rezoning would be consistent with surrounding uses, the comprehensive plan, and in the general interest of the public.
3. At the last meeting, a public hearing was held to hear comments about the appropriateness of an annexation petition for property purchased by the State to expand the fairgrounds. No comments were made during or after the meeting. Now that the required time period since the hearing has passed, Council can consider an ordinance to annex the property into the City. Staff recommends approval.
4. At the last meeting, a public hearing was held to hear comments about the appropriateness of an annexation petition for property along 10th Street just West of Winchester. No comments have been received. Now that the required time period since the hearing has passed,

Council can consider an ordinance to annex the property into the City. Staff recommends approval.

5. The City has been awarded a grant to expand the area being considered for historic preservation district. The grant will help offset the costs to perform an architectural survey and inventory of historically significant structures. Staff issued a request for qualifications to select a qualified firm to conduct the survey. Three proposals were received, and Rhonda Chalfant, PhD, submitted the lowest and best proposal in the amount of \$49,990.00. Staff recommends authorization to enter into an agreement for these services at this price.
6. Amtrak ADA Stations Program has conducted an Americans with Disabilities Act (ADA) compliance assessment of our Amtrak Depot and has designed improvements to make the platform ADA compliant. These improvements will be completely funded through this federal program. Since the property is owned by the City, they need consent to construct the improvements.

Finance/Administration Committee – There are two items for consideration through the Finance / Administration Committee.

1. Finance Director, Jessica Pyle will provide a brief update on the primary tax collections and the trends.
2. With the passing of the constitutional amendment allowing recreational use of marijuana, the concept of “micro-businesses” are brought about. These facilities are defined in the amendment as dispensaries that only sell recreational use marijuana. Staff recommends adding this definition to the business licensure section of our code.

Public Works Committee – There are five items for consideration through the Public Works Committee.

1. The City entered into a contract with FTC Equipment to provide pump maintenance for the various pumps used in the water and wastewater utilities. Under this contract, the vendor consults with staff to provide preventative maintenance and on-call repair services. Further, the agreement allows for the purchase of parts and materials through them at the stated prices in the attachment to the contract. The contract had an initial term of 17 months and allows for four one-year extensions. Staff has been satisfied with their work and recommends exercising an extension option.
2. With the purchase of the milling and overlay equipment last year, this in-house street repair process creates a byproduct of asphalt millings. These millings are of great use to us in repairing alleys in place of adding gravel. This process makes a much better alleyway, as it reduces dust and maintains a smooth surface much longer since it packs in place rather than remaining partially loose as gravel tends to do. However, we are generating more millings than we are using in the alley surfacing. Further, we have been approached by a few individuals asking if they could purchase some of this material for a similar use. Staff reviewed market prices for gravel and determined that \$12.00 per ton would constitute a fair price while not unreasonably using tax supported activities to compete with private enterprise. Also for ease of loading, we used a conversion factor to a cubic yard price of \$16.80 to avoid having to employ the use of scales for these sales.

3. Over the last few years, the organizers of the Big BAM (Biking Across Missouri) on the Katy Trail event have developed a route that includes a stop in Sedalia. This event adds to the tourism activities for us, while also further promoting the City. During each stop, the participants like to congregate in a park close to other amenities such as dining and showers. Liberty Park and the Heckart Community Center is a great setting for just that. Some of the visitors like to camp in the park for this overnight stay. Since camping in City parks is against the code of ordinances, Council would need to suspend this section to allow this event to happen as you have in the past. Staff recommends approval of an ordinance to allow them to camp in Liberty Park on June 5.
4. During the budgeting process, there was some confusion over the costs associated with the flyover imagery used for the countywide Geographic Information System (GIS). The City entered into a cooperative agreement with the County in 2011. Under this agreement, the City is to pay for the images used to overlay the GIS layers and the City and the County agree to share the GIS layer database information each entity creates. The flyover imagery is to be updated every two years in accordance with the agreement. Since these updates are only created every other year, it was assumed the payment was only needed on a biannual basis. However, the vendor has agreed to spread the payments across two years for our budgeting convenience. The cost of the last imagery created in 2022 was \$90,255.00 and half was paid in April of 2022 and the other half remains due. Staff recommends a budget amendment to appropriate the funds to fulfill this obligation.
5. In the sanitation operations, various sized containers are used to augment the residential waste pickup. The larger containers provide a much more efficient method of disposal during clean ups or remodeling jobs when the normal weekly sized containers are simply insufficient. The current fee schedule includes pricing for 2, 4, 6, 10, and 12-yard containers. Staff recommends adding 20-yard containers to the fee schedule. In reviewing the costs associated with this service, staff recommends a fee of \$400.00 for one setting and \$300.00 for each additional dumping.

Public Safety Committee – There are two items for consideration through the Public Safety Committee.

1. The Police Department applied for and was awarded a grant through the Missouri Department of Public Safety under the Peace Officer Grant program. The grant will use American Rescue Plan Act (ARPA) funds to offset 50% of the costs of rifle rated vests to add to the safety of our police officers. Generous donations from Rotary, State Farm, and Nucor Steel will offset the other half of the costs of this safety gear. Staff recommends acceptance of the grant and of the quote for the purchase.
2. The Fire Department also applied for and was awarded a grant through the Missouri Department of Public Safety. This grant also uses American Rescue Plan Act (ARPA) funding. The Fire Department grant is to offset 50% up to \$20,000.00 for the cost of purchasing additional dual band radios in the amount of \$48,750.91. Council previously accepted this grant; however, since it was awarded after the budget was adopted, a budget amendment is necessary to formally appropriate the funds.

NOTICE OF PUBLIC HEARING

~ Annexation Petition ~

The City of Sedalia will hold a public hearing at 6:30 p.m. on Monday, May 15, 2023, in the Council Chambers at the Municipal Building, 200 South Osage Avenue, to consider an annexation petition filed with the City on April 20, 2023.

The legal description is set forth below. Public comments concerning the requested annexation will be entertained at the hearing.

Legal Description for the property owned by E.W. Thompson, Inc. states the following:

All of the following described tract of land in Pettis County, Missouri, which is contiguous and compact to the existing city limits of the City of Sedalia, Missouri, to-wit:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI; THENCE SOUTH 04°12'13" WEST, ALONG THE RANGE LINE, 325.88 FEET TO THE SOUTHERLY LINE OF U.S. HIGHWAY 50; THENCE SOUTH 64°54'40" EAST, ALONG SAID SOUTHERLY LINE, 8.56 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY LINE, NORTH 82°43' EAST, 33.04 FEET TO THE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHERLY LINE, SOUTH 04°12'13" WEST, 286.51 FEET; THENCE SOUTH 64°54'40" EAST, 157.90 FEET; THENCE NORTH 25°05'20" EAST, 375.0 FEET TO THE SOUTHERLY LINE OF SAID U.S. HIGHWAY 50 (LEROY VAN DYKE AVENUE); THENCE NORTH 64°54'50" WEST, ALONG SAID SOUTHERLY LINE, 90.75 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY LINE, SOUTH 82°43' WEST, 200.44 FEET TO THE POINT OF BEGINNING.

EXCEPT, BEGINNING AT THE NORTHWEST CORNER OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI; THENCE SOUTH 04°12'13" WEST, ALONG THE RANGE LINE, 325.88 FEET TO THE SOUTHERLY LINE OF U.S. HIGHWAY 50; THENCE SOUTH 64°54'40" EAST, ALONG SAID SOUTHERLY LINE, 8.56 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY LINE, NORTH 82°43' EAST, 33.04 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTHERLY LINE, NORTH 82°43' EAST, 10.20 FEET; THENCE LEAVING SAID SOUTHERLY LINE, SOUTH 04°12'13" WEST, 20.40 FEET; THENCE SOUTH 82°43' WEST, 10.20 FEET; THENCE NORTH 04°12'13" EAST, 20.40 FEET TO THE POINT OF BEGINNING.

Handicapped citizens needing accommodation in order to attend this public hearing should contact the City Administrator's Office at (660) 827-3000 extension 1102 no later than 48 hours prior to the scheduled hearing.

Kelvin Shaw, City Administrator
City of Sedalia



CITY OF SEDALIA, MISSOURI
CITY COUNCIL MEETING
MAY 1, 2023

The City has an on-line broadcast of Council Meetings available both live and recorded by going to https://global.gotomeeting.com/join/578973061"

The Council of the City of Sedalia, Missouri duly met on Monday, May 1, 2023 at 6:30 p.m. at the Municipal Building in the Council Chambers with Mayor Andrew L. Dawson presiding. Mayor Dawson called the meeting to order and asked for a moment of prayer led by Chaplain Byron Matson followed by the Pledge of Allegiance.

ROLL CALL:

Table with 4 columns: Name, Status, Name, Status. Rows include Jack Robinson (Absent), Thomas Oldham (Present), Chris Marshall (Present), Tina Boggess (Present), Bob Hiller (Present), Bob Cross (Present), Rhiannon Foster (Present), Steve Bloess (Present).

Public Hearing – Annexation Petition – Property owned by State of Missouri, Department of Agriculture by and through the State Fair Commission

Mayor Dawson opened the public hearing at 6:32 p.m. The purpose of the public hearing is to allow comments from the public regarding the annexation of property owned by State of Missouri, Department of Agriculture by and through the State Fair Commission.

Legal description for the property owned by the State of Missouri, Department of Agriculture by and through the State Fair Commission is as follows:

TRACT 1:

Tract B Description:

A FRACTIONAL PART OF THE NORTH HALF, A FRACTIONAL PART OF THE SOUTHWEST QUARTER AND A FRACTIONAL PART OF THE WEST HALF OF THE SOUTHEAST QUARTER ALL IN SECTION 7, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE 5TH P.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 7; THENCE N03°30'50"E, 70.95 FEET ALONG THE WEST LINE OF SAID SECTION 7; THENCE LEAVING SAID WEST LINE S86°52'06"E, 3495.79 FEET; THENCE S03°13'42"W, 65.38 FEET; THENCE S86°41'30"E, 472.35 FEET TO THE EAST LINE OF SAID WEST HALF OF THE SOUTHEAST QUARTER; THENCE WITH SAID EAST LINE S02°07'44"W, 1488.16 FEET TO THE NORTHERLY LINE OF PETTIS COUNTY DEED BOOK 518, PAGE 219; THENCE ALONG SAID NORTHERLY LINE THE FOLLOWING COURSES AND DISTANCES: S77°11'44"W, 1913.15 FEET; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 2914.93 FEET, AN ARC LENGTH OF 1325.30 FEET, A CHORD THAT BEARS S64°10'14"W, 1313.91 FEET; THENCE S51°08'44"W, 27.10 FEET TO THE SOUTH LINE OF SAID SECTION 7; THENCE WITH SAID SOUTH LINE N86°59'23"W, 1003.10 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 7; THENCE ALONG THE WEST LINE OF SECTION 7 N03°35'40"E, 105.58 FEET; THENCE WITH SAME N03°30'50"E, 2560.06 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT CONTAINS 201.00 ACRES, MORE OR LESS, PER PLAT OF SURVEY 750-27609, DATED JULY 25, 2022, BY MISSOURI DEPARTMENT OF AGRICULTURE – LAND SURVEY PROGRAM.

TRACT 2:

N/F MISSOURI DEPARTMENT OF AGRICULTURE BOOK 90, PAGE 225:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION NUMBER SEVEN (7) AND THAT PART OF THE WEST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION NUMBER EIGHT (8), ALL LYING NORTH OF THE RIGHT-

OF-WAY OF THE MISSOURI, KANSAS, AND TEXAS RAILROAD, IN TOWNSHIP NUMBER FORTY-FIVE (45) NORTH OF RANGE NUMBER TWENTY ONE (21) WEST OF THE FIFTH PRINCIPAL MERIDIAN IN THE COUNTY OF PETTIS, STATE OF MISSOURI.

With no public comments, the public hearing closed at 6:33 p.m.

Public Hearing – Annexation Petition – Property owned by E.W. Thompson, Inc.

Mayor Dawson opened the public hearing at 6:33 p.m. The purpose of the public hearing is to allow comments from the public regarding the annexation of property owned by E. W. Thompson, Inc.

Legal description for the property owned by E. W. Thompson, Inc. is as follows:

0.69 ACRES:

BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE NORTH 66°44' WEST, ALONG THE SOUTHERLY LINE OF SAID 10TH STREET IF EXTENDED WEST, 300.0 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 66°44' WEST ALONG SAID SOUTHERLY LINE EXTENSION, 150.0 FEET; THENCE SOUTH 23°16' WEST, 200.0 FEET; THENCE SOUTH 66°44' EAST, 150.0 FEET; THENCE NORTH 23°16' EAST, 200.0 FEET TO THE POINT OF BEGINNING. BEING LOCATED IN A PART OF THE SOUTHWEST QUARTER OF SECTION 6 IN TOWNSHIP 45 NORTH OF RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI.

15' UTILITY EASEMENT

A 15.0 FOOT UTILITY EASEMENT LYING 7.5 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE SOUTH 23°16' WEST, ALONG SAID WESTERLY, 7.5 FEET TO THE POINT OF BEGINNING; THENCE NORTH 66°44' WEST, 450.0 FEET TO THE TERMINATION OF SAID EASEMENT.

With no public comments, the public hearing closed at 6:34 p.m.

SERVICE AWARDS: None

SPECIAL AWARDS:

Presentation: Life Save Awards – Parks Department Lifeguards

Fire Chief Matt Irwin and Parks & Recreation Director Amy Epple presented 3 lifeguards with life save awards and Sedalia Fire Department Local 103 Challenge Coins. Fire Chief Irwin read the following:

“Good evening everyone,

Usually I am standing here to recognize members of your emergency services. We often recognize the heroic actions of our Police, Fire and EMS services. To often though, we forget those members that serve every day standing guard over the thousands of people that visit our pools every day.

A number of years ago, we began a program with Director Epple where members of the Fire Department and Pettis County Ambulance members train with our Parks and Rec lifeguards. This training is always taken seriously by all participants.

Our lifeguards work every day and are ready to give care when called upon. Everyone hopes they will never have to use the skills they have acquired or do the things they are trained to do outside of a training event, but yet on the 25th of March, our lifeguards were called to do just that.

I am extremely grateful that the members here tonight were able to recognize an event, react quickly and give definitive lifesaving care.

I spoke to a number of the members of the Sedalia Fire Department after this call. I was looking at this call as a way to give credit to them for saving the life of this young man. It was overwhelmingly agreed upon from the crews that they did not save the life of this individual, but yet our lifeguards did. All they did was maintain that individual until he could be transported to a higher level of care.

They gave all the credit for the outcome of this young man to those who acted quickly and effectively to change the outcome to a positive result rather than heartbreak and sorrow.

So tonight, it gives me great pleasure to stand here and recognize the lifeguards with a Life Save Award to Jacob Cordia, Natalie Newkirk and Emily Lesmeister for their exceptional care and life saving work they did on the evening of March 25, 2023. "

RETIREMENT AWARDS:

Larry Parham – Officer – Police Department – 21 years and 5 months of service – Retired April 25, 2023
Police Chief Matt Wirt stated Larry Parham served in patrol, the Sting Unit, gang graffiti/signs and helped prosecute a functioning gang in Sedalia. Mr. Parham is well recognized within the Department and he will be missed and added that Mr. Parham will be continuing in law enforcement with Pettis County. Mr. Parham stated people who often get over looked in law enforcement are spouses and that he couldn't have done what he has without his wife. He presented her with a blue sapphire and cubic zirconia sterling silver bracelet as his retirement gift.

MINUTES: The Council Meeting minutes of April 17, 2023 were approved on motion by Oldham, seconded by Marshall. All present in favor. Robinson was absent.

REPORTS OF SPECIAL BOARDS, COMMISSIONS & COMMITTEES: None

ROLL CALL OF STANDING COMMITTEES:

FINANCE & ADMINISTRATION – Chris Marshall, Chairman; Jack Robinson, Vice Chairman – No Report

PUBLIC WORKS – Thomas Oldham, Chairman; Chris Marshall, Vice Chairwoman

- The quote from KT Trans LLC is for the purchase of a used Day Cab Semi-Truck with a Wet Kit for the Street Department. Amount \$27,000.00.

BILL NO. 2023-68, ORDINANCE NO. 11786 – AN ORDINANCE APPROVING AND ACCEPTING A QUOTE FOR THE PURCHASE OF A DAY CAB SEMI-TRUCK FOR THE STREET DEPARTMENT was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent.

Roll Call Vote: Voting "Yes" were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted "No". Robinson was absent.

- Change Order #1 with S & A Equipment and Builders is for repairing 2 voids found under a structure during the sidewalk replacement project on the Northwest corner of Kentucky and Main. Cost \$8,198.13.

BILL NO. 2023-69, ORDINANCE NO. 11787 – AN ORDINANCE AUTHORIZING CHANGE ORDER NUMBER ONE FOR THE REPLACEMENT OF A WALL SUPPORTING A SIDEWALK was read once by title.

2nd Reading – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Cross. All present in favor. Robinson was absent.

Roll Call Vote: Voting "Yes" were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted "No". Robinson was absent.

- The Cemetery Department is in need of a new truck and Police Chief Matt Wirt was able to locate a used 2019 Ford F-150 truck through the Missouri State Highway Patrol in the amount of \$30,000.00.

BILL NO. 2023-70, ORDINANCE NO. 11788 – AN ORDINANCE AUTHORIZING A VEHICLE SALES INVOICE FOR THE CEMETERY DEPARTMENT was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent.
Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

- The renewal of the Business Demand Response Agreement between Evergy and Sedalia Water Department is for use of generators during peak electrical usage times in exchange for discounted rates.

BILL NO. 2023-71, ORDINANCE NO. 11789 – AN ORDINANCE AUTHORIZING THE RENEWAL OF A BUSINESS DEMAND RESPONSE AGREEMENT WITH EVERGY was read once by title.

2nd Reading – Motion by Oldham, 2nd by Cross. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent.

Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

PUBLIC SAFETY – Jack Robinson, Chairman; Steve Bloess, Vice Chairman

- A request for proposals for a low pressure hose and nozzle package was sent out by the Fire Department. Feld Fire Equipment had the lowest responsive bid in the amount of \$49,126.00.

BILL NO. 2023-72, ORDINANCE NO. 11790 – AN ORDINANCE APPROVING AND ACCEPTING A BID FOR HOSE AND NOZZLE EQUIPMENT FOR THE SEDALIA FIRE DEPARTMENT was read once by title.

2nd Reading – Motion by Oldham, 2nd by Cross. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent.

Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

- The Ordinance is for updating the mutual aid agreement between the Sedalia Fire Department and Whiteman Airforce Base to reflect the current Mayor and Fire Chief.

BILL NO. 2023-73, ORDINANCE NO. 11791 – AN ORDINANCE RATIFYING AND APPROVING AN AGREEMENT FOR MUTUAL AID IN FIRE AND EMERGENCY SERVICES BY AND BETWEEN THE CITY OF SEDALIA D/B/A SEDALIA FIRE DEPARTMENT AND THE SECRETARY OF THE AIR FORCE ACTING BY AND THROUGH THE COMMANDER 509TH BOMB WING, WHITEMAN AIR FORCE BASE was read once by title.

2nd Reading – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent.

Final Passage – Motion by Cross, 2nd by Foster. All present in favor. Robinson was absent.

Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

- The Resolution to authorize the Sedalia Fire Department to apply for a grant through the Regional Homeland Security Oversight Committee to obtain funds for the purchase of additional dual band radios.

