

City of Tipton
101 E Moniteau St
City Council Agenda
*Mon., July 10, 2023 * 6 pm*

Roll Call

Geoff Shackelford, Boonslick Industries – Recycling Services

Unfinished Business

1. Approve the Minutes of the Open & Closed Meetings held June 5, 2023 and the Closed Meeting held June 15, 2023

2. Department Review
 - A. Public Works
 1. Cardinal Ln
 2. MECO Engineering Projects
 - a. CDBG – Street Paving
 - b. LTAP Grant
 - c. Missouri & Meadowlark Project
 - d. Water Main at Hwy 50 & State St
 - B. Waste Water Plant
 - C. Police
 1. Code Enforcement Report
 2. Personnel Shortage
 - D. Administration
 1. ARPA
 2. Ferguson Ave Bollards
 3. W Morgan Speed Bumps
 4. Park Board Meeting

Any Other Unfinished Business

Executive Session – RSMo. 610.021(3)

New Business

1. Resolution Adopting Section 504, Discrimination of Federal Monies

2. Bill 23-06, Addition of Specific Nuisances

Any Other New Business

Accounts Payable

Adjourn

Posted at City Hall on July 5, 2023 at 3 pm.

AN ORDINANCE OF THE CITY OF TIPTON, MISSOURI, ADDING SPECIFIC NUISANCES TO SECTION 215.020 ITEM B IN THE CITY CODE.

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

Section 1. Specific Nuisances

The following items are hereby declared to be a nuisance:

1. No person shall cause to be placed or burned any grass clippings, leaves, lawn rakings, tree or bush trimmings, tree trunks, stumps, ashes, soil, dirt or household debris in or on any sidewalk, street, alley, gutter or public way in the City.
2. No person shall cause to be placed any grass clippings, leaves, lawn rakings, tree or bush trimmings, tree trunks, stumps, ashes, soil, dirt or household debris in or on any parcel of land not belonging to the depositor. This Section shall not be construed to permit depositing on one's own property if said depositing is prohibited by any other ordinance, regulation or Statute.

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

Read two times and passed this ____ day of July 2023.

Yeas:

Nays:

Mark Hampton, Mayor

ATTEST:

Jennifer Schmidt, City Clerk

RESOLUTION 23-03
Section 504 of the 1973 Rehabilitation Act Policy

The City of Tipton hereby prohibits discrimination based on a person's disability in any CDBG funding non-housing or housing program.

1. The City of Tipton designates City Clerk Jennifer Schmidt as its Section 504 Coordinator.
2. The City of Tipton:
 - a. Will administer its CDBG funded project from facilities accessible by persons with disabilities that meet the UFAS accessibility standards;
 - b. Will not deny access or assistance to the services or activities provided through the CDBG funded project to any person based on their disability;
 - c. Will not deny access to any DBG funding housing or housing assistance or other CDBG funded project based solely on their disability;
 - d. Will not deny any person a job opportunity that results from the CDBG funded project based solely on their disability;
 - e. Will comply with "Reasonable Accommodation" policies;
 - f. Has an accessibility transition plan for its publicly owned and operator facilities;
 - g. Adopts the Section 3 Grievance Procedure.

Passed and resolved by the Tipton City Council this ___ day of July 2023.

Mark Hampton, Mayor

ATTEST:

Jennifer Schmidt, City Clerk

Section 504 Policy against Discrimination Based on Handicap and Disability Procedures

In accordance with 24 CFR Section 8, Nondiscrimination based on Handicap or Disability in federally assisted programs and activities (Section 504 of the Rehabilitation Act of 1973 (29 USC794) and section 109 of the Housing and Community Development Act of 1974, as amended (42 USC 5309) the City of Tipton hereby adopts the following policy and grievance procedures.

1. Discrimination Prohibited – No otherwise qualified individual with handicaps shall be excluded from the participation in, be denied the benefits or be subjected to discrimination under any program or activity receiving Federal Assistance including the Department of Housing and Urban Development (HUD).
2. The City of Tipton does not discriminate on the basis of handicap or disability in admission to or access to treatment or employment in federally assisted programs and activities.
3. The City of Tipton will take steps to notify participants, beneficiaries, applicants and employees and potential employees including any disabled or handicapped person that the City does not discriminate on the basis of handicap or disability.

Grievances & Complaints

1. Any person who believes he/she has been subjected to discrimination on the basis of a