RESOLUTION NO. 2021 – A RESOLUTION AUTHORIZING THE SEDALIA FIRE DEPARTMENT TO SUBMIT AN RHSOC GRANT APPLICATION was read once by title and approved on motion by Oldham, seconded by Foster. All present in favor. Robinson was absent.

- The budget amendment allows the acceptance of Federal Asset Forfeiture funds and use of the funds to purchase a portable command/control trailer from Trailer Trendz LLC in the amount of \$23,500.00 and a 9000 watt inverter generator from Lowe’s in the amount of \$2,619.00 for the Police Department.

RESOLUTION NO. 2022 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024 was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Robinson was absent.

BILL NO. 2023-74, ORDINANCE NO. 11792 – AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024 REGARDING POLICE COMMAND POST TRAILER & GENERATOR was read once by title. 2nd Reading – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent. Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent. Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

BILL NO. 2023-75, ORDINANCE NO. 11793 – AN ORDINANCE APPROVING AND ACCEPTING QUOTES FOR THE PURCHASE OF A COMMAND POST TRAILER AND GENERATOR FOR THE POLICE DEPARTMENT was read once by title.

2nd Reading – Motion by Oldham, 2nd by Bloess. All present in favor. Robinson was absent. Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent. Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

COMMUNITY DEVELOPMENT – Rhiannon Foster, Chairwoman; Rhiannon Foster, Vice Chairman

- The Ordinance is to amend City Code to add the suspension of open container laws during the annual Scott Joplin Festival and update code with the current festival areas.

BILL NO. 2023-76, ORDINANCE NO. 11794 – AN ORDINANCE AMENDING SECTION 4-7 OF CITY CODE REGARDING THE ANNUAL ALLOWANCE OF SALE AND CONSUMPTION OF LIQUOR DURING THE SCOTT JOPLIN FESTIVAL was read once by title.

2nd Reading – Motion by Oldham, 2nd by Foster. All present in favor. Robinson was absent. Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent. Roll Call Vote: Voting “Yes” were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted “No”. Robinson was absent.

- The contract for the sale of Springfork Lake has expired and a provision in the contract that Council maintained was public access to the lake.

Councilman Cross stated it should stay for sale and Councilwoman Foster replied the City should keep it and get public input on what should be done. There have been calls and complaints regarding the sale and it is an asset to the City. Mayor Dawson stated it could be an asset but it will take funds and investments to make it into an asset that will have to be supported by tax payers. Councilman Bloess stated there is significant value in the trees around the lake and suggested an RFP be put out to professional foresters for a management plan for the timber. Councilman Hiller stated if it could be self-sustained the City should keep it. Mayor Dawson added Springfork Lake is part of the Water Department Fund and any repairs would put a strain on the Water Department’s budget and on rate payers. If Council decides to keep it, a more appropriate fund/department would be needed. City Administrator Kelvin Shaw stated the Department of Natural Resources reported areas of concern in the spillway and with vegetation, which has since been mowed, and the City has a partnership with the Department of Conservation who manages the fishing, keeps the lake stocked and watches/manages the lake. Councilman Oldham suggested a public hearing during the next Council Meeting and stated he would like to research the long-term cost of keeping it. Mayor Dawson suggested waiting until the June 5, 2023 Council Meeting so the public could be notified and a cost could be received for a timber management plan. Motion by Foster, seconded by Hiller to hold a

public hearing during the June 5, 2023 Council Meeting regarding Springfork Lake and to gather public input on the future of the lake. All present in favor. Robinson was absent.

APPOINTMENTS: None

BIDS: Hose and Nozzle Equipment – April 21, 2023

LIQUOR LICENSES: The following renewal Liquor Licenses were read and approved on motion by Oldham, seconded by Marshall. All present in favor. Robinson was absent.

- *Daniela Reyes dba Taqueria El Costeno LLC, 810 W 16th, Packaged Beer, Beer & Wine & Sunday Sales
- *Cathy Geotz dba Break Time #3079, 2801 W Broadway, Sunday Sales
- *Cathy Geotz dba Break Time #3084, 318 W Broadway, Sunday Sales
- *Cathy Geotz dba Break Time #3083, 808 E Broadway, Sunday Sales
- *Jeremy Klein dba Cork-N-Bottle, 3806 E Broadway, Packaged Liquor & Sunday Sales
- *Jeremy Klein dba The Korner Lounge, 1604 S Ohio, Liquor by the Drink & Sunday Sales

MISCELLANEOUS ITEMS FROM MAYOR/COUNCIL/ADMINISTRATOR:

Councilman Oldham stated Sedalia native and Smith-Cotton High School Alumni, Blake Grupe, was signed as a kicker to the New Orleans Saints.

City Administrator Kelvin Shaw stated he attended the Lauber Municipal training hosted in Jefferson City on April 28, 2023. It was a good refresher course, great opportunity for new Council members to get up to speed on municipal government and a reminder that our processes are controlled by State Statutes.

City Administrator Kelvin Shaw stated the City participated in the “Buckle Up, Phone Down” challenge and won first prize. The challenge raises awareness, prevents accidents and helps prevent distractions while driving. The prize amount was \$7,500 and it will be used towards a digital sign board that displays messages and alerts drivers.

Councilman Bloess commended Community Development Director John Simmons and Downtown Planner Joleigh Cornine, for their work on the Ukrainian Festival on Saturday, April 29, 2023. It was a wonderful event and all of the money goes to humanitarian aid in Ukraine.

GOOD & WELFARE:

Albert Reine Sr., stated he and his family has sold part of their land to the City for uses such as Mo Pub easements, gas lines and land for Nucor causing his neighbors and other property owners around him to complain about what the land is being used for.

Jorge Guevara, 1805 W 18th, stated that on April 24, 2023, the Public Works Department removed soil from his property and built a parking lot at the request of a nearby private business. Mr. Guevara was told they were expanding the parking lot at the dispensary next to his property since there was limited parking available. The parking lot was constructed without consulting Council or elected City Officials and taxpayer money was used on the lot for a private business with no public notice or notice to him. Since 2018, Mr. Guevara’s company planned to develop the property into offices, residential duplexes or retail and now with 80% of the frontage lost, it is limited as to what can be done with it. He asked Council to support his request to remove the parking lot from property taken from him and discuss ways they can work together.

The meeting adjourned at 7:25 p.m. on motion by Oldham, seconded by Foster to a closed door meeting in the upstairs conference room pursuant to subsections 1 (Legal Advice), 2 (Real Estate) and 12 (Negotiated Contracts) of Section 610.021 RSMo. Roll Call Vote: Voting "Yes" were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted "No". Robinson was absent.

The regular meeting reopened at 8:45 p.m. on motion by Oldham, seconded by Marshall. All present in favor. Robinson was absent.

ROLL CALL:

Jack Robinson	Absent	Bob Hiller	Present
Thomas Oldham	Present	Bob Cross	Present
Chris Marshall	Present	Rhiannon Foster	Present
Tina Boggess	Present	Steve Bloess	Present

BUSINESS RELATED TO CLOSED DOOR MEETING:

BILL NO. 2023-77, ORDINANCE NO. 11795 – AN ORDINANCE APPROVING THE ACCEPTANCE OF A QUIT CLAIM DEED FROM STEPHEN GLOVER FOR PROPERTY LOCATED AT 600 NORTH GRAND AVENUE IN THE CITY OF SEDALIA, MISSOURI was read once by title.

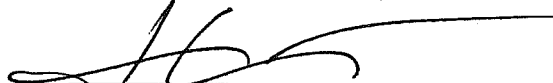
2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Robinson was absent.

Final Passage – Motion by Oldham, 2nd by Bloess. All present in favor. Robinson was absent.

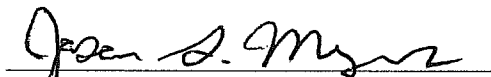
Roll Call Vote: Voting "Yes" were Oldham, Marshall, Boggess, Hiller, Cross, Foster and Bloess. No one voted "No". Robinson was absent.

The regular meeting adjourned at 8:47 p.m. on motion by Oldham, seconded by Cross. All present in favor. Robinson was absent.

THE CITY OF SEDALIA, MISSOURI



Andrew L. Dawson, Mayor



Jason S. Myers, City Clerk



Let's Cross Paths

PLANNING & ZONING COMMISSION

Wednesday, February 8, 2023

Council Chambers

5:30 pm

Planning & Zoning Commission

Tolbert Rowe	Present	Andrew Dawson	Present
Ann Richardson	Present	Teresa McDermott	Present
Brenda Ardrey	Absent	Rhonda Ahern	Present
Valerie Bloess	Present	Connie McLaughlin	Present
Jerry Ross	Present		
Chris Marshall	Present		

STAFF:

Kelvin Shaw

John Simmons

Jilene Streit

- Tollie Rowe, Chairman called the meeting to order at 5:30 pm
- Roll Call
- Rhonda Ahern made the motion to accept the February 1, 2023 meeting minutes. Terry McDermott seconded the motion. All approved.
- New Business
- Old Business
 - Home Occupation Ordinance amendment – John Simmons explained that this amendment comes to us due to House Bill 1662, which made large changes to our ability to regulate Home Occupied businesses. The City is being prescribed by the State of Missouri to amend our zoning code. We are prohibited from limiting hours of operation for any home-based business, prohibiting or requiring any structural modifications as a condition of operating a home-based business; prohibiting service by appointment within the home-based business; prohibiting any particular occupation as a home-based business; or prohibiting the storage or use of equipment that does not cause effects outside of the home or an accessory building. This is a wide sweeping amendment to State law that prohibits us from what we did when we adopted the ordinance that allowed home occupied businesses, prescribed in that ordinance what would be allowed. State is now telling us that we cannot regulate home-based businesses. Example if you want to have a billiard hall in your basement, the City cannot prohibit it. Unintended

consequences of that, noisy neighborhood, noise complaints, that is where it will be regulated is if you are negatively affecting your neighbors & violating their rights. We can regulate liquor but cannot regulate that you can't do it in the basement of your house. State is requiring this amendment. Lauber Municipal has drafted this in response to House Bill 1662. The City needs to adopt. Chairman Rowe has a question under Section 64.430 – No permit shall be required to operate a No-Impact Home-Based Business, however, a business operating in a residence shall be presumed not to qualify as a No-Impact Home-Based Business unless the owner or tenant provides an affidavit. John said to try to clarify, the owner has to approve that the business in question is qualified & has to provide an affidavit. John said the owner of the residence has to be the one to provide their name, address, nature of business, whether they are subject to health inspections & if so the affidavit must have consent for inspections. Maximum occupancy of residence won't be exceeded, be the duty of the affiant to obtain this number from the fire department & provide proof of it with affidavit, then it would qualify as a no-impact home-based business. Kelvin said the majority of this language was taken out of the statute, basically says just because you are running a business out of your home we are not going to presume that it qualifies, you have to show that it qualifies. Val wanted to know about the traffic. John said won't be able to regulate that. As long as they are parking legally, curbside parking, street parking or the driveway. She said they could park in your house & it's too bad. John said that is public right of way & that is what we tried to regulate in the original ordinance was number of visitors, etc... but that would be so hard to regulate, unless we received a complaint. Rhonda wanted to know if the zoning would take over if in an R-1 & wanted to do a little boutique retail shop out of your garage, is that a home based business is that violating R-1? John said yes, that's the trouble with this they are saying you live there we can't regulate what you are doing in there, if you want to sell dresses. You do need a business license but you don't have to follow the City's zoning ordinance saying you had to get a home-occupied business license. Val said so you could have a garage sale all year long? Kelvin said the garage sales was an exception & you could have 2 per year so they wouldn't be considered a business, think they can be a business now & we can't regulate it. Mayor Dawson said this legislation that passed is problematic & everyone knows it at the State level. Missouri Municipal League is working on lobbying the legislators to go ahead & fix this in the upcoming session. Maybe next August or September will be adding something to this ordinance to go ahead & fix the issue. Rhonda wanted to know if it limit it if it affects others? Kelvin said the state defines what is no-impact & they are saying but it's a real hit. John said on Page 2 under definition C "No-Impact business" means a home-based business that is engaged in the sale of lawful goods & services; does not cause a substantial increase in traffic through the residential area, activities of the business are not visible from any public street, does not use equipment that produces noise, light, odor, smoke, gas, etc..., does not sell anything goods for which a health inspection would be required if the business were not located in a residence unless the owner or tenant provides written consent from the Department of Health inspect the business during normal hours. Goes against why we have zoning. How do you measure there's a substantial increase in traffic, where is the baseline? Need to know what that baseline traffic count is on that street currently on every street in Sedalia to determine if this business has an impact on traffic. To get our ordinance correct with the State, this is what Lauber has recommended. Hopefully the legislature will take up this issue the next session. We need to let our legislators know what we need to fix. With no further questions or comments Chris Marshall made a motion to recommend this ordinance to council. Connie McLaughlin seconded the motion. All approved.

Recreational Marijuana – another change caused by the amendment to the Missouri Constitution. Remind you this piece of legislation was crafted by the end users and not the practitioners in the business. Lauber also provided us with their take on what we need to do for requirements with the State. Already had the medical marijuana ordinance back in 2018, had all the setbacks, etc.. In section 64-48 that included the distances from schools, daycares, churches, included distance between how it's measured. All the items you see in the strike out portion have been adopted by Council back in December into the business license portion of the code of ordinance portion. They recommend we strike this out of the zoning ordinance because these are really licensure issues. This is how you get your dispensary license & the requirements. The zoning ordinance needs to address where we can allow it, the use of the property. The licensure things have already moved over so need to strike these out of zoning, get into the zoning. Back when we had medical marijuana said dispensaries could be in C-3, need to strike the words medical & leave as just marijuana dispensary facilities can be located in C-3 within enclosed buildings as long as it borders US Hwy 50/65 or Main St. Just really taking our previous medical marijuana ordinance in the districts & removing medical from the use in the districts.

- C-3 #6 - strike medical – dispensary facility
- M-1 #26 – strike medical – dispensary facility
- M-2 #30 - strike medical – cultivation facility (growing it)
- M-2 #31 – strike medical – dispensary facility
- M-2 #32 – strike medical – infused products manufacturing
- M-2 #33 – strike medical – testing facility (State regulated)

- 64-124 Uses; public hearing #28 – strike medical – anytime someone wants to open a dispensary, has to apply to open it, P&Z has a public hearing & goes to Council.

These are the changes to marijuana that would get us into compliance with what we need to do. Also need to pass this legislation so the City can collect the sales tax from the sale of marijuana in city limits for recreational marijuana, already capture it for medical but in order to capture the sales tax we have to allow it in certain zoning districts which is what asking to do here, before the City could capture any of the sales tax from it.

Val asked, is there an estimate on the revenue collected? Kelvin said we know how much we get off medical currently but no idea how much we will collect on recreational.

With no further discussion, Connie McLaughlin made the motion to recommend these changes to City Council. Chris Marshall seconded the motion. All approved.

John said the next steps in marijuana will be micro dispensary & that will come before you later. Lauber will work something up for that and also transportation facilities. This will go to Council February 22, 2023. Public hearing at 6:30 for these two issues as well as the boutique hotel.

Council will hold a work session on your recommendation of Transitional Services ordinance on March 15, 2023, held the public hearing last week, had some input & will

take that into consideration along with your recommendation & legal & will determine when they will take to Council for passage.

- Other

Next meeting – TBD

Chris Marshall made the motion to adjourn the meeting. Terry McDermott seconded. All approved.

Meeting adjourned.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM R-3 (MULTI FAMILY) TO C-1 (LOCAL BUSINESS) ON CERTAIN PROPERTY LOCATED AT 117 EAST JEFFERSON, IN THE CITY OF SEDALIA, MISSOURI, IN ACCORDANCE WITH CHAPTER 64, OF THE CITY CODE OF THE CITY OF SEDALIA, MISSOURI.

WHEREAS, the City received and application from Mathew Stockstill, on behalf of Viola Staten, (“Applicant”) to rezone certain property within the City from District R-3 Multi Family (“Rezoning Application”) to C-1 Local Business; and

WHEREAS, Notice of a public hearing before the City’s Planning & Zoning Commission (“Commission”) was published in a paper of general circulation within the city on April 18, 2023; and mailed to all property owners subject to the rezoning and within 185 feet of the property proposed to be rezoned; and

WHEREAS, on May3, 2023, the Commission opened the public hearing and all those interested and wishing to testify were given the opportunity; and

WHEREAS, after the public hearing was closed, the Commission unanimously recommended (7-0) that the Sedalia City Council (“City Council”) approve the rezoning of that certain property that is subject to the Rezoning Application, from R-3 to C-1.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. That upon review of the record presented in a public hearing before the Commission, the final report, and recommendation of the Commission, the City Council hereby approves the Rezoning Application.

Section 2. The said real estate mentioned in Section 1 is described and attached to this ordinance as Exhibit A.

Section 3. The Zoning Ordinances of the City of Sedalia, Missouri are hereby amended so that the real estate described in Exhibit A, which is presently zoned R-3 Multi Family is rezoned in its entirety to C-1 Local Business.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

EXHIBIT A

LEGAL DESCRIPTIONS

117 East Jefferson:

LEGAL DESCRIPTION: 117 E. JEFFERSON BEGINNING AT A POINT FORTY FIVE (45) FEET IN A WESTERLY DIRECTION FROM THE SOUTHEAST CORNER OF LOT NUMBER TWELVE (12) IN BLOCK NUMBER THREE (3) OF THE ORIGINAL TOWN OF CITY OF SEDALIA, MISSOURI, THENCE IN A WESTERLY DIRECTION ALONG THE SOUTH LINE OF SAID BLOCK NUMBER THREE (3) FIFTY FOUR (54) FEET, THENCE IN A NORTHERLY DIRECTION PARALLEL WITH THE EAST LINE OF SAID BLOCK NUMBER THREE (3) EIGHTY SEVEN AND ONE-HALF (87½) FEET, THENCE IN AN EASTERLY DIRECTION PARALLEL WITH THE SOUTH LINE OF BLOCK NUMBER THREE (3) FIFTY FOUR (54) FEET, THENCE IN A SOUTHERLY DIRECTION PARALLEL WITH THE EAST LINE OF SAID BLOCK THREE (3) EIGHTY SEVEN AND ONE-HALF (87½) FEET TO THE PLACE OF BEGINNING; BEING A PART OF THE WEST HALF OF LOT NUMBER TWO (2) OF THE NORTHWEST QUARTER OF SECTION NUMBER THREE (3) IN TOWNSHIP NUMBER FORTY- FIVE (45) NORTH OF RANGE NUMBER TWENTY – ONE (21) WEST OF THE FIFTY PRINCIPAL MERIDIAN IN THE COUNTY OF PETTIS AND STATE OF MISSOURI. ALSO, BEGINNING AT THE SOUTHEAST CORNER OF LOT NUMBER TWELVE (12) IN BLOCK NUMBER THREE (3) OF THE ORIGINAL PLAT OF THE CITY OF SEDALIA, THENCE RUNNING NORTH-WARDLY ALONG THE EAST LINE OF SAID LOT, ONE HUNDRED (100) FEET, THENCE WESTWARDLY PARALLEL WITH THE SOUTH LINE OF SAID LOT, FORTY FIVE (45) FEET, THENCE SOUTHWARDLY PARALLEL WITH THE EAST LINE OF SAID LOT, ONE HUNDRED (100) FEET, THENCE EASTWARDLY ALONG THE SOUTH LINE OF SAID LOT, FORTY-FIVE (45) FEET TO THE PLACE OF BEGINNING IN THE COUNTY OF PETTIS AND STATE OF MISSOURI.

MEMO

To: Planning & Zoning Commission
From: John Simmons, Community Development Director
Date: May 1, 2023
Subject: 117 East Jefferson
Applicant: Mathew Stockstill, on behalf of Viola Staten

Description of Request: Applicant requests rezoning of the property of the west portion of the property located at 117 East Jefferson Street. Current zoning of the property is R-3 Multi-family for the west 50 feet of the property and C-1 Local Business for the east portion. The property is one parcel with split zoning

The applicant is requesting a rezoning of the west portion of the property to C-1 Local Business.

Land Use Review: The subject property contains a commercial structure and is zoned both R-3 Multi-family and C-1 Local Business. Applicant desires to rezone the eastern portion to C-1 Local Business to accommodate the existing growing business (beauty salon).

The adjacent properties to the west, north and east are zoned R-3 Multi-family Residential properties with a single family house to the west and vacant lots to the northeast, north, northeast and east west and M-1 Light Industrial to the south containing vacant lots.

Staff Recommendation: Staff recommends the application for rezoning be approved for the following reasons:

1. The change of zoning from R-3 Multi-family to C-1 Local Business for the east portion makes the zoning for the entire lot consistent and is compatible with the surrounding uses and the current use of the subject property.
2. The City of Sedalia 2008 & 2013 Comprehensive Plans indicate that this area is designated with an employment development pattern and abuts the downtown and urban development areas. The 2021 Comprehensive Plan references the continued development patterns of the 2008 & 2013 Comprehensive Plans.
3. The rezoning of the property would be in the general interest of the public. The rezoning and use of the property would enhance and preserve surrounding single family residential land usage.
4. The applicant provided a thorough and detailed narrative answering the zoning checklist items, providing a strong basis for approving this rezoning application.

Should you have any question or concerns regarding anything outlined in this advisory, please do not hesitate to contact me at 827-3000.

**APPLICATION FOR AN
AMENDMENT TO THE ZONING DISTRICT MAP**

Sedalia City Planning & Zoning Commission
200 S. Osage Avenue
Sedalia, Missouri 65301

DO NOT WRITE IN THIS SPACE	
Date of Public Hearing	
Date Submitted	<u>3-7-2023</u>
Date Advertised	
Date of Mailing	
Checked By	
Receipt No.	
Commission Action	
Council Action	

1. Applicant's Name Mathew Stockstill
2. Applicant's Address 10781 NE Red Wing Way, Unit 201, Hillsboro, Oregon 97006
3. Telephone Number (Home) 660-221-2517 (Business) _____
4. Present Zoning R-3 Requested Zoning C-1
5. Legal Description of property requested to be rezoned, with street address or location:
117 EAST JEFFERSON STREET, SEDALIA, MISSOURI 65301.
SEE ATTACHED SURVEY FOR LEGAL DESCRIPTION.

6. Area of subject property, square feet and/or acres 8847.47 SQUARE FEET
7. Present Use of subject property PROFESSIONAL SERVICES, BEAUTY SALON
8. Desired use of subject property PROFESSIONAL SERVICES, BEAUTY SALON
9. What is the present use of the adjoining properties? North RESIDENTIAL, VACANT LOT
South LIGHT INDUSTRIAL, VACANT LOT East RESIDENTIAL West RESIDENTIAL, VACANT LOT
10. How can you justify the proposed zoning change? (To answer this question, see Page 1, Item 2)
11. Time schedule for development Construction would begin in late summer, if rezoning is granted.
12. Is property in a flood plain district? If yes, please indicate applicable FEMA Map applicable zone No Has base flood elevation been established? _____
If yes, please explain how such elevation was determined. _____

13. Public Utilities available at site: Sewer Yes " at _____
Water Yes
at _____
Natural Gas Yes " at _____
Electric Yes
at _____
14. Exhibits furnished Boundary Survey, Rezoning Request Narrative
15. Mathew Stockstill Digitally signed by Mathew Stockstill
DN: cn=U.S. Environmental Protection Agency, o=U.S. Environmental Protection Agency, ou=U.S. Environmental Protection Agency, email=mathew.stockstill@epa.gov 10781 NE Red Wing Way, Unit 201, Hillsboro, OR 97006
Signature of Applicant Address of Applicant
16. Relationship of applicant to property: Owner Agent
17. Other _____
(Explain)

Request for Rezoning Narrative

for

117 East Jefferson Street

Sedalia, Missouri 65301

Property and Zoning Summary

This application seeks to rezone the west side of this property from a R-3 to a C-1 for the entire property to be a C-1 zone. An existing 900 square foot commercial building is currently situated at the center of the 8823 square foot property, with approximately half of the building located in a C-1 zone and the other half of the building located in the R-3 zone. The existing commercial building is a local beauty salon and if this rezoning were to be approved, an approximately 1200 square foot addition would be built in the new C-1 area. Directly south of this property are properties zoned M-1 and directly to the west, east, and north are R-3 properties.

Zoning Checklist Item 1: Is the rezoning request in line with the City Plan and its land use recommendations?

Rezoning of the west portion of this property to create an entire C-1 zoned property will help stabilize and strengthen this neighborhood, which is a goal of the 2040 Comprehensive Plan. The presence of a local, small business in this area will encourage positive activities in this residential neighborhood. Many surrounding lots are vacant, creating a sense of abandonment in the neighborhood. This in turn could lead to unwanted activity for residents. The property in question contains a local beauty salon that serves all areas of the City of Sedalia, including the surrounding neighborhood. The owner of the property supports the immediate neighborhood through many acts of selfless stewardship. This property is a corner lot that covers over 1/2 of the North Lamine Avenue facing block and over a 1/3 of the East Jefferson Street facing lot. A residential structure encompassing that large of a property would be disproportionate to surrounding local residences. The current beauty salon is single level and similar in size to adjacent residential structure.

Zoning Checklist Item 2: Would approval of the rezoning request conform to present and future traffic considerations?

Approval of this rezoning request would conform to present and future traffic considerations. Clients for the beauty salon visit the property at a consistent pace for appointments, during regular business hours. There will be no high or low traffic moments anticipated with this development and all required parking will be contained on site.

Zoning Checklist Item 3: If there is a need for additional land space-to be zoned as requested, should the rezoning be done only in the areas requested or would the public interest be better served if the rezoning were done-in other areas of the city?

The rezoning of this land space should be limited to this area. Commercial zones exist in abundance in other areas of the City. Beauty salons and other professional services are scattered throughout the City but are not existent in this area. Maintaining the residential character of this neighborhood will keep it healthy, but allowing small businesses to accent the area will only better this health.

Zoning Checklist Item 4: Would granting of the rezoning request adversely affect property values of adjacent land owners to an unreasonable degree?

Rezoning of the west portion of this site will not adversely affect surrounding property values. The property is already being used as a beauty salon, and rezoning will only allow the business to expand its services to the immediate neighborhood.

Zoning Checklist Item 5: Could adequate parking space be provided in accordance with the requirements of the zoning district classification into which this rezoning request would be placed?

Off-street parking will be provided on the property based on requirements for the requested C-1 zoning, if rezoning is granted and the addition project moves forward.

Zoning Checklist Item 6: Would this rezoning request place undue hardships on adjacent land owners, such as noise, odor, dust, lighted display signs, or other nuisances

This rezoning request will not place undue hardships on adjacent land owners. Being a corner lot, this property has adequate separation from other properties via roadways on the south and east sides. Only one other adjacent property, the west property, contains a residential structure on the block. This business will not generate any nuisances as the beauty salon will be open during regular business hours. Salons typically do not create outdoor odors or sound.

Zoning Checklist Item 7: Would this rezoning request raise legal questions such as spot zoning, violation of precedents, or rule of "reasonableness"?

This rezoning would not raise any legal questions as half the property is already zoned as C-1. Expanding the C-1 zone to include the entire property creates a more usable property.

Zoning Checklist Item 8: Does this rezoning request appear to be "speculative" in nature?

This rezoning is not speculative, for the design of the addition has already begun. The addition will be legal only if the entire property becomes a C-1. Because of existing setbacks and this property being a corner lot, no other locations for the addition are adequate. If rezoning is not granted, the development will likely not occur or be significantly minimized.

Zoning Checklist Item 9: If the rezoning request were granted, would the necessary utilities, such as transportation, rail, truck, air, water, sewer, electricity, telephone, or gas be available to serve the purpose intended?

All necessary utilities currently exist on the property for the requested zoning.

Zoning Checklist Item 10: Could the Commission suggest other areas for this use which would eliminate the proposed necessity for this rezoning?

The Commission could suggest other areas for this use, but relocating the beauty salon to another property would be unreasonable. The owner would elect to not move forward with the addition project, rather than relocate, if rezoning is not granted.

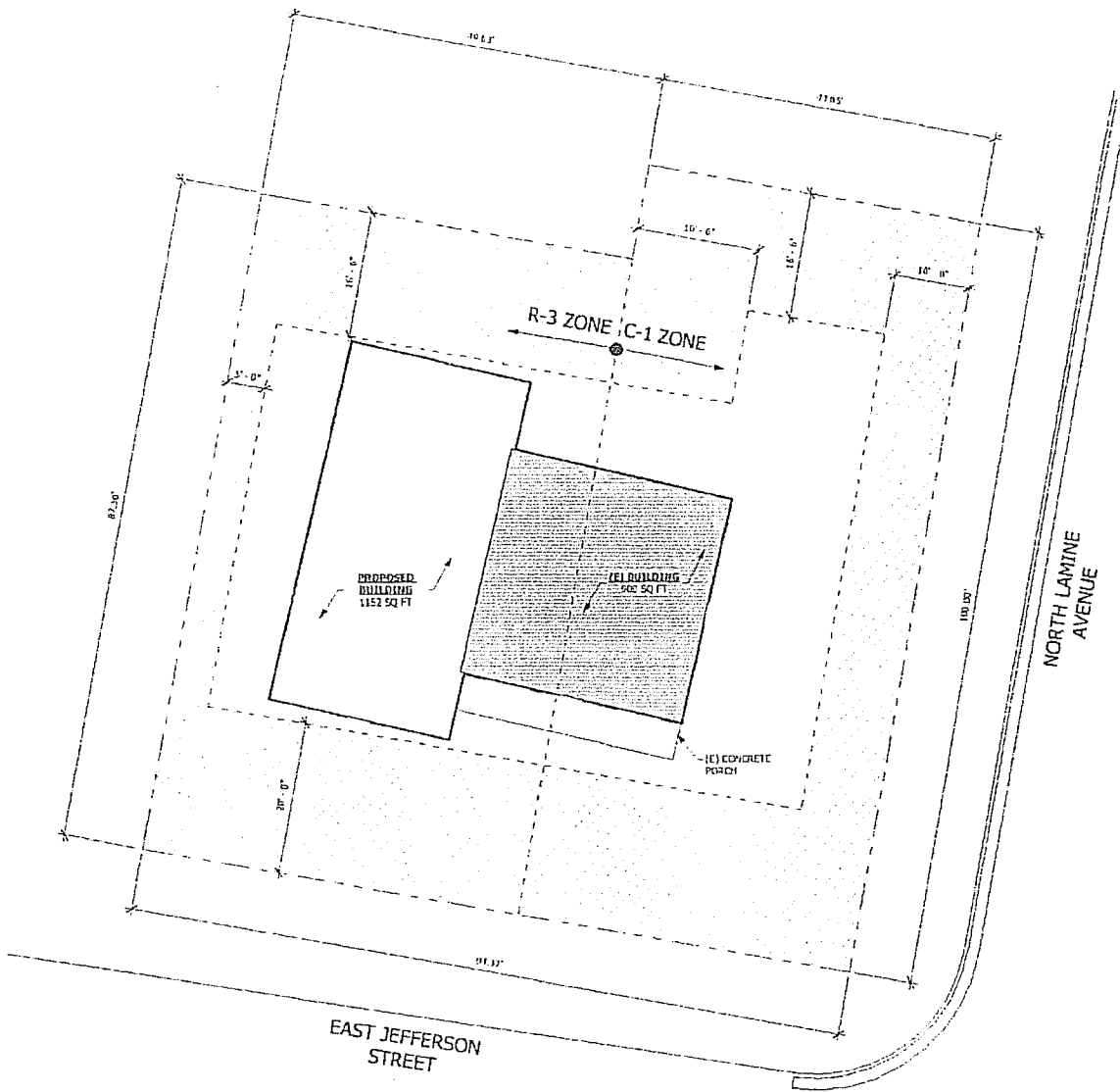
Exhibit 1: Zoning in and around property.



Exhibit 2: Zoning in and around property.



Exhibit 3: Prospective site plan with future addition.



BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEDALIA, MISSOURI, APPROVING AND ANNEXING AN UNINCORPORATED AREA OWNED BY STATE OF MISSOURI, DEPARTMENT OF AGRICULTURE BY AND THROUGH THE STATE FAIR COMMISSION INTO THE CITY OF SEDALIA, MISSOURI, ADJACENT AND CONTIGUOUS TO EXISTING CORPORATE LIMITS OF SAID CITY.

WHEREAS, it is reasonable and necessary to the proper development of the City of Sedalia, Missouri, and stating that the City of Sedalia, Missouri, has the ability to furnish normal municipal services to said area within a reasonable amount of time after annexation becomes effective; and

WHEREAS, on April 3, 2023, a petition was submitted to the City Council of Sedalia, Missouri, under the provisions of Section 71.012 RSMo. whereby described State of Missouri, Department of Agriculture by and through the State Fair Commission desires to have said real estate annexed into the corporate limits of the City of Sedalia, Missouri; and

WHEREAS, the City Council of the City of Sedalia, Missouri, held a public hearing on the 1st day of May, 2023, after having first given public notice of said public hearing by publication on April 24, 2023, in *The Sedalia Democrat*; and

WHEREAS, after considering and studying said request for annexation to the City of Sedalia, Missouri, and hearing evidence thereon, the City Council of the City of Sedalia, Missouri, does declare that said annexation is necessary for the reasonable and proper development of the City of Sedalia, Missouri, and that the City of Sedalia has the ability to furnish normal municipal services to said area within reasonable time after said annexation becomes effective and said area is contiguous to the existing corporate limits of the City of Sedalia, Missouri; and

WHEREAS, no written objections to said proposed annexation have been filed with the governing body of the City of Sedalia within fourteen (14) days after said public hearing.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. That under the provisions of Section 71.012 RSMo. the City Council of the City of Sedalia, Missouri, hereby declares that annexation of the land hereinafter described be and is necessary for the reasonable and proper development of the City of Sedalia, Missouri; that the City of Sedalia has the ability to furnish normal municipal service to said area within reasonable time after said annexation becomes effective; that said area is contiguous to the existing corporate limits of the City of Sedalia, Missouri; and should be a part of said City; said tract being a part of Pettis County, Missouri, is more particularly described on Exhibit A attached hereto.

Section 2. The entire tract shall be zoned C-3 Commercial. The legal description is more particularly described on Exhibit A attached hereto.

Section 3. The City Clerk is hereby ordered and directed to cause three certified copies of this ordinance to be filed with the Office of County Clerk of Pettis County, Missouri, and placed on record with the Pettis County Recorder of Deeds.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

EXHIBIT A

TRACT 1:

TRACT B DESCRIPTION:

A FRACTIONAL PART OF THE NORTH HALF, A FRACTIONAL PART OF THE SOUTHWEST QUARTER AND A FRACTIONAL PART OF THE WEST HALF OF THE SOUTHEAST QUARTER ALL IN SECTION 7, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE 5TH P.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 7; THENCE N03°30'50"E, 70.95 FEET ALONG THE WEST LINE OF SAID SECTION 7; THENCE LEAVING SAID WEST LINE S86°52'06"E, 3495.79 FEET; THENCE S03°13'42"W, 65.38 FEET; THENCE S86°41'30"E, 472.35 FEET TO THE EAST LINE OF SAID WEST HALF OF THE SOUTHEAST QUARTER; THENCE WITH SAID EAST LINE S02°07'44"W, 1488.16 FEET TO THE NOTHERLY LINE OF PETTIS COUNTY DEED BOOK 518, PAGE 219; THENCE ALONG SAID NOTHERLY LINE THE FOLLOWING COURSES AND DISTANCES: S77°11'44"W, 1913.15 FEET; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 2914.93 FEET, AN ARC LENGTH OF 1325.30 FEET, A CHORD THAT BEARS S64°10'14"W, 1313.91 FEET; THENCE S51°08'44"W, 27.10 FEET TO THE SOUTH LINE OF SAID SECTION 7; THENCE WITH SAID SOUTH LINE N86°59'23"W, 1003.10 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 7; THENCE ALONG THE WEST LINE OF SECTION 7 N03°35'40"E, 105.58 FEET; THENCE WITH SAME N03°30'50"E, 2560.06 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED TRACT CONTAINS 201.00 ACRES, MORE OR LESS, PER PLAT OF SURVEY 750-27609, DATED JULY 25, 2022, BY MISSOURI DEPARTMENT OF AGRICULTURE – LAND SURVEY PROGRAM.

TRACT 2:

N/F MISSOURI DEPARTMENT OF AGRICULTURE
BOOK 90, PAGE 225:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION NUMBER SEVEN (7) AND THAT PART OF THE WEST HALF OF THE WEST HALF OF THE SOUTH-WEST QUARTER OF SECTION NUMBER EIGHT (8), ALL LYING NORTH OF THE RIGHT-OF-WAY OF THE MISSOURI, KANSAS, AND TEXAS RAILROAD, IN TOWNSHIP NUMBER FORTY-FIVE (45) NORTH OF RANGE NUMBER TWENTY-ONE (21) WEST OF THE FIFTH PRINCIPAL MERIDIAN IN THE COUNTY OF PETTIS, STATE OF MISSOURI.

Exhibit A

Legal Descriptions

Tract 1:

Tract B Description:

A fractional part of the North Half, a fractional part of the Southwest Quarter and a fractional part of the West Half of the Southeast Quarter all in Section 7, Township 45 North, Range 21 West of the 5th P.M., described as follows: Beginning at the West Quarter Corner of said Section 7; thence N03°30'50"E, 70.95 feet along the West line of said Section 7; thence leaving said West line S86°52'06"E, 3495.79 feet; thence S03°13'42"W, 65.38 feet; thence S86°41'30"E, 472.35 feet to the East line of said West half of the Southeast Quarter; thence with said East line S02°07'44"W, 1488.16 feet to the Northerly line of Pettis County Deed Book 518, Page 219; thence along said Northerly line the following courses and distances: S77°11'44"W, 1913.15 feet; thence along a curve to the left with a radius of 2914.93 feet, an arc length of 1325.30 feet, a chord that bears S64°10'14"W, 1313.91 feet; thence S51°08'44"W, 27.10 feet to the South line of said Section 7; thence with said South line N86°59'23"W, 1003.10 feet to the Southwest corner of said Section 7; thence along the West line of Section 7 N03°35'40"E, 105.58 feet; thence with same N03°30'50"E, 2560.06 feet to the point of beginning. The above described tract contains 201.00 acres, more or less, per plat of survey 750-27609, dated July 25, 2022, by Missouri Department of Agriculture - Land Survey Program.

Tract 2:

N/F Missouri Department of Agriculture
Book 90, Page 225

That part of the East Half of the Southeast Quarter of Section number Seven (7) and that part of the West Half of the West Half of the Southwest Quarter of Section Number Eight (8), all lying North of the Right-of-way of the Missouri, Kansas, and Texas Railroad, in Township Number Forty-five (45) North of Range Number Twenty One (21) West of the Fifth Principal Meridian in the County of Pettis, State of Missouri.

Exhibit B Maps



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State of Illinois Department of Agriculture Bureau of Land Survey Office of the Surveyor General Springfield, Illinois	State of Illinois Department of Agriculture Bureau of Land Survey Office of the Surveyor General Springfield, Illinois	State of Illinois Department of Agriculture Bureau of Land Survey Office of the Surveyor General Springfield, Illinois	State of Illinois Department of Agriculture Bureau of Land Survey Office of the Surveyor General Springfield, Illinois

PETITION FOR ANNEXATION

COMES NOW: State of Missouri, Department of Agriculture by and through the State Fair Commission, doing business in Sedalia, Pettis County, Missouri, hereinafter called "Petitioner", and being first duly sworn on its oath, states the following, to wit:

- 1. That Petitioner is the owner of all fee interests of record in the tracts of land described on Exhibit A, shown on Exhibit B and attached hereto and made a part hereof as though set out herein verbatim, and which is contiguous and compact to the existing city limits of the City of Sedalia, Missouri.
2. Petitioner requests that said property be annexed into the City of Sedalia, Missouri, and further requests that the following tract of land described in Exhibit A be zoned C-3 Commercial.
3. That Petitioner is authorized to present this verified petition to the City Council of Sedalia, Missouri.

By: [Handwritten Signature]

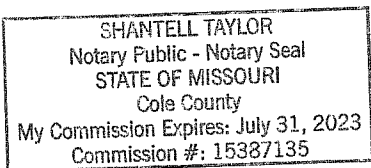
Name: Mark Wolfe

Title: Missouri State Fair Director

State of Missouri)
) SS
County of Pettis)

On this 3rd day of April, 2023, before me personally appeared Mark Wolfe to me personally known, who being duly sworn, did say that he is authorized, and that the foregoing instrument was signed and sealed on behalf of Missouri State Fair Commission.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Sedalia, Missouri, the day and year first written above.



[Handwritten Signature]
Notary Public

(SEAL)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEDALIA, MISSOURI, APPROVING AND ANNEXING AN UNINCORPORATED AREA OWNED BY E.W. THOMPSON, INC. INTO THE CITY OF SEDALIA, MISSOURI, ADJACENT AND CONTIGUOUS TO EXISTING CORPORATE LIMITS OF SAID CITY.

WHEREAS, it is reasonable and necessary to the proper development of the City of Sedalia, Missouri, and stating that the City of Sedalia, Missouri, has the ability to furnish normal municipal services to said area within a reasonable amount of time after annexation becomes effective; and

WHEREAS, on April 6, 2023, a petition was submitted to the City Council of Sedalia, Missouri, under the provisions of Section 71.012 RSMo. whereby E.W. Thompson, Inc. hereinafter described desires to have said real estate annexed into the corporate limits of the City of Sedalia, Missouri; and

WHEREAS, the City Council of the City of Sedalia, Missouri, held a public hearing on the 1st day of May, 2023, after having first given public notice of said public hearing by publication on April 24, 2023, in *The Sedalia Democrat*; and

WHEREAS, after considering and studying said request for annexation to the City of Sedalia, Missouri, and hearing evidence thereon, the City Council of the City of Sedalia, Missouri, does declare that said annexation is necessary for the reasonable and proper development of the City of Sedalia, Missouri, and that the City of Sedalia has the ability to furnish normal municipal services to said area within reasonable time after said annexation becomes effective and said area is contiguous to the existing corporate limits of the City of Sedalia, Missouri; and

WHEREAS, no written objections to said proposed annexation have been filed with the governing body of the City of Sedalia within fourteen (14) days after said public hearing.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. That under the provisions of Section 71.012 RSMo. the City Council of the City of Sedalia, Missouri, hereby declares that annexation of the land hereinafter described be and is necessary for the reasonable and proper development of the City of Sedalia, Missouri; that the City of Sedalia has the ability to furnish normal municipal service to said area within reasonable time after said annexation becomes effective; that said area is contiguous to the existing corporate limits of the City of Sedalia, Missouri; and should be a part of said City; said tract being a part of Pettis County, Missouri, is more particularly described on Exhibit A attached hereto.

Section 2. The entire tract shall be zoned C-3 Commercial. The legal description is more particularly described on Exhibit A attached hereto.

Section 3. The City Clerk is hereby ordered and directed to cause three certified copies of this ordinance to be filed with the Office of County Clerk of Pettis County, Missouri, and placed on record with the Pettis County Recorder of Deeds.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

EXHIBIT A

0.69 ACRES

BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE NORTH 66°44' WEST, ALONG THE SOUTHERLY LINE OF SAID 10TH STREET IF EXTENDED WEST, 300.0 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 66°44' WEST ALONG SAID SOUTHERLY LINE EXTENSION, 150.0 FEET; THENCE SOUTH 23°16' WEST, 200.0 FEET; THENCE SOUTH 66°44' EAST, 150.0 FEET; THENCE NORTH 23°16' EAST, 200.00 FEET TO THE POINT OF BEGINNING. BEING LOCATED IN A PART OF THE SOUTHWEST QUARTER OF SECTION 6 IN TOWNSHIP 45 NORTH OF RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI.

15' UTILITY EASEMENT

A 15.0 FOOT UTILITY EASEMENT LYING 7.5 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE SOUTH 23°16' WEST, ALONG SAID WESTERLY LINE, 7.5 FEET TO THE POINT OF BEGINNING; THENCE NORTH 66°44' WEST, 450.0 FEET TO THE TERMINATION OF SAID EASEMENT.

PETITION FOR ANNEXATION

COMES NOW, Dianne Simon, Vice President of E. W. Thompson, Inc., a Missouri corporation, doing business in Sedalia, Pettis County, Missouri, hereinafter called "Petitioner", and being first duly sworn on her oath, states the following, to-wit:

- 1. That E. W. Thompson, Inc. is the owner of all fee interests of record in the tract of land described on Exhibit A and attached hereto and made a part hereof as though set out herein verbatim, and which is contiguous and compact to the existing city limits of the City of Sedalia, Missouri.
2. Petitioner states that the property will be developed with an Edward Jones office, and requests that said property be annexed into the City of Sedalia, Missouri, and further requests that the property be zoned C-3.
3. That Petitioner is authorized to present this verified petition to the City Council of Sedalia, Missouri.

E. W. Thompson, Inc.

By [Handwritten Signature]
Dianne M. Simon, Vice President

STATE OF MISSOURI)
) ss.
COUNTY OF PETTIS)

On this 6th day of April, 2023, before me personally appeared Dianne M. Simon, to me personally known, who being duly sworn, did say that she is Vice President of E. W. Thompson, Inc., a Missouri corporation, and that the foregoing instrument was signed and sealed in behalf of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Sedalia, Missouri, the day and year first above written.

[Handwritten Signature]
Notary Public

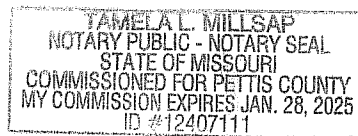


Exhibit A

CERTIFICATE OF SURVEY

DESCRIPTION

0.69 ACRES

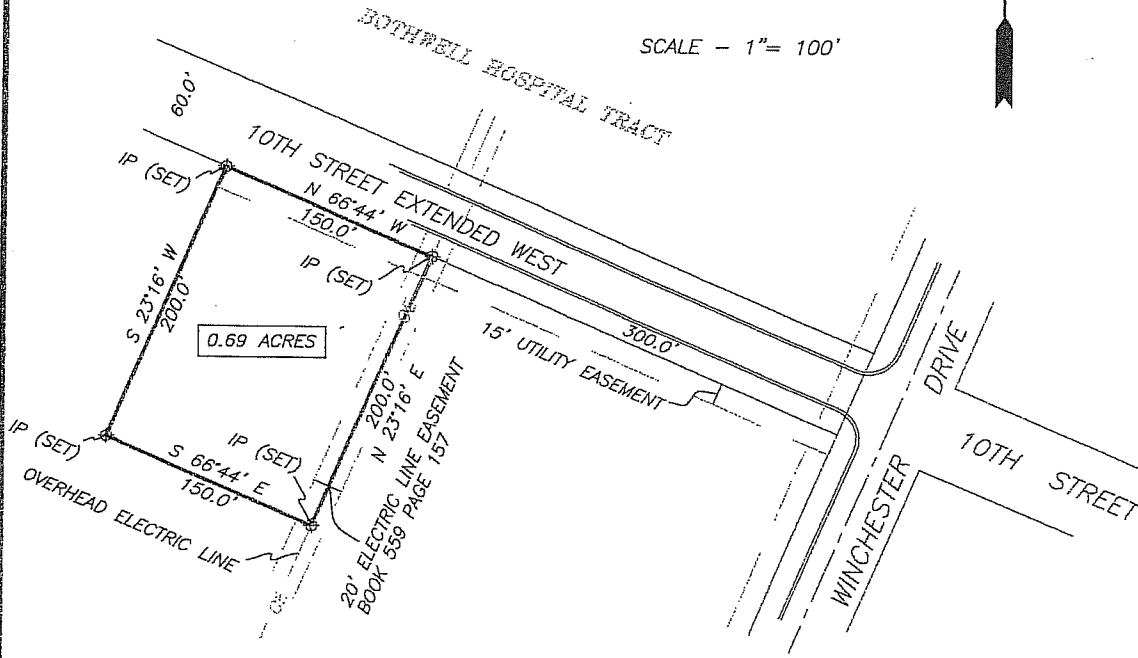
BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE NORTH 66°44' WEST, ALONG THE SOUTHERLY LINE OF SAID 10TH STREET IF EXTENDED WEST, 300.0 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 66°44' WEST ALONG SAID SOUTHERLY LINE EXTENSION, 150.0 FEET; THENCE SOUTH 23°16' WEST, 200.0 FEET; THENCE SOUTH 66°44' EAST, 150.0 FEET; THENCE NORTH 23°16' EAST, 200.0 FEET TO THE POINT OF BEGINNING. BEING LOCATED IN A PART OF THE SOUTHWEST QUARTER OF SECTION 6 IN TOWNSHIP 45 NORTH OF RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI:

-15' UTILITY EASEMENT

A 15.0 FOOT UTILITY EASEMENT LYING 7.5 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF WINCHESTER DRIVE AND THE SOUTHERLY LINE OF 10TH STREET IF EXTENDED WEST IN THE DIRECTION IT NOW RUNS; THENCE SOUTH 23°16' WEST, ALONG SAID WESTERLY LINE, 7.5 FEET TO THE POINT OF BEGINNING; THENCE NORTH 66°44' WEST, 450.0 FEET TO THE TERMINATION OF SAID EASEMENT.



SCALE - 1" = 100'



FOR:

THOMPSON ESTATE
SEDALIA, MO.

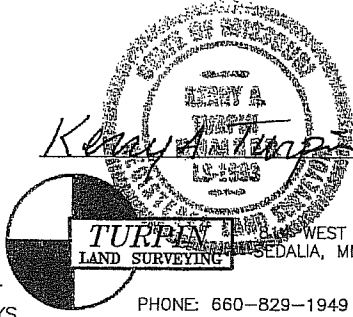
NOTES

BASED ON GRAPHIC DETERMINATION ONLY
THE PROPERTY SURVEYED HEREIN DOES NOT
LIE WITHIN A FLOOD HAZARD AREA.
SUBURBAN PROPERTY

CERTIFICATION

THIS SURVEY WAS PREPARED FOR THE PARTIES WHOSE NAMES APPEAR ON THIS PLAT AND SHALL NOT BE TRANSFERRED TO ANY OTHER PARTIES OTHER THAN THOSE HAVING A DIRECT INTEREST IN THIS SURVEY AS OF THE DATE AS IT APPEARS ON THIS PLAT. THIS SURVEY WAS MADE IN ACCORDANCE WITH THE CURRENT MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS BY THE MISSOURI DEPARTMENT OF NATURAL RESOURCES DIVISION OF GEOLOGY AND LAND SURVEY.

Koray A. Turpen 6-4-04



TURPEN & ASSOCIATES
LAND SURVEYING
1013 WEST 16TH STREET
SEDALIA, MISSOURI 65301

PHONE: 660-829-1949 FAX: 660-829-1866

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AN AGREEMENT FOR AN ARCHITECTURAL SURVEY AND INVENTORY OF BUILDINGS AND STRUCTURES IN THE WEST CENTRAL RESIDENTIAL AREA IN THE CITY OF SEDALIA, MISSOURI.

WHEREAS, the City of Sedalia, Missouri issued a Request for Qualifications for professional surveying services pursuant to state law and had three bidders, as follows:

- Chalfant Historical Consulting
- Owens & Eastlake Ltd.
- Homegrown Studio; and

WHEREAS, The City of Sedalia, Missouri has received a proposal to enter into an agreement with Rhonda Chalfant, PhD., for an architectural survey and inventory of buildings and structures in the West Central Residential Area in the City of Sedalia, Missouri; and

WHEREAS, the City of Sedalia, Missouri and Rhonda Chalfant, PhD., desire to enter into an agreement for an amount not to exceed Forty-Nine Thousand Nine Hundred Ninety Dollars (\$49,990.00) for services directly related to an architectural survey and inventory of buildings and structures in the West Central Residential Area as more fully described in the proposal attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. The Council of the City of Sedalia, Missouri hereby authorizes the agreement by and between the City of Sedalia, Missouri and Rhonda Chalfant, PhD., in substantively the same form and content as the agreement has been proposed.

Section 2. The City Administrator is authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the agreement in substantively the same form and content as the agreement has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the agreement after it has been executed by the parties or their duly authorized representatives.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

CITY OF SEDALIA
CONTRACT FOR PROFESSIONAL SERVICES

THIS CONTRACT, made and entered into the date last executed by a party as indicated below, by and between the City of Sedalia, a municipal corporation of the State of Missouri, hereinafter referred to as "City," and Rhonda Chalfant, Ph.D., hereinafter referred to as "Contractor."

WITNESSETH:

THAT WHEREAS, the City desires to engage the Contractor to render certain services to conduct a reconnaissance level architectural study of the buildings and structures of the West Central Sedalia Residential Area, hereinafter described in Exhibit A.

WHEREAS, Contractor has made certain representations and statements to the City with respect to the provision of such services and the City has accepted said proposal to enter into a contract with the Contractor for the performance of services by the Contractor.

NOW THEREFORE, for the considerations herein expressed, it is agreed by and between the City and the Contractor as follows:

1. Scope of Services.

Contractor agrees to provide all supervision, labor, tools, equipment, materials, and supplies to conduct a reconnaissance level architectural study of the West Central Sedalia Residential Area, as set forth in Exhibit A. In the event of a conflict between this agreement and any attached exhibits, the provisions of this agreement shall govern and prevail.

2. Payment.

The City hereby agrees to pay Contractor for the work done pursuant to this contract as set forth in this Section upon acceptance of said work by an Agent of the City of Sedalia, and in accordance with the rates and /or amounts stated in the bid of Contractor dated March 22, 2023, hereinafter described in Exhibit B. No partial payment to Contractor shall operate as approval or acceptance of work done or materials furnished hereunder. No change in compensation shall be made unless there is a substantial and significant difference between the work originally contemplated by this agreement and the work actually required. The total amount for services rendered under this contract shall not exceed Forty-Nine Thousand, Nine Hundred and Ninety Dollars and Zero Cents (\$49,990.00) total. The Contractor shall be paid every three months on the 15th of each month, beginning August 15, 2023. Final payment on May 15, 2024 will be due following completion and acceptance of the final survey report by the HPF Grant Manager.

3. Term.

This contract shall commence on the date last executed by a party as indicated below. The Contractor shall complete a reconnaissance level architectural study of the West Central Sedalia Residential Area, as set forth in Exhibit A, by May 1, 2024.

4. Additional Services.

The City may add to Contractor services or delete therefrom activities of a similar nature to those set forth in Exhibit A and the Request for Proposals, provided that the total cost of such work does not exceed the total cost allowance as specified in paragraph 2 hereof. The Contractor shall undertake such changed activities only upon the direction of the City. All such directives and changes shall be in written form and approved by the City and shall be accepted and countersigned by the Contractor or its agreed representatives.

5. Personnel to be Provided.

The Contractor represents that Contractor has or will secure at its expense all personnel required to perform the services called for under this contract by the Contractor. Such personnel shall not be employees of or have any contractual relationship with the City except as employees of the Contractor. All of the services required hereunder will be performed by the Contractor or under the Contractor's direct supervision and all personnel engaged in the work shall be fully qualified and shall be authorized under state and local law to perform such services. None of the work or services covered by this contract shall be subcontracted without the written approval of the City.

6. Contractor's Responsibility for Subcontractors.

It is further agreed that Contractor shall be as fully responsible to the City for the acts and omissions of its subcontractors, and of persons either directly or indirectly employed by them, as Contractor is responsible for the acts and omissions of persons it directly employs. Contractor shall cause appropriate provisions to be inserted in all subcontracts relating to this work, to bind all subcontractors to Contractor by all the terms herein set forth, insofar as applicable to the work of subcontractors and to give Contractor the same power regarding termination of any subcontract as the City may exercise over Contractor under any provisions of this contract. Nothing contained in this contract shall create any contractual relations between any subcontractor and the City or between any subcontractors.

7. Independent Contractor.

The Contractor is an independent contractor, and nothing herein shall constitute or designate the Contractor or any of its employees as agents or employees of the City.

8. Benefits Not Available.

The Contractor shall not be entitled to any of the benefits established for the employees of the City and shall not be covered by the Workmen's Compensation Program of the City.

9. Nondiscrimination.

The Contractor agrees in the performance of the contract not to discriminate on the grounds or because of race, creed, color, national origin or ancestry, sex, religion, handicap, age, or political affiliation against any employee of Contractor or applicant for employment and shall include a similar provision in all subcontracts let or awarded hereunder.

10. Illegal Immigration.

Prior to commencement of the work:

- a. Contractor shall, by sworn affidavit and provision of documentation, affirm its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services.
- b. Contractor shall sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services.
- c. If Contractor is a sole proprietorship, partnership, or limited partnership, Contractor shall provide proof of citizenship or lawful presence of the owner.

11. Notice to Proceed.

The services of the Contractor shall commence upon execution of this Agreement, and shall be undertaken and completed in accordance with the schedule contained in Exhibit A.

12. Termination.

If, through any cause, the Contractor shall fail to fulfill in timely and proper manner its obligations under this contract, or if the Contractor shall violate any of the covenants, agreements, or stipulations of this contract, the City shall thereupon have the right to terminate this contract by giving written notice to the Contractor of such termination and specifying the effective date thereof, at least five (5) days before the effective date of such termination, provided that Contractor shall be entitled to payment for all work completed by Contractor through the date of termination. The City reserves the right to terminate this contract for convenience or without cause by giving written notice to the Contractor of such termination and specifying the effective date thereof, at least fourteen (14) days before the effective date of such termination, without prejudice to any other rights or remedies of the City, provided that Contractor shall be entitled to payment for all work completed by Contractor through the date of termination. In either such event all finished or unfinished documents, data, studies, surveys, drawings, maps, models, photographs, and reports or other materials prepared by the Contractor under this contract shall, at the option of the City, become its property, and the compensation for any satisfactory work completed on such documents and other materials shall be determined. Notwithstanding the above, the Contractor shall not be relieved of liability to the City for damages sustained by the City by virtue of any such breach of contract by the Contractor.

13. Waiver of Breach.

Failure to insist upon strict compliance with any of the terms covenants or conditions herein shall not be deemed a waiver of any such terms, covenants, or conditions, nor shall any failure at one or more times be deemed a waiver or relinquishment at any other time or times by any right under the terms, covenants, or conditions herein.

14. Authorship and Enforcement.

Parties agree that the production of this document was the joint effort of both parties and that the contract should not be construed as having been drafted by either party. In the event that the City successfully enforces the terms of this contract through litigation, the City shall be entitled to receive, in addition to any other relief, its reasonable attorney's fees, expenses and costs.

15. Severability.

If any section, subsection, sentence, or clause of this contract shall be adjudged illegal, invalid, or unenforceable, such illegality, invalidity, or unenforceability shall not affect the legality, validity, or enforceability of the contract as a whole, or of any section, subsection, sentence, clause, attachment, or exhibit not so adjudged.

16. Assignment.

The Contractor shall not assign any interest in this contract and shall not transfer any interest in the same (whether by assignment or novation), without prior written consent of the City thereto. Any such assignment is expressly subject to all rights and remedies of the City under this agreement, including the right to change or delete activities from the contract or to terminate the same as provided here in, and no such assignment shall require the City to give any notice to any such assignee of any actions which the City may take under this agreement, though City will attempt to so notify any such assignee.

17. Existing Data.

All information, data, and reports as are existing, available, and necessary for the carrying out of the work, shall be furnished to the Contractor without charge by the City, and the City shall cooperate with the Contractor in every reasonable way in carrying out the scope of services. The Contractor shall not be liable for the accuracy of the information furnished by the City.

18. Indemnity.

To the fullest extent permitted by law, the Contractor will defend, indemnify, and hold harmless the City, its elected and appointed officials, employees, and agents from and against any and all claims, damages, losses, and expenses including attorneys' fees arising out of or resulting from the performance of the work, provided that any such claim, damage, loss or expense: (1) is attributable to bodily injury, sickness, disease, or death, or to injury to or destruction of tangible property (other than the work itself) including the loss of use resulting therefrom; and (2) is caused in whole or in part by any negligent act or omission of contractor, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. Such obligation shall not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist under law as to any party or person described in this paragraph.

19. Insurance.

Contractor shall provide, at its sole expense, and maintain during the term of this agreement commercial general liability insurance with a reputable, qualified, and financially sound company licensed to do business in the State of Missouri, and unless otherwise approved by the City, with a rating of not less than "A," that shall protect the Contractor, the City, and the City's officials, officers, and employees from claims which may arise from operations under this agreement, whether such operations are by the Contractor, its officers, directors, employees and agents, or any subcontractors of Contractor. This liability insurance shall include, but shall not be limited to, protection against claims arising from bodily and personal injury and damage to property, resulting from all Contractor operations, products, services or use of automobiles, or construction equipment at a limit of \$500,000 Each Occurrence,

\$3,000,000 Annual Aggregate; provided that nothing herein shall be deemed a waiver of the City's sovereign immunity. An endorsement shall be provided which states that the City is named as an additional insured and stating that the policy shall not be cancelled or materially modified so as to be out of compliance with the requirements of this section, or not renewed without 30 days advance written notice of such event being given to the City.

20. Documents.

Reproducible copies of tracings and maps prepared or obtained under the terms of this contract shall be delivered upon request to and become the property of the City upon termination or completion of work. Copies of basic survey notes and sketches, charts, computations, and other data prepared or obtained under this contract shall be made available, upon request, to the City without restrictions or limitations on their use. When such copies are requested, the City agrees to pay the Contractor its costs of copying and delivering same.

21. Books and Records.

The Contractor and all subcontractors shall maintain all books, documents, papers, accounting records, and other evidence pertaining to costs incurred in connection with this contract and shall make such materials available at their respective offices at all reasonable times during the contract and for a period of three (3) years following completion of the contract.

22. Nonsolicitation.

The Contractor warrants that they have not employed or retained any company or person, other than a bona fide employee working solely for the Contractor, to solicit or secure this contract, and that they have not paid or agreed to pay any company or person, other than a bona fide employee working solely for the Contractor, any fee, commission, percentage, brokerage fee, gifts, or any other consideration, contingent upon or resulting from the award or making of this contract. For breach or violation of this warranty, the City shall have the right to annul this contract without liability, or, in its discretion, to deduct from the contract price or consideration, or otherwise recover the full amount of such fee, commission, percentage, brokerage fee, gifts, or contingent fee.

23. Delays.

Parties agree that the Contractor shall not be liable for delays resulting from causes beyond the reasonable control of the Contractor; that the Contractor has made no warranties, expressed, or implied, which are not expressly set forth in this contract; and that under no circumstances will the Contractor be liable for indirect or consequential damages.

24. Amendments.

This contract may not be modified, changed, or altered by any oral promise or statement by whosoever made; nor shall any modification of it be binding upon the City until such written modification shall have been approved in writing by an authorized officer of the City. Contractor acknowledges that the City may not be responsible for paying for changes or modifications that were not properly authorized.

25. Governing Law.

The contract shall be governed by the laws of the State of Missouri. The courts of the State of Missouri shall have jurisdiction over any dispute which arises under this contract, and each of the parties shall submit and hereby consent to such courts' exercise of jurisdiction. In any

successful action by the City to enforce this contract. the City shall be entitled to recover its attorney's fees and expenses incurred in such action.

26. Federal Funds to be Used.

The City of Sedalia is a recipient of federal grant funds. Therefore, the grant requirements in Exhibit C shall be fully considered in preparing responses and performing work under any resulting award.

27. Notices.

All notices required or permitted herein under and required to be in writing may be given by first class mail addressed to the following addresses. The date and delivery of any notice shall be the date falling on the second full day after the day of its mailing.

If to the City:
City of Sedalia
Administration
200 South Osage Avenue
Sedalia, Missouri 65301

If to the Contractor:
Rhonda Chalfant, Ph.D.
619 West 32nd Street
Sedalia, Missouri 65301

CITY OF SEDALIA, MISSOURI
Kelvin Shaw, Administrator

RHONDA CHALFANT, Ph.D.

Date: _____

Date: _____

ATTEST:

ATTEST:

City Clerk

Title

Attachment A

Amended – West Central Sedalia Reconnaissance



Chalfant Historical Consulting

Rhonda Chalfant, Ph.D.

619 West 32nd Street

Sedalia, Mo 65301

660-826-5592

Mr. John Simmons
Community Development Director
City of Sedalia Municipal Building
200 South Osage
Sedalia, MO 65301

Re: Proposal for Reconnaissance Level Architectural Survey of Mid-Central Residential District

Dear Mr. Simmons:

I am pleased to present a proposal for completion of the Reconnaissance Level Architectural Survey of the Mid-Central Residential District of Sedalia.

QUALIFICATIONS: I meet the Department of the Interior's Standards (36 CFR Part 61) in both history and architectural history. My academic credentials are explained on the resume included with this proposal.

I have performed a survey in Excelsior Springs, a nomination of a district in Excelsior Springs, a boundary increase and two amendments to the Downtown Commercial Historic District in Sedalia; National Register Nominations for two schools, an opera house, two churches, a plantation, a large farmstead, several houses, apartment houses, a veterinarian's office, and building used a brothel; and recordations of many historic properties slated for demolition including several houses, a large farmstead, two bridges, two water towers, several business buildings, and am currently finishing a recordation of another bridge. These are more full detailed on the resume.

I am a single proprietor, female-owned business with no employees. While I am slightly disabled by Parkinson's disease and arthritis, I have a driver who can take me where I need to go to observe and photograph the sites within the survey; she is also able to take me to libraries and other places of research.

I have lived in Sedalia for over forty years; my mother grew up in Sedalia, and I have fond childhood memories of visiting my grandparents here in Sedalia.

I am well versed in Sedalia history, and have written or co-written five books about Sedalia, as well as a Doctoral Dissertation and Master's Thesis at University of Missouri about aspects of Sedalia history. I

have presented papers or programs about Sedalia history at the Pettis County Historical Society, at the Missouri Conference on History, at the Scott Joplin Ragtime Festival, and at the Conference on College Composition and Communication. I have edited and/or written brochures for use by the Chamber of Commerce to promote historic tourism. Since 1991, I have written a weekly column about Sedalia history for the *Sedalia Democrat*. I have been active in the Pettis County Historical Society for many years. These activities are more fully detailed on the resume provided with this proposal.

References who can testify to my knowledge of Sedalia and knowledge of the National Register and ability with National Register Projects include:

- Riley Price, Missouri Alliance for Historic Preservation
319 North 4th Street, Suite 850, St. Louis, MO 63102
314-668-5959
- John Simmons, City of Sedalia Community Development
Municipal Building, 200 South Osage, Sedalia, MO 65301
660-827-3000, ext. 1115
- Melinda Mehaffy, Economic Development Director
201 East Broadway, Excelsior Springs, MO 64024
816-630-0752
- Jennifer Schmidt, City Clerk, Tipton Missouri
City Hall, Tipton, Missouri 65081
660-433-2323
- Marty Graves, President of the Heard Memorial Club House Board
1901 South Moniteau, Sedalia, MO 65301
660-473-0139

References who can testify to my knowledge of Sedalia history include:

- William Claycomb, Board of Directors member, Pettis County Historical Society,
17260 Claycomb Rd., Hughesville, MO 65334
660-826-3631
- Carla Humphreys, President, Pettis County Historical Society
806 Manor Court, Sedalia, MO 65301
660-619-2336

REQUIREMENTS AND METHODOLOGY: This section of the proposal explains the requirements for the finished product and the methodology I would use in meeting each requirement.

REQUIREMENTS AND METHODOLOGY, ITEM A, SCOPE OF WORK: I would begin with a written report explaining what a reconnaissance level survey is and why this survey is being done. I will identify the area included in the survey and dates the survey will be done, and will explain SHPO's prohibitions about not being on private property without permission so the people in the neighborhood will not be startled

by seeing someone taking pictures in their neighborhood. I will include information about how surveys work to create Historic Districts and the economic advantages of having designated Historic Districts. The target audience for this report includes the people of the Mid-Central Residential District as well as those interested in reading the report and learning about the development of residential districts in Sedalia.

At a **public meeting** I would explain the details of what properties the survey will include and the dates it will be done so the public will not be startled by seeing me in their neighborhood taking photographs. I will explain SHPO's demands that a surveyor not be on private property without permission. I will prepare a PowerPoint about surveys and Designated Historic Districts, identifying what surveys are, how surveys work to establish historic districts, and the economic advantages of having designated historic districts, as well as explaining what a Designated Historic District is and what it can and cannot mean for the building owners. This PowerPoint will be presented at the **public meeting**. Since there are usually many questions and misconceptions based on incorrect understandings about surveys, Designated Historic Districts and the National Register, the information I present that should offset any fears about what the survey will involve.

REQUIREMENTS AND METHODOLOGY, ITEM B, SCOPE OF WORK: Using information from a variety of references about Sedalia, I would begin to prepare a **narrative report on Sedalia's geography**, emphasizing its general boundaries, both its natural and built landscape features, a brief summary of its buildings and their integrity, and the number of corresponding resources and their addresses. I would then discuss how the built environment works with or against natural geographic features of the area designated as the Mid-Central Residential District and the proposed Victorian Towers District.

METHODOLOGY, ITEM C, SCOPE OF WORK: I would write a **narrative report about the development of Sedalia** in order to place the information about Sedalia and the Mid-Central Residential Area in the context of Missouri history. This report would include information about the important people in the city's growth and development, how the railroad affected the city's development, the various subdivisions within the Mid-Central Residential Area, the racial and class divisions that marked Sedalia's development, and the economic factors that contributed to Sedalia's growth.

To prepare this report, I would also use Sedalia histories, articles from old Sedalia newspapers, early architectural surveys of Sedalia done by Tom Christopher in 1981 and by Roger Maserang in 1985, the survey and the nomination and amendments to the Sedalia Downtown Commercial Historic District, the City Plan proposed by Hare and Hare City Planners of Kansas City in the 1960s, the Sanborn Insurance Maps, information from the County Recorder's office, and information from the collection on the Pettis County Historical Society. In order to consider the growth and development of the Victorian Towers area, I would consult the same Sedalia histories as well as Maserang's 1985 survey of Sedalia and the survey of the Victorian Towers Area done in 2020.

METHODOLOGY, ITEM D, SCOPE OF WORK: The first step in preparing the survey would be to drive and walk through the area, observing all buildings, parking lots, and vacant lots within the area and

gathering information I need in order so I could **complete the Architectural Inventory Forms** for each place. I would identify the building's type and style as well as other features of the buildings. Photographs of the buildings, parking lots and vacant lots would need to be taken. I strictly follow SHPO's mandate that photographs be taken from the public right-of-way and that I not venture onto private property without permission.

I would then consult Sanborn Maps, Water Department Records, and other resources such as City Directories to try to find buildings' original owner, date of construction, contractor, architect, and other information needed for the forms on the buildings. I would use the same sources to identify the former occupants of vacant lots and parking lots. I would also consult the photograph collection of the Pettis County Historical Society for information any historic photos of the buildings in the district.

Included on the **Architectural Inventory Forms** is a question as to whether the building has already been individually listed on the National Register. I would find the answer to this question on SHPO's website. Another question asks whether a building would or would not contribute to an historic district based on the National Register specifications concerning on a building's type, style, date of construction, and additions or changes made to the building. This would be answered by checking the qualifications for listing on the National Register.

All secondary resources would be documented on the forms.

METHODOLOGY, ITEM E, SCOPE OF WORK: Using the completed survey forms, I would prepare a table of surveyed resources. Using this information, I would then write a narrative report of defining and detailing the architectural types and styles found in the survey area. A map showing all the resources in the Mid-Central Residential Area that includes addresses and contributing or non-contributing status of all properties would need to be prepared. I would review the photographs to be certain they meet the SHPO's requirements for color photographs in JPEG format.

METHODOLOGY, ITEM F, SCOPE OF WORK: After gathering all the information about the survey area, I would suggest future preservation activities, including evaluating and perhaps expanding the appropriate boundaries for the Victorian Towers District, and identifying other potential districts that may exist in the survey area. I would propose historic tourism events such as walking tours of various areas, a bus tour of Sedalia architecture and history, and other events such as the historic Main Street tour and the Public Buildings tour sponsored by the city of Sedalia in 2022 and 2023. It is possible that some of these events could coordinate with the Scott Joplin Festival or with exhibits at the Katy Depot that already bring tourists into Sedalia.

A **second public meeting** will be scheduled near the conclusion of the project to present the findings of the survey and solicit ideas from the public about potential historic tourism events or economic development based on the information presented in the survey.

COST: The bid for this work is \$49,990, which includes all public meetings and the narratives required in the Request for Proposals, such as the survey objectives, the survey methodology, history of the development of the area, a geographical description of the area, reports of each property on forms

required by SHPO, survey reports and architectural analysis in narrative and table form, and recommendations for future preservation activities.

TIME ALLOTTED: I will do my best to complete this project within the time allowed, but suggest that since the Mid-Central Residential Area is so large, the city's historic committee negotiate with the state for an extended time more typical of the time they generally suggest for projects of this magnitude.

LIMITED COPYRIGHT RELEASE: I consent to allowing the city of Sedalia staff to make copies of the material in the survey's narrative reports, provided they use the documentation (footnotes or endnotes identifying source materials) for any borrowed material that I have used in the reports.

Please consider the proposal I have submitted. I hope to be chosen to complete this survey. Thank you.

Sincerely,

Rhonda Chalfant, Ph.D.
Attachments—Resume

**EXHIBIT C
FEDERAL
TERMS**

Byrd Anti-Lobbying Amendment (31 U.S.C. 1352)

Each contractor certifies to the tier above by completing the Certification Regarding Lobbying form, that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of an agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award.

Debarment and Suspension (Executive Orders 12549 and 12689)

A contract award will not be made to parties listed on the government wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines, 2 CFR 180. SAM exclusions contain the names of parties debarred, suspended, or otherwise excluded by agencies as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.

Procurement of Recovered Materials

The contractor must comply with section 6002 of the Solid Waste Disposal Acts as amended by the Resources Conservation and Recovery Act. The requirements of this section include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds \$10,000 or the value of the quantity acquired during the preceding fiscal year exceeded \$10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery; and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.

Memorandum

To: Mayor Andrew Dawson & City Council

From:
John Simmons, Community Development Director

Date: 5/12/2023

Re: West Central Sedalia Residential Area Reconnaissance Survey Recommendation
– Rhonda Chalfant, Consultant

The City of Sedalia received three responses for the advertised project prior to the March 17, 2023 deadline.

Of the responses, the committee recommends the award of the project to Rhonda Chalfant, Ph.D. Rhonda Chalfant was the low bid at \$49,900.00. The next bid came in at \$102,000.00. Dr. Chalfant is also a local historian with extensive knowledge of the built environment of Sedalia.

The state awarded a 50% matching grant that would amount to \$24,950.00 with the city also providing staff resources to achieve the survey of 683 properties.

Staff has worked with Lauber Municipal and Rhonda Chalfant to create the contract based on the contract example sent by the Department of Natural Resources, State Historic Preservation Office.

This contract is significantly below the budgeted amount of \$50,000.00 and decreases the required budget by \$25,050.00.

This recommendation is to award consultant services to Rhonda Chalfant, Ph.D.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A CONSENT LETTER FOR REPLACEMENT OF THE AMTRAK STATION PLATFORM.

WHEREAS, the City of Sedalia, Missouri has received a consent letter regarding improvements and granting access to the Amtrak Station Platform located at West Pacific and North Osage; and

WHEREAS, the City of Sedalia desires to approve the improvement project involving said property to be ADA compliant as more fully described in the letter attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. The Council of the City of Sedalia, Missouri, hereby approves and accepts the consent letter in substantively the same form and content as it has been proposed.

Section 2. The Mayor or City Administrator are authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri, on the agreement in substantively the same form and content as the agreement has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the agreement after it has been executed by the parties or their duly authorized representatives.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk



Via Email

JSimmons@sedalia.com

May 8, 2023

John Simmons
Community Development Director
200 South Osage
Sedalia, Missouri 65301
(660) 827-3000

**RE: Amtrak ADA Stations Program
SED Sedalia, Missouri Rail Station ("Station")**

Dear Mr. Simmons:

National Railroad Passenger Corporation ("Amtrak") is committed to ensuring that rail stations it serves are fully compliant with the Americans with Disabilities Act of 1990 (ADA) and accessible to all passengers. At this point, Amtrak has conducted a property survey and an ADA assessment of all portions of the Station for which Amtrak has some degree of ADA responsibility and has designed the required ADA improvements to be constructed by Amtrak.

The purpose of this letter is two-fold. First, it is to provide the City with design plans for the improvements being made as part of our ADA Stations Program ("Plans"). The Plans have progressed to the 100% (Issued for Bid or "IFB") Submission level of design and are enclosed with this letter for your review, since the improvements impact property owned by the City. The exact timing of the work is not yet known.

Improvements that impact property owned by the City include but are not limited to:

- Connection of platform underdrain piping to inlet in Street
- Portions of concrete sidewalk and sidewalk repairs
- Removal/replacement of fencing and gates owned by the City
- New electrical equipment and tie-in at Panel P-1 located within the City's building
- New electrical enclosure cabinet including new meter, Panel LT, lighting control panel, photocell and underground conduit connection to City's building

The second purpose of this letter is to request that the City: (i) consent to the making of the improvements to the City's property substantially in accordance with the Plans; (ii) agree to provide Amtrak and its contractors access to the City's property at the time the improvements are to be made; (iii) confirm that the City will assume the ongoing responsibility for the maintenance, repair and replacement of the improvements to the City's property; (iv) agree that the City will timely sign any related documentation that may be required for Amtrak and its contractors to complete the project; (v) agree that the City will not remove the improvements for as long as Amtrak uses or intends to use the improvements in providing rail passenger services at the Station, without the prior written consent of Amtrak; and (vi) agree that City will

*Mr. Simmons
City of Sedalia
May 8, 2023
Page 2*

provide Amtrak with continued access to the improvements and will ensure Amtrak's perpetual right to use the improvements for as long as Amtrak provides or intends to provide rail passenger services at the Station.

Your signature below constitutes the City's consent to the improvements substantially in accordance with the Plans and the City's agreement to comply with all of Amtrak's other requests described in the above paragraph.

Please contact the following Amtrak representative if you have any questions or concerns regarding the planned improvements or the project:

Derrick L. James
Director, State Relations and Business Development
National Railroad Passenger Corporation
Chicago Union Station
500 W Jackson Blvd
Chicago, IL 60661
Phone. 312-544-5118; E-mail: jamesde@amtrak.com

The schedule associated with Amtrak's ADA Stations Program is an aggressive one. You can help us complete the design portion of the Station project quickly by having the authorized representative of the City sign and date a copy of this letter and return via email to ellen.pannell@amtrak.com by May 22, 2023.

Thank you in advance for your cooperation. We look forward to working with you on this important initiative.

Sincerely,

Lonnie Murray

Digitally signed by Lonnie
Murray
Date: 2023.05.08 14:59:55
-04'00'

Lonnie A. Murray
*Sr. Director Portfolio Management,
ADA Stations Program*

CONSENT OF OWNER

As the authorized representative of the City, I hereby: (i) consent to the making of the improvements to the City's property substantially in accordance with the Plans; (ii) agree to provide Amtrak and its contractors access to the City's property at the time the improvements are to be made; (iii) confirm that the City will assume the ongoing responsibility for the maintenance, repair and replacement of the improvements to the City's property; (iv) agree that the City will timely sign any related documentation that may be required for Amtrak and its contractors to complete the project; (v) agree that the City will not remove the improvements for as long as Amtrak uses or intends to use the improvements in providing rail passenger services at the Station, without the prior written consent of Amtrak; and (vi) agree that City will provide Amtrak with continued access to the improvements and will ensure Amtrak's perpetual right to use the improvements for as long as Amtrak provides or intends to provide rail passenger services at the Station.

By: _____

Name: _____

Title: _____

Date: _____

cc: G. Rubbo
D. James
I. Cuevas
J. Scarpa

Enclosures:

- Amtrak ADA Stations Program (ADASP), Sedalia, MO (SED), 90% Submission dated 02.16.2023, 63 pages



MEMO

To: Mayor Andrew Dawson and Sedalia City Council
From: John Simmons, Community Development Director
Date: May 10, 2023
Subject: Amtrak Depot Platform Improvements

The Amtrak ADA Stations Program has conducted an ADA assessment of our Amtrak Depot and has designed the required ADA improvements needed at the facility to make the platform compliant with ADA requirements. This is a 100% federally funded program and requires no city funds.

The details of the improvements are provided in the attached letter and consent form.

In summary, the current platform will be demolished and a new platform installed. This new platform will be approximately 100 feet west of the current design to comply with the distance from the roadway requirement. New platform lighting will be installed, with the city retaining the period lighting for use elsewhere in the downtown. New guardrails and fencing will be installed on the north side of the platform. This work will not encroach upon the OATS facility.

Staff recommends the approval of these improvements and consent forms as forwarded by Amtrak. Building department staff will review the plans for compliance to city code and forward any required changes to Amtrak.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEDALIA AMENDING THE CITY CODE REGARDING THE REGULATION OF MARIJUANA MICRO-BUSINESSES.

WHEREAS, Effective December 6th, 2018, the Missouri Constitution was amended by adding Article XIV, Section 1, pertaining to medical marijuana; and

WHEREAS, effective December 8th, 2022, the Missouri Constitution was further amended by adding Article XIV, Section 2, regarding recreational marijuana; and

WHEREAS, it is necessary to amend the ordinances of this City to conform to the provisions of the Constitution with respect to marijuana micro-businesses.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI AS FOLLOWS:

SECTION 1: Chapter 12 of the City Code is hereby amended as follows:

Sec. 12-600(B) Definitions

(17) “Marijuana Dispensary” means either a Medical Marijuana Dispensary or a Comprehensive Marijuana Dispensary or a Micro-Business as those terms are defined in Art. XIV of the constitution.

(18) “Marijuana Facility” shall mean a medical marijuana facility or a comprehensive facility or a micro-business facility as that term is defined by Art. XIV Section 2 of the Constitution.

Sec. 12-610 Marijuana Dispensaries

(D) No person under the age of twenty-one who is not a Qualifying Patient shall be allowed into a comprehensive marijuana dispensary facility. No person under the age of 21 shall be allowed into any micro-business dispensaries. No person under the age of 18 years old shall be allowed into a medical marijuana dispensary. The foregoing notwithstanding, a Qualifying Patient who is too young to enter a medical marijuana dispensary, a comprehensive marijuana dispensary, or a micro-business, may do so if such Qualifying Patient is accompanied by a parent or guardian or such qualifying patient has been emancipated and shows proof of emancipation.

SECTION 2: The provisions of any ordinance or code section in conflict with any provision of this ordinance are hereby repealed to the extent of such conflict.

SECTION 3: This ordinance shall be in full force and effect following final passage and approval.

SECTION 4: The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

Read two times by title, copies of the proposed ordinance having been made available for public inspection in the City Clerk's Office prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AN EXTENSION TO THE AGREEMENT FOR PUBLIC DRINKING WATER FACILITIES AND WASTEWATER FACILITIES PUMP MAINTENANCE, REPAIRS AND ON-CALL EMERGENCY RESPONSE SERVICES.

WHEREAS, the City of Sedalia, Missouri has identified the need to extend an Agreement by and between the City of Sedalia, Missouri and FTC Equipment, LLC for drinking water facilities and wastewater facilities pump maintenance, repairs, and on-call emergency response services; and

WHEREAS, under the proposal, the City of Sedalia, Missouri shall pay FTC Equipment, LLC the sum of One Hundred Sixty-Two Thousand Ninety-Four Dollars and Seventy cents (\$162,094.70) as more fully described in the proposed Agreement attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. The Council of the City of Sedalia, Missouri hereby approves and accepts the Agreement by and between the City of Sedalia, Missouri and FTC Equipment, LLC as the Agreement has been proposed.

Section 2. The City Administrator is authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the Agreement in substantively the same form and content as the Agreement has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the Agreement after it has been executed by the parties or their duly authorized representatives.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed Ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

**CONTRACT EXTENSION #1
BY AND BETWEEN
THE CITY OF SEDALIA, MISSOURI AND
FTC EQUIPMENT, LLC**

This agreement made and entered into this 1st day of May, 2023, by and between the City of Sedalia, Missouri, hereinafter referred to as the "City" and FTC Equipment, hereinafter referred to as the "Contractor" whose principal place of business is located at 5238 Winner Road, Kansas City, MO 64127.


This Extension #1 to the agreement between the City and the Contractor shall consist of (1) the Invitation for Bids (RFPs), and any amendments thereto, (2) the response, as accepted, submitted in response to the RFP, (3) the purchase order and (4) fully executed change orders, if any. In the event of a conflict in language between the documents referenced above, the RFP and amendments thereto shall govern over the Contractor's response and amendments thereto. However, the City reserves the right to clarify any Contractual relationship in writing with the concurrence of the Contractor, and such written clarification shall govern in the case of conflict with the applicable requirements stated in the RFP or the Contractor's response. In all other matters not affected by the written clarification, if any, the RFP shall govern.

Any modification and supplementation of the Contract shall be upon written agreement of the duly authorized representatives of the contracting parties. No provision in the Contract or Extension shall be changed or modified without the execution of a formal amendment to such document, mutually agreed to by the City and the Contractor. This agreement is for one year, beginning on the date of execution by the parties.

Kelvin L. Shaw, City Administrator
City of Sedalia

Authorized Representative
FTC Equipment, LLC

ATTEST:



Arlene Silvey, MPCC
City Clerk

To: Kelvin Shaw
From: Brenda Ardrey
Date: April 12, 2023
Subject: Public Drinking Water Facilities & Wastewater Facilities Pump Maintenance, Repairs, and On-Call Emergency Response Services – Contract Extension #1

The Public Works Department released RFP 2022-12 for the above referenced services on August 20, 2021. FTC Equipment, LLC, 5238 Winner Road, Kansas City, MO 64127 was the sole respondent with one respondent indicating insufficient time for completion of the RFP and the other indicating specifications too tight in relation to the city's equipment. Public Works has worked closely with FTC Equipment over the last seventeen months and found their work to be satisfactory and FTC Equipment LLC has been responsive to emergency and other non-routine calls throughout the period. We are asking for approval of Contract Extension #1 with FTC Equipment, LLC., the City of Sedalia will pay FTC Equipment, LLC, the sum of \$162,094.70 for pump maintenance in Water and Water Pollution Control.

We anticipate with the continuation of this contract which provides for regularly inspecting pumps for leaks, lubrication, drive system wear, noise, tight electrical connections, proper voltage, and amperage and vibration which is crucial for pump longevity, both Water Pollution Control and Water, will see improved plant operations, extended life of the pumps, meet environmental compliance requirements and result in fewer and less expensive replacement of worn parts in pumps.

Per their bid response, FTC is providing cloud-based data allowing for tracking of pump condition, pump curves and operational status; their highly qualified pump technicians are assisting to educate city staff on pump upkeep activities between the contractor's more thorough maintenance/inspections; and will work with Water Pollution Control and Water managers to develop capital improvement budgetary requests. In addition to the scheduled preventative maintenance visits, FTC will also be providing repair services and emergency on-call services at an hourly rate provided in their response inclusive of travel time.

Additionally, the FTC agreement allows for the purchase of parts and materials. We also plan to obtain under this agreement the following pumps which are in the FY 2024 budget:

Sludge pump, motor, gear reducer and variable frequency drive (Central Plant) ¹	\$19,500.00
#2 Return Activated Sludge (RAS) Pump (CP) ²	\$28,759.00
High School Lift Station Pump Flygt 30 hp 4" outlet ³	\$22,370.00
Thompson Meadows South Lift Station Pump Myers 3 hp 4" outlet ³	<u>\$ 4,800.00</u>
Total Replacement Pumps	\$75,429.00

- Note: ¹ Sludge pump under formal bid threshold. Quotes obtained for replacement of #1 Sludge Pump in November, 2021 resulted in FTC being low bidder.
- ² IFB 2022-019 #1 Return Activated Sludge Pump contract awarded to FTC as low bidder with best warranty period. Agreement allows for additional pump purchases under this bid document and purchase allowed under pump maintenance agreement with FTC.
- ³ Under formal bid threshold, purchase as provided under pump maintenance agreement with FTC.

With execution of this extension, the contract allows for three additional one-year extensions of the agreement. Thank you for your consideration of this contract award recommendation.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE ADDING STREET DEPARTMENT ASPHALT MILLING FEES TO THE CITY'S FEE SCHEDULE.

WHEREAS, the City of Sedalia, Missouri has the authority, under existing ordinance and state statutes, to establish certain fees; and

WHEREAS, the City of Sedalia, Missouri has determined that it is appropriate and necessary to offer for sale Asphalt Millings as a byproduct of street repairs to help offset operational costs for the Street Department.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. Appendix A – The City Fee Schedule for the Street Department is hereby amended to add said fees as it appears on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

Exhibit A

Street Department Fee Schedule	
<u>Asphalt Millings:</u>	
Per Cubic Yard.....	\$16.80
Per Ton.....	\$12.00

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE ALLOWING OVERNIGHT CAMPING/PARKING IN LIBERTY PARK FOR THE “BIG BIKERS ACROSS MISSOURI (BAM) ON THE KATY” EVENT ON MONDAY, JUNE 5, 2023.

WHEREAS, the “Big Bikers Across Missouri (BAM) on the Katy Event” will be held on June 5, 2023 in Liberty Park and the participants in said event will require the allowance of overnight camping/parking in Liberty Park.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. The Council of the City of Sedalia, Missouri hereby approves a one-day waiver of its Codebook Section 38-4 and approves the allowance of overnight camping/parking in Liberty Park on June 5, 2023 only for participants in the “Big Bikers Across Missouri (BAM) on the Katy” Event.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection in the City Clerk’s Office prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

**CITY COUNCIL
OF THE CITY OF SEDALIA, MISSOURI**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI,
STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE
THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024.**

WHEREAS, Section 67.010 of the Revised Statutes of Missouri requires each political subdivision of the State of Missouri (“State”) to prepare an annual budget and establishes the requirements for that budget; and

WHEREAS, the City of Sedalia, Missouri (“City”), is a city of the third classification created pursuant to Chapter 77, RSMo, and is a political subdivision of the State of Missouri; and

WHEREAS, the City Council of the City adopted and approved the City’s annual budget for Fiscal Year 2023 in accordance with the requirements of Section 67.010, RSMo, by Ordinance No. 11535 on March 21, 2022, and

WHEREAS, Sections 67.030 and 67.040 authorize and provide a procedure for the City Council to amend the City’s annual budget to increase expenditures in any fund; and

WHEREAS, expenses for City’s operations for Fiscal Year 2024 have been higher than budgeted, but do not exceed revenues plus the City’s unencumbered balance brought forward from previous years; and

WHEREAS, the City Council of the City desire to state the facts and reasons necessitating an amendment to increase certain expenditures in the Fiscal Year 2024 annual budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. Expenditures from the City’s General Fund must be increased by a total of \$45,127.50 above the amount authorized in the adopted annual budget for Fiscal Year 2024. An amendment to increase said budget is necessary for the following facts and reasons:

- A. Final contractual payment for pictometry for GIS.

Section 2. This Resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on May 15, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024
REGARDING PUBLIC WORKS PICTOMETRY**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SEDALIA, MISSOURI** as follows:

Section 1. The 2023-2024 fiscal year budget beginning April 1, 2023 and ending March 31, 2024 is hereby amended to modify certain budgeted line items as they appear on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

Exhibit A
City of Sedalia
FY24 Budget Amendment 5/15/2023 Public Works Pictometry

Account / Description	Current Budget	Change	Amended Budget	Comments
Expenditures / Uses of Funds				
10-10-225-00 Public Works Maintenance Agreements	9,022.00	45,127.50	54,149.50	Pictometry for GIS
Total Expenditure Change		<u>45,127.50</u>		
		<u>(45,127.50)</u>		Net Increase (Decrease) In Projected Fund Balance

To: Kelvin Shaw and Jessica Pyle
From: Brenda Ardrey *BA*
Date: May 9, 2023
Subject: Council Memo
Request for Budget Amendment for Pictometry International Payment

The Public Works Department is requesting a budget amendment to allow for payment of \$45,127.50 to Pictometry International Corp. This is the last year of the contract, shared by the City and Pettis County, which allows for Pictometry International Corp. to have pictometry, for GIS (the City's portion) and Beacon (the County's portion) flown. We are requesting an increase of \$45,127.50 in line item 10-10-225-00.

Thank you for your consideration of this budget amendment request.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 48-49 OF THE CITY'S CODE OF ORDINANCES REGARDING AN ADDITIONAL FEE FOR A 20 YARD CONTAINER RENTAL AND INCORPORATING SAID FEE INTO THE CITY'S FEE SCHEDULE.

WHEREAS, the City of Sedalia, Missouri has determined it is appropriate and necessary to add a fee for the rental of a 20 yard container and to incorporate said fee into the City's fee schedule as follows: \$400.00 to set container and \$300.00 for each additional emptying of container.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. Section 48-49 of the City's Code of Ordinances and the City's Fee Schedule are hereby amended to add a fee for the rental of a 20 yard container as follows: \$400.00 to set container and \$300.00 for each additional emptying of container and said fee is incorporated into the City's fee schedule.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May, 2023.

ATTEST:

Andrew L. Dawson, Mayor

Jason S. Myers
City Clerk

To: Kelvin Shaw
From: Justin Bray 
Date: May 8, 2023
Subject: Request to Add 20 yard Container Rental Fee to Solid Waste Collection Fee Schedule

Public Works is requesting to add a fee to the Solid Waste Collection Fee Schedule for the rental of a 20 yard container. This rental service has not been provided in the past by the City. Public Works contacted Ditzfeld Container and GFL for price comparison. Ditzfeld charges \$320.00 to set the container and for the first 3 tons of garbage and then \$50.00 a ton after. GFL charges \$460.00 to set the container and for the first 3 tons of charge and then \$65.00 a ton after.

Public Works is recommending to add a fee to charge \$400.00 to set a 20 yard container and \$300.00 for each additional emptying of the container.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A PEACE OFFICER GRANT FOR THE SEDALIA POLICE DEPARTMENT.

WHEREAS, the Sedalia Police Department applied for and was awarded a Peace Officer grant from the Missouri Department of Public Safety, Office of Homeland Security, towards the purchase of special response team bullet proof vests; and

WHEREAS, the City of Sedalia, Sedalia Police Department shall receive a grant in an amount up to Nineteen Thousand Six Hundred Twenty-One Dollars (\$19,621.00) from the Missouri Department of Public Safety, Office of Homeland Security for said vests. This grant is a 50/50 match grant up to \$19,621.00.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. The Sedalia Police Department is hereby authorized to accept the grant funding from the Missouri Department of Public Safety, Office of Homeland Security, towards special response team bullet proof vests.

Section 2. The Mayor is authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the Agreement in substantively the same form and content as the Agreement has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the Agreement after it has been executed by the parties or their duly authorized representatives.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers, City Clerk



Missouri Department of Public Safety
 Office of Homeland Security
 Division of Grants
 P.O. Box 749, Jefferson City, MO 65101
 Telephone: 573-526-6125 Fax: 573-526-9012

SUBAWARD AGREEMENT

DATE 04/28/2023	
FEDERAL IDENTIFICATION NUMBER SLFRP4542	OHS CONTROL NUMBER POG117
UEI NUMBER NBRKXF5U79J4	

SUBRECIPIENT NAME Sedalia Police Department		ADDRESS 200 W. 2 nd St.	
CITY Sedalia	State MO	ZIP CODE 65301	
TOTAL AMOUNT OF THE FEDERAL AWARD \$39,242.00		AMOUNT OF FEDERAL FUNDS OBLIGATED BY THIS ACTION \$19,621.00	
TOTAL AMOUNT OF FEDERAL FUNDS OBLIGATED TO THE SUBRECIPIENT \$19,621.00		TOTAL APPROVED COST SHARING OR MATCHING \$19,621.00	
PROJECT PERIOD FROM 12/1/2022	PROJECT PERIOD TO 06/30/2026	FEDERAL AWARD DATE 05/10/2021	
PROJECT TITLE SFY23 ARPA POG - Sedalia Police Department		FUNDED BY American Rescue Plan Act	
FEDERAL AWARING AGENCY Department of Treasury	PASS THROUGH ENTITY MO Office of Administration/MO Department of Public Safety	IS THIS AWARD R&D YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	INDIRECT COST RATE YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) NUMBER 21.027		METHOD OF PAYMENT (Reimbursement -- Advanced) Reimbursement	

CONTACT INFORMATION

OHS GRANT SPECIALIST		SUBRECIPIENT PROJECT DIRECTOR	
NAME Maggie Glick		NAME Matthew Wirt, Chief	
E-MAIL ADDRESS Maggie.Glick@dps.mo.gov		ADDRESS (If different from above) 200 S. Osage Ave.	
TELEPHONE (573) 526-3510		CITY, STATE AND ZIP CODE Sedalia, MO 65301	
PROGRAM MANAGER Joni McCarter		TELEPHONE 660-827-7823	E-MAIL ADDRESS mwirt@sedaliapolice.com

SUMMARY DESCRIPTION OF PROJECT

The American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) Peace Officers Grant (POG) provides grant funding for emergency medical service providers for emergency medical service activities.

AWARDING AGENCY APPROVAL

SUBRECIPIENT AUTHORIZED OFFICIAL

TYPED NAME AND TITLE OF DPS OFFICIAL Sandra K. Karsten, Director		TYPED NAME & TITLE OF SUBRECIPIENT AUTHORIZED OFFICIAL Andrew Dawson, Mayor	
SIGNATURE OF APPROVING DPS OFFICIAL	DATE	SIGNATURE OF SUBRECIPIENT AUTHORIZED OFFICIAL	DATE

THIS SUBAWARD IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS SET FORTH ON THE ATTACHED SPECIAL CONDITION(S). BY SIGNING THIS SUBAWARD AGREEMENT THE SUBRECIPIENT IS AGREEING TO READ AND COMPLY WITH ALL SPECIAL CONDITIONS.

GRANT PROGRAM American Rescue Plan Act	SUBRECIPIENT Sedalia Police Department
AWARD NUMBER SLFRP4542-POG117	DATE 04/28/2023
SUBAWARD AGREEMENT	
ARTICLES OF AGREEMENT	

Article I – Missouri Department of Public Safety, Specific

By accepting this award, the subrecipient agrees:

1. All contractual provisions required by the Missouri Office of Administration and Department of Treasury are set forth in the Memorandum of Agreement (MOA) in Appendix I. Subrecipients shall comply and include each of these provisions in any subcontract that subrecipient enters into under this subaward. Except when the subaward provides more restrictive terms, all of the Missouri Office of Administration and Department of Treasury mandated terms will be deemed to control in the event of a conflict with other provisions contained in the subaward. Subrecipients shall not perform any act, fail to perform any act, or refuse to comply with any Missouri Department of Public Safety (DPS) requests that would cause the DPS to be in violation of Appendix I.
2. Equipment means tangible personal property (including information technology systems) having a useful life of more than one year and a per-unit acquisition cost, which equals or exceeds the lesser of the capitalization level established by the non-federal entity for financial statement purposes, or \$1,000. Expenditures for equipment shall be in accordance with the approved budget. The subrecipient shall use and manage equipment in accordance with its procedures as long as the equipment is used for its intended purposes. When original or replacement equipment acquired under this award by the subrecipient is no longer needed for the original project or program or for other activities currently or previously supported by DPS, you must request instructions from DPS to make proper disposition of the equipment pursuant to 2 C.F.R. § 200.313 and the OHS Administrative Guide.
3. Expenditures for supplies and operating expenses shall be in accordance with the approved budget and documentation in the form of paid bills and vouchers shall support each expenditure. Care shall be given to assure that all items purchased directly relate to the specific project objectives for which the contract was approved.
4. For Contractual Services the following general requirements must be followed when subcontracting for work or services contained in this grant award:
 - a. All consultant and contractual services shall be supported by written contracts stating the services to be performed, rate of compensation and length of time over which the services will be provided, which shall not exceed the length of the grant period and contain all applicable Federal contract provisions as found in 2 CFR Appendix II to Part 200 – Contract Provisions for Non-Federal Entity Contracts Under Federal Awards.
 - b. As described in the OHS Administrative Guide for Homeland Security Grants, a copy of any contractual agreement made as a result of this award must be forwarded to DPS for review or be readily available for review prior to execution of the contract.
5. DPS reserves the right to terminate any contract entered into as a result of this award at its sole discretion and without penalty or recourse by giving a thirty (30) day written notice to the subrecipient of the effective date of termination. In the event of termination pursuant to this paragraph, all

AUTHORIZED OFFICIAL INITIALS

GRANT PROGRAM American Rescue Plan Act	SUBRECIPIENT Sedalia Police Department
AWARD NUMBER SLFRP4542-POG117	DATE 04/28/2023
SUBAWARD AGREEMENT ARTICLES OF AGREEMENT	

documents, data, and reports prepared by the subrecipient under the contract shall, at the option of DPS, become property of the State of Missouri. The subrecipient shall be entitled to receive just and equitable compensation for that work completed prior to the effective date of termination.

6. In the event DPS determines that changes are necessary to the subaward document after a subaward has been made, including changes to the period of performance or terms and conditions, the subrecipient will be notified of the changes in writing. Once the notification has been made, any subsequent request for funds will indicate the subrecipient's acceptance of the changes to the subaward.
7. Prior written approval from OHS is required prior to making any change to the DPS approved budget for this award.
8. To submit Grant Status Reports to DPS by the due dates of July 10 and January 10 throughout the grant period, which must include the status updates of the milestones achieved. Final Status Reports are due to DPS within 45 days after the end of the project period.
9. All items that meet the OHS definition of equipment that are purchased with ARPA SLFRF POG Funds must be tagged "Purchased with U.S. Department of Treasury Funds."
10. Procurement:
The subrecipient assures that all procurement transactions whether negotiated or competitively bid and without regard to dollar value shall be conducted in a manner to provide maximum open and free competition.
 - a. All quotations and the rationale behind the selection of a source of supply shall be retained, attached to the purchase order copy, and placed in the accounting files.
 - b. Purchases to a single vendor totaling less than \$10,000 may be purchased with prudence on the open market.
 - c. Purchases estimated to total between \$10,000 but less than \$100,000 to a single vendor, must be competitively bid, but need not be solicited by mail or advertisement.
 - d. Purchases with an estimated total of \$100,000 or over to a single vendor shall be advertised for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders at least five days before bids for such purchases are to be opened.
 - e. Where only one bid or positive proposal is received, it is deemed to be sole source procurement.
 - f. Sole source procurement on purchases to a single vendor of \$10,000 and over requires prior approval from the Missouri Department of Public Safety.

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11. Buy American:

The subrecipient acknowledges Sections 34.350-34.359 RSMo regarding the Missouri Domestic Products Procurement Act (or commonly referred to as the Buy American Act) and the requirement to purchase or lease goods manufactured or produced in the United States, unless exceptions to the Buy American Act mandate in Section 34.353 RSMo are met.

12. Buy Missouri:

The subrecipient also acknowledges Sections 34.070 and 34.073 RSMo regarding the preference given to all commodities and tangible personal property manufactured, mined, produced, or grown within the State of Missouri and to all firms, corporations, or individuals doing business as Missouri firms, corporations, or individuals, or which maintain Missouri offices or places of business, when quality is equal or better and delivered price is the same or less, quality of performance promised is equal or better and the price quoted is the same or less, or when competing bids are comparable.

13. Debarment/Suspension:

The subrecipient acknowledges, pursuant to debarment and suspension regulations implemented at 1 CSR 40-1.060, and to other related requirements, that the State does not consider bids submitted by a suspended or debarred vendor. The subrecipient therefore certifies that it will not consider bids submitted by a suspended or debarred vendor for procurements made as a result of this award.

14. Unlawful Employment Practices:

The subrecipient assures compliance with Section 213.055 RSMo in regards to non-discrimination in employment practices as it relates to race, color, religion, national origin, sex, ancestry, age, or disability.

15. Discrimination in Public Accommodations:

The subrecipient assures compliance with Section 213.065 RSMo in regards to non-discrimination in public accommodations as it relates to accommodations, advantages, facilities, services, or privileges made available in place of public accommodations.

16. Monitoring:

The subrecipient agrees to maintain the records necessary to evaluate the effectiveness of the project. In addition, the subrecipient assures that all documentation or records relating to this award shall be made available to monitoring representatives of the Missouri Department of Public Safety, the Office of Missouri State Auditor, or any of their authorized representatives immediately upon request. The subrecipient assures that fund accounting, auditing, monitoring, and such evaluation procedures as may be necessary to keep such records as the Missouri Department of Public Safety shall prescribe, will be provided to assure fiscal control, proper management, and efficient disbursement of funds received under this award.

17. Law enforcement agencies must be compliant with the requirements listed below and must maintain compliance throughout the period of performance.

a. National Incident-Based Reporting System (NIBRS), formerly Uniform Crime Reporting (UCR):

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 43.505 RSMo which

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states each law enforcement agency is required to submit crime incident reports to the Department of Public Safety on forms or in the format prescribed by the department, and submit any other crime incident information which may be required by the Department of Public Safety. Agencies that are not compliant at the time of application will only be eligible to apply for grant funds to assist the agency in becoming compliant with Section 43.505 RSMo. For purposes of grant eligibility, law enforcement agencies will be considered non-compliant if they have not submitted MIBRS reports for three or more months since January 1, 2022.

b. Vehicle Stops:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.650 RSMo relating to vehicle stop reporting and will remain in full compliance for the duration of the project period.

c. Police Use of Force Transparency Act of 2021:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.1268 RSMo relating to use of force incidents reporting standards and procedures, and publication of report data, analysis report.

d. Federal Equitable Sharing Funds:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 513.653 RSMo relating to participation in the federal forfeiture system and the reporting of proceeds therefrom to the Missouri State Auditor.

e. DWI Law – Law Enforcement:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 43.544 RSMo relating to the “DWI Law” and has adopted a written policy to forward arrest information for all intoxication-related traffic offenses to the central repository as required by Section 43.503 RSMo.

f. Data Reporting Requirements:

The subrecipient agrees to complete and submit any data or statistical reports required for this program. Failure to submit reports by the deadline dates may result in delay for reimbursement requests and/or cancellation of the award.

g. Body Armor:

The subrecipient understands, if monies are requested and awarded for the purchase of body armor, that funds may be used to purchase body armor. Further, the subrecipient understands that body armor purchased with ARPA funds may be purchased at any threat level, designation, make, or model from any distributor or manufacturer, as long as the body armor has been tested and found to comply with the latest applicable National Institute of Justice (NIJ) ballistic or stab standards. Further, body armor or armor vests must also be “uniquely fitted vests”. In addition, body armor purchased with must be made in the United States.

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h. Body Armor Policy:

The subrecipient understands, if monies are requested and awarded for the purchase of body armor, that the law enforcement agency must have a written "mandatory wear" policy in effect. The subrecipient will be required to forward a copy of such policy to the Missouri Department of Public Safety at the time of claim submission.

i. Body-Worn Camera Policy:

The subrecipient understands, if monies are requested and awarded for the purchase of body-worn cameras, the law enforcement agency must have written policies and procedures in place related to equipment usage, data storage and access, privacy considerations, training, etc. The subrecipient will be required to forward a copy of such policy(s) to the Missouri Department of Public Safety at the time of claim submission.

j. Rap Back Program Participation:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.030 RSMo. The law enforcement agency shall enroll in the state and federal Rap Back programs on or before January 1, 2022 and will continue to remain enrolled. The law enforcement agency shall take all necessary steps to maintain officer enrollment for all officers commissioned with that agency in the Rap Back programs. An officer shall submit to being fingerprinted at any law enforcement agency upon commissioning and for as long as the officer is commissioned with that agency.

k. Custodial Interrogations:

The subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.700 RSMo relating to custodial interrogations and has adopted a written policy to record custodial interrogations of persons suspected of committing or attempting to commit the felony crimes described in subsection 2 of this section.

18. Fire protection agencies must be compliant with the requirements listed below and must maintain compliance throughout the period of performance.

a. Fire Department Registration:

The subrecipient assures, where the project agency is a fire protection district, fire department, or volunteer fire protection association as defined in Section 320.300 RSMo, its agency is in compliance with Section 320.271 RSMo by completing and filing with the state fire marshal within 60 days after January 1, 2008, and annually thereafter, a fire department registration form provided by the state fire marshal.

b. Turnout Gear Maintenance Policy:

The subrecipient understands, if monies are requested and awarded for the purchase of turnout gear, the fire protection agency must have a policy to document cleaning and maintenance processes and procedures for turnout gear. The subrecipient will be required to forward a copy of such policy(s) and procedure(s) to the Missouri Department of Public Safety at the time of claim submission.

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19. Emergency Medical Service providers must be compliant with the requirements listed below and must maintain compliance throughout the period of performance.

a. Ambulance License:

The subrecipient assures, where the project agency has an ambulance service, its agency is in compliance with Section 190.105 RSMo, by holding a currently valid license from the state of Missouri Department of Health and Senior Services for an ambulance service pursuant to the provisions of Sections 190.001 RSMo to 190.245 RSMo.

b. Emergency Medical Response Agency (EMRA) License:

The subrecipient assures, where the project agency is an emergency medical response agency that provides advanced life support or provides the services of an emergency medical response agency that provides advanced life support, its agency is in compliance with Section 190.133(4) RSMo by holding a license by the state of Missouri Department of Health and Senior Services.

20. Agencies purchasing license plate reader (LPR) equipment and technology with grant funds administered by the Missouri Department of Public Safety, must adhere to the following requirements:

a. LPR vendors chosen by an agency must have an MOU on file with the MSHP Central Vendor File as developed and prescribed by the Missouri Department of Public Safety pursuant to 11 CSR 30-17.

b. Prior to purchasing LPR services, the agency should verify the vendor's MOU status with the MSHP CJIS Division by emailing mshphelpdesk@mshp.dps.mo.gov.

c. Share LPR data through the MoDEX process with statewide sharing platforms (i.e., MULES).

d. Enable LPR data sharing with other Missouri Law Enforcement agencies and enforcement support entities within the selected vendor's software. Examples include, but are not limited to fusion centers, drug task forces, special investigations units, etc.

e. Connect to the Missouri State Highway Patrol's Automated License Plate Reader (ALPR) File Transfer Protocol Access Program. This program provides the information necessary to provide a NCIC and/or MULES hit when used in conjunction with a License Plate Reader (LPR) device. An MOU must be on file with the Access Integrity Unit (AIU) for the vendor and the law enforcement agency and a registration process must be completed.

f. Agency shall have a license plate reader policy and operation guideline prior to the implementation of LPRs. Reimbursements will not be made on the project until the policy has been provided to the Missouri Department of Public Safety.

g. If LPR will be installed on Missouri Department of Transportation right-of-way(s) agency must request installation through the Missouri Department of Public Safety. Once approved, agency must adhere to the Missouri Department of Transportation's guidelines regarding installation of LPR's on Missouri Department of Transportation right-of-way(s).

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21. The subrecipient agency must attend and complete the SFY 2023 ARPA SLFRF POG Compliance Workshop. No claims will be reimbursed by DPS until a member of the subrecipient agency has completed the Compliance Workshop.

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APPENDIX I – MEMORANDUM OF AGREEMENT

TERMS AND CONDITIONS FOR GRANTEE RECEIPT OF FEDERAL ARPA SFRF FUNDS

I. Use of Funds: **Sedalia Police Department** (“Grantee”) understands and agrees that the funds disbursed under this grant may only be used in compliance with section 602(c) of the Social Security Act (“Act”), as added by Section 9901 of the American Rescue Plan Act (“ARPA”), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26, and the U.S. Department of the Treasury (“Treasury”)’s regulations implementing that section and guidance, and in compliance with all other restrictions and specifications on use set forth in or applicable through this agreement. Grantee will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project.

Period of Performance: The period of performance for this award begins on **12/1/2022** and ends on **06/30/2026**. Grantee may use funds granted under this agreement to cover eligible costs incurred during the period of performance, but no later than **12/31/2024**.

Reporting: Grantee agrees to comply with any reporting obligations established by Treasury or the State of Missouri (“State”), as it relates to this grant. Those reporting obligations shall include, without limitation, the following: reporting that is necessary for the State to comply with the Treasury’s Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.¹

Maintenance of and Access to Records: Grantee shall maintain records and financial documents sufficient to evidence compliance with section 602(c) of the Act and Treasury’s regulations implementing that section and guidance regarding the eligible uses of funds. Grantee shall also maintain records and financial documents: 1. sufficient for the State, with respect to the Grantee’s participation in this grant agreement, to evidence compliance with section 602(c) of the Act and Treasury’s regulations implementing that section and guidance regarding the eligible uses of funds; and 2. necessary for the State, with respect to Grantee’s participation in this grant agreement, to comply with obligations under 2 C.F.R. Part 200 and any other applicable law. For subrecipients, Grantee shall further maintain all records and financial documents necessary for: 1. Grantee to comply with obligations as a subrecipient under 2 C.F.R. Part 200; and 2. the State to comply with obligations as a pass-through entity under 2 C.F.R. Part 200. The Treasury Office of Inspector General, the Government Accountability Office, their authorized representatives, the State, or its authorized representatives, shall have the right of access to records and documents (electronic and otherwise) of Grantee in order to conduct audits or other investigations or reviews.²

Records shall be maintained by Grantee for a period of five (5) years after all funds have been expended or returned to the State, whichever is later. Wherever practicable, records should be collected, transmitted, and stored in open and machine-readable formats. Grantee’s obligations under this section shall include, without limitation, maintenance of the following specified types of records and financial documents: documents that are necessary for the State to comply with the Treasury’s Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.³

¹ For subrecipients, in the case of an additional reporting requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

² For subrecipients, the State’s right of access in this paragraph includes, but is not limited to, the right set forth at 2 C.F.R. § 200.332(a)(5) that “the pass-through entity and auditors [shall] have access to the subrecipient’s records and financial statements as necessary for the pass-through entity to meet the requirements of this part.”

³ For subrecipients, in the case of an additional record-keeping requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

Pre-award Costs: Pre-award costs, as defined at 2 C.F.R. § 200.458, may not be paid with funding from this grant.

Conflicts of Interest: For subrecipients only, Grantee understands and agrees that it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this grant. Grantee must disclose in writing to Treasury or the State, as appropriate, any potential conflict of interest affecting the granted funds in accordance with 2 C.F.R. § 200.112.

Compliance with Applicable Law and Regulations: Grantee agrees to comply with the requirements of section 602 of the Act, regulations adopted by Treasury pursuant to section 602(f) of the Act, guidance issued by Treasury regarding the foregoing, and all other restrictions and specifications set forth in or applicable through this agreement. Grantee also agrees to comply with all other applicable state and federal statutes, regulations, and executive orders, and Grantee shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this grant.

Federal regulations applicable to this grant include, without limitation, the following:

- i. For subrecipients only, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this grant and subject to such exceptions as may be otherwise provided by Treasury. Excepting for-profit subrecipients, Subpart F – Audit Requirements of Uniform Guidance, implementing the Single Audit Act, shall apply to this grant;
- ii. For subrecipients only, Universal Identifier and System for Award Management (“SAM”), 2 C.F.R. Part 25, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference;
- iii. For subrecipients only, Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference;
- iv. OMB Guidelines to Agencies on Government-wide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, and Treasury’s implementing regulation at 31 C.F.R. Part 19, including both the requirement to comply with that part’s Subpart C as a condition of participation in this transaction, and the requirement to pass the requirement to comply with that subpart to each person with whom the participant enters into a covered transaction at the next lower tier;
- v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth at 2 C.F.R. Part 200, Appendix XII, is hereby incorporated by reference;
- vi. For subrecipients only, Government-wide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20;
- vii. For subrecipients only, New Restrictions on Lobbying, 31 C.F.R. Part 21;
- viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601–4655) and implementing regulations; and
- ix. Generally applicable federal environmental laws and regulations.

Federal statutes and regulations prohibiting discrimination applicable to this grant include, without limitation, the following:

- i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq.*) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;
- ii. the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq.*) which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;
- iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;
- iv. the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 *et seq.*) and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and
- v. For subrecipients and local governments only, Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 *et seq.*), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

Remedial Actions: The State reserves the right to impose additional conditions or requirements on Grantee's receipt of this grant, as the State deems necessary or advisable, in order to facilitate compliance with any existing or additional conditions or requirements imposed upon the State by Treasury for the State's receipt of ARPA funds. The State also reserves the right to seek recoupment or repayment of this grant in whole or in part, in the event that Treasury seeks recoupment or repayment of payments made to the State, for reasons relating to Grantee's acts or omissions respecting this grant. These reservations are expressed without limitation to any other rights the State may hold, either to impose additional conditions or requirements on Grantee's receipt of this grant or to recoup this grant in whole or in part, under this agreement or other applicable law.

Hatch Act: Grantee agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

False Statements: Grantee understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

Publications: Any publications produced with funds from this grant must display the following language: "This product [is being] [was] supported, in whole or in part, by federal award number [enter project FAİN] awarded to State of Missouri by the U.S. Department of the Treasury."

Debts Owed State and Federal Government: Any funds paid to Grantee (1) in excess of the amount to which Grantee is finally determined to be authorized to retain under the terms of this grant; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to sections 602(e) and 603(b)(2)(D) of the Act and have not been repaid by Grantee shall constitute a debt owed by

the State to the federal government. In such instance, the funds constituting the State's debt to the federal government shall also constitute Grantee's debt to the State. Debts owed by Grantee to the State must be paid promptly by Grantee. A debt owed the State by Grantee under this agreement is delinquent if it has not been paid by the date specified in the State's initial demand for payment, unless other satisfactory arrangements have been made or if Grantee knowingly or improperly retains funds that are a debt as defined in this paragraph. The State will take any actions available to it to collect such a debt, including but not limited to actions available to it under the "Remedial Actions" paragraph found in this same section (l) above. The rights of the State as expressed in this paragraph are in addition to, and do not imply the exclusion of, any other rights the State may have under applicable law to collect a debt or seek damages from Grantee.

Disclaimer: In its award of federal financial assistance to the State, Treasury provides that the United States expressly disclaims any and all responsibility or liability to the State or third persons for the actions of the State or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract or subcontract under this award. Furthermore, in its award of federal financial assistance to the State, Treasury also states that the acceptance of this award by the State does not in any way establish an agency relationship between the United States and the State. This disclaimer applies with equal force to this grant.

Protections for Whistleblowers: For grants to subrecipients exceeding \$250,000: In accordance with 41 U.S.C. § 4712, Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant. The list of persons and entities referenced in the statement above includes the following:

- i. a member of Congress or a representative of a committee of Congress;
- ii. an Inspector General;
- iii. the Government Accountability Office;
- iv. a Treasury employee responsible for contract or grant oversight or management;
- v. an authorized official of the Department of Justice or other law enforcement agency;
- vi. a court or grand jury;
- vii. a management official or other employee of the State or Grantee who has the responsibility to investigate, discover, or address misconduct.

Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

Increasing Seat Belt Use in the United States: Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

Reducing Text Messaging While Driving: Pursuant to federal Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the State hereby encourages Grantee to adopt and enforce policies that ban

text messaging while driving.⁴

II. By entering into this agreement, Grantee ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation, denial of the benefits of, or subjection to discrimination under programs and activities receiving federal funds, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by Treasury Title VI regulations at 31 C.F.R. Part 22 and other pertinent executive orders such as federal Executive Order 13166; directives; circulars; policies; memoranda and/or guidance documents.

Grantee acknowledges that federal Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English Proficiency ("LEP"). Grantee understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and Treasury's implementing regulations. Accordingly, Grantee shall initiate reasonable steps, or comply with Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Grantee understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in Grantee's programs, services, and activities.

Grantee agrees to consider the need for language services for LEP persons during development of applicable budgets and when conducting programs, services, and activities. As a resource, Treasury has published its LEP guidance at 70 FR 6067. For more information on LEP, please visit <http://www.lep.gov>.

Grantee acknowledges and agrees that compliance with this assurance constitutes a condition of continued receipt of federal financial assistance and is binding upon Grantee and Grantee's successors, transferees, and assignees for the period in which such assistance is provided.

Grantee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits subrecipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the Department of the Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this agreement. Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d et seq., as implemented by the Department of the Treasury's Title VI regulations 31 C.F.R. Part 22, and herein incorporated by reference and made a part of this agreement.

Grantee shall cooperate in any enforcement or compliance review activities by Treasury or the State of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. That is, Grantee shall comply with information requests, on-site compliance review, and reporting requirements.

Grantee shall maintain and provide to applicants, beneficiaries, their representatives, or any other party requesting the same, information on how to file a Title VI complaint of discrimination with the State of Missouri.

Grantee shall provide to the State documentation of an administrative agency's or court's

⁴ Section I is based on requirements set forth in Treasury's Coronavirus State Fiscal Recovery Fund Award Terms and Conditions document, executed by the State on July 26, 2021.

findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other agreements between Grantee and the administrative agency that makes any such finding. If Grantee settles a case or matter alleging such discrimination, Grantee must provide to the State documentation of the settlement. If Grantee has not been the subject of any court or administrative agency finding of discrimination, Grantee shall so state.

The United States of America has the right to seek judicial enforcement of the terms of this assurances section and nothing in this section alters or limits the federal enforcement measures that the United States may take in order to address violations of this section or applicable federal law.

Under penalty of perjury, the undersigned certifies that he/she has read and understood this section's obligations as herein described, that any information submitted in conjunction with this assurance document is accurate and complete, and that Grantee is in compliance with the aforementioned nondiscrimination requirements.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.⁵

Signature of Grantee's Authorized Representative

Date

Printed Name of Authorized Representative

⁵ Section II is based on requirements set forth in Treasury's Assurance of Compliance with Civil Rights Requirements document, executed by the State on July 26, 2021

*****THE SECTIONS BELOW APPLY ONLY TO SUBRECIPIENTS*****

III. This grant to **Sedalia Police Department** (“Grantee”) constitutes a subaward⁶ of federal financial assistance⁷ provided to the State of Missouri (“State”) by the U.S. Department of Treasury.

The Treasury (“Treasury”) pursuant to Section 602(b) of the Social Security Act (“Act”), as added by Section 9901 of the American Rescue Plan Act (“ARPA”), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26. Grantee is a subrecipient⁸ and the State is a pass-through entity⁹ for purposes of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards set forth at 2 C.F.R. Part 200. The following is provided to Grantee pursuant to 2 C.F.R. § 200.332(a)(1):

- Subrecipient name (which must match the name associated with its unique entity identifier): **Sedalia Police Department**
- Subrecipient's unique entity identifier: **NBRKXF5U79J4**
- Federal Award Identification Number (FAIN): **SLFRP4542**
- Federal Award Date of award to the recipient by the Federal agency: **5/10/2021**
- Subaward Period of Performance Start and End Date: **12/1/2022 – 6/30/2026**
- Subaward Budget Period Start and End Date: **12/1/2022 – 8/15/2026**
- Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient: **\$19,621.00.**
- Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current financial obligation: **\$19,621.00.**
- Total Amount of the Federal Award committed to the subrecipient by the pass-through entity: **\$19,621.00.**
- Total Approved Cost Sharing or Matching Funds: 50% Cash (Hard Match) or In-Kind. In kind match can be considered, so long as it is specific to the project. Cost share or match expenditures retroactive to March 2020 are eligible to meet the match requirement. Expenditures must be tied to the project and be reasonable.
- Federal award project description: ARPA appropriated \$195.3 billion for payments from the Coronavirus State Fiscal Recovery Fund (“SFRF”) to states through Treasury. Act § 602(a)(3)(A), ARPA § 9901, 135 Stat. 4, 224. Those monies are for states “to mitigate the fiscal effects stemming from the public health emergency with respect to [COVID-19].” Act § 602(a)(1), ARPA § 9901, 135 Stat. 4, 223. The State has received more than \$2.6 billion in ARPA SFRF funds, separate from local government allocations. In accordance with the budget passed by the Missouri

⁶ “Subaward” is defined at 2 C.F.R. § 200.1.

⁷ “Federal financial assistance” is defined at 2 C.F.R. § 200.1

⁸ “Subrecipient” is defined at 2 C.F.R. § 200.1.

⁹ “Pass-through entity” is defined at 2 C.F.R. § 200.1.

legislature, the State intends that these funds be utilized for the purposes set forth in ARPA, consistent with other applicable federal law. As part of this effort, the State has elected to distribute a portion of its SFRF funding to appropriate subrecipients.

- Name of Federal awarding agency: U.S. Department of Treasury.
- Name of pass-through entity: State of Missouri.
- Contact information for awarding official of pass-through entity:
 - Name: **Maggie Glick**
 - Phone Number: **(573) 526-3510**
 - Email Address: **maggie.glick@dps.mo.gov**
- Assistance Listings number and Title (pass-through entity must identify the dollar amount made available under each Federal award and the Assistance Listings Number at time of disbursement): 21.027 Coronavirus State and Local Fiscal Recovery Funds
- Identification of whether the award is R & D: **N/A**.
- Indirect cost rate for the Federal award (including if the de minimis rate is charged) per § 200.414: **N/A**

IV. For grants exceeding \$100,000:

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form–LLL, “Disclosure Form to Report Lobbying,” in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.¹⁰

Signature of Grantee's Authorized Representative

Date

Printed Name of Authorized Representative

V. In addition to the other authorities identified in this agreement, Grantee must comply with 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards ("Uniform Guidance"). The Uniform Guidance is an extensive body of federal rules, and so will not be recited here comprehensively. However, **Grantee must perform this agreement in compliance with the entirety of the Uniform Guidance, not just the provisions discussed in this section.**¹¹

Beyond its definitions and acronym identifications (Subpart A), the Uniform Guidance contains five subparts. Subpart B, "General Provisions," includes a statement of purpose (which provides a general outline of the Part), 2 C.F.R. § 200.100, a provision on conflicts of interest (see Section III above), 2 C.F.R. § 200.112, and a provision on mandatory disclosures, 2 C.F.R. § 200.113. Subpart D, "Post Federal Award Requirements," itself covers a range of topics. 2 C.F.R. § 200.302 requires, *inter alia*, that "financial management systems . . . must be sufficient to permit the preparation of reports required by general and program-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award." *Id.* at (a). 2 C.F.R. § 200.303 requires, *inter alia*, "[e]valuat[ion] and monitor[ing]" of "compliance with statutes, regulations and the terms and conditions of Federal awards," as well as the "[t]ak[ing] [of] prompt action when instances of noncompliance are identified including noncompliance identified in audit findings." *Id.* at (c) and (d), respectively. Subpart D also includes "Property Standards." 2 C.F.R. §§ 200.310–.327. These sections address Grantee's interaction with equipment and real property, as well as providing standards for procurement. 2 C.F.R. § 200.329 addresses the monitoring and reporting of program performance. Beginning at 2 C.F.R. § 200.334, Subpart D lists numerous requirements for "Record Retention and Access," which should be read in concert with the several terms and conditions of this agreement. Subpart E, "Cost Principles," begins with provisions providing a basic framework for understanding and applying the bulk of these requirements. See 2 C.F.R. §§ 200.400 and .401. Subpart E includes a rule on "Reasonable Costs," 2 C.F.R. § 200.404, which provides a definitional authority as well as primary factors for consideration. *Id.* This subpart also provides a considerable listing of "Selected Items of Cost," and "General Provisions" for each. 2 C.F.R. §§ 200.420–.476. Subpart F is dedicated to the topic of audits. See 2 C.F.R. § 200.500 *et seq.* With certain qualifications, subrecipients are subject to audit pursuant to the federal Single Audit Act and this subpart of the Uniform Guidance. See n.12 above, and the authorities there cited.

¹⁰ Section II is based on requirements set forth at 31 C.F.R. Part 21. Appendix A of that part sets forth this certification.

¹¹ 2 C.F.R. Part 200, Subpart F does not apply to for-profit entities. However, "[f]or-profit entities that receive SLFRF subawards are subject to other audits as deemed necessary by authorized governmental entities, including Treasury and Treasury's [Office of Inspector General]." Treasury's *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*, published February 28, 2022 (Version 3.0), p.12, n.7. Such other audits may be imposed by the State. *Id.* See also 2 C.F.R. § 200.501. For-profit subrecipients shall comply with any audit requirements imposed by the State.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING AND ACCEPTING A QUOTE FOR THE PURCHASE OF VESTS FOR THE SEDALIA POLICE DEPARTMENT.

WHEREAS, the City of Sedalia, Missouri received a quote from CCG Safety Gear LLC for the purchase of fourteen (14) special response team bullet proof vests for the Sedalia Police Department; and

WHEREAS, under the quote, the City of Sedalia, Missouri shall pay the sum and of amount of Thirty-Eight Thousand Nine Hundred Six Dollars (\$38,906.00) to CCG Safety Gear LLC for said vests as more fully described in the quote attached hereto and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. The Council of the City of Sedalia, Missouri hereby approves and accepts the quote from CCG Safety Gear LLC in substantively the same form and content as the quote has been proposed.

Section 2. The Mayor or City Administrator are authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the quote in substantively the same form and content as it has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the quote after it has been executed by the parties or their duly authorized representatives.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

CCG Safety Gear LLC
 15629 South Rene Street
 Olathe, KS 66062 US
 +1 9135225865
 admin@ccgsafetygear.com

Estimate 1222

ADDRESS	SHIP TO	DATE	TOTAL	EXPIRATION DATE
Chief Wirt Sedalia Police Department 300 West 3rd Street Sedalia, MO 65301	Chief Wirt Sedalia Police Department 300 West 3rd Street Sedalia, MO 65301	03/27/2023	\$38,906.00	12/31/2023

NASPO CONTRACT#
 164721

ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
	Tactical Equipment:			
	Rifle Plate: Front Only			
Slate Solutions:2-204-312	IC3000 Level III ICW Plate - size: 10x12 - Shooters Cut - Multi-Curve	14	402.00	5,628.00
Slate Solutions:2-203-2041-RG	Denali Tactical Vest, Laser Cut with Accessory Set (Structured Biceps, Groin, Throat, Collar, Yoke) - Magnetic Quick Release Cummerbunds - SLS Level IIIa Ballistics - color: Ranger Green - Delta Cut	14	2,120.00	29,680.00
Slate Solutions:2-200-1522	Cummerbund Insert SET, 4.5"x13.5" - SLS IIIa ballistics	14	257.00	3,598.00

Note:
 1. Shipping will be added

TOTAL **\$38,906.00**

THANK YOU.

Accepted By

Accepted Date

Sedalia Police Department
DEPARTMENTAL MEMORANDUM
Office of the Chief of Police

To : City Administrator Kelvin Shaw

From : Chief Matthew Wirt_____

Date : May 8, 2023

Ref : RPA SLFRF Peace Officer Grant (POG) acceptance & vest purchase

The Sedalia Police Department applied for and received the American Rescue Plan Act (ARPA) – State and Local Fiscal Recovery Funds (SLFRF) – Peace Officer Grant (POG) grant from the Missouri Department of Public Safety for the amount up to \$19,621. The matching grant is designed to add additional funding for police departments in Missouri to assist with a wide variety of purchases. SPD will use the grant to purchase rifle rated bullet proof vest for the Special Response Team. The matching portion of the grant will be provided through donations from the Sedalia Rotary, State Farm Good Neighbor Grant, and Nucor Steel. Due to the gracious donations from our supportive community the matching funds combined with the grant will allow SPD to make a significant vest purchase.

SPD has secured a quote from CCG Safety Gear LLC for fourteen Level III vests designed for special teams such as the SRT in the amount of \$38,906. The vests are listed on the National Association of State Procurement Officials (NASPO) contract #164721 satisfying the city purchasing policy. Staff recommends the acceptance of the RPA SLFRF Peace Officer Grant (POG) and acceptance of the quote from CCG Safety Gear LLC.

**CITY COUNCIL
OF THE CITY OF SEDALIA, MISSOURI**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI,
STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE
THE CITY'S ANNUAL BUDGET FOR FISCAL YEAR 2024.**

WHEREAS, Section 67.010 of the Revised Statutes of Missouri requires each political subdivision of the State of Missouri ("State") to prepare an annual budget and establishes the requirements for that budget; and

WHEREAS, the City of Sedalia, Missouri ("City"), is a city of the third classification created pursuant to Chapter 77, RSMo, and is a political subdivision of the State of Missouri; and

WHEREAS, the City Council of the City adopted and approved the City's annual budget for Fiscal Year 2023 in accordance with the requirements of Section 67.010, RSMo, by Ordinance No. 11535 on March 21, 2022, and

WHEREAS, Sections 67.030 and 67.040 authorize and provide a procedure for the City Council to amend the City's annual budget to increase expenditures in any fund; and

WHEREAS, expenses for City's operations for Fiscal Year 2024 have been higher than budgeted, but do not exceed revenues plus the City's unencumbered balance brought forward from previous years; and

WHEREAS, the City Council of the City desire to state the facts and reasons necessitating an amendment to increase certain expenditures in the Fiscal Year 2024 annual budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. Expenditures from the City's General Fund must be increased by a total of \$48,750.91 above the amount authorized in the adopted annual budget for Fiscal Year 2024. An amendment to increase said budget is necessary for the following facts and reasons:

- A. Radio purchase for fire protection.
- B. Fire Protection Grant through ARPA SLFRF, federal funds, to cover \$20,000 of the purchase.

Section 2. This Resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on May 15, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024
REGARDING FIRE RADIO PURCHASE**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SEDALIA, MISSOURI** as follows:

Section 1. The 2023-2024 fiscal year budget beginning April 1, 2023 and ending March 31, 2024 is hereby amended to modify certain budgeted line items as they appear on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 15th day of May 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 15th day of May 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

Exhibit A
City of Sedalia
FY24 Budget Amendment 5/15/2023 Fire Radio Purchase

Account / Description	Current Budget	Change	Amended Budget	Comments
Revenues / Source of Funds				
10-00-432-00	56,855.50	20,000.00	76,855.50	ARPA SLFRF Fire Protection Grant
Total Revenue Change		<u>20,000.00</u>		
Expenditures / Uses of Funds				
10-62-351-00 Fire Protection Capital & Proj Equipment	127,626.00	48,750.91	176,376.91	Radios
Total Expenditure Change		<u>48,750.91</u>		
		<u><u>(68,750.91)</u></u>		Net Increase (Decrease) In Projected Fund Balance

Sedalia Fire Department
DEPARTMENTAL MEMORANDUM
Office of the Fire Chief

To : City Administrator Kelvin Shaw

From : Fire Chief Matthew Irwin

Date : May 2nd, 2023

Ref : MO DPS SFY 2023 ARPA fire protection grant budget amendment

The Sedalia Fire Department, is requesting an ordinance to amend the FY24 budget in the amount of 48750.91 to procure radios as part of the 2023 MO Division of Public Safety ARPA grant. This grant will reimburse the city of Sedalia up to \$20,000.00.

I recommend amending the budget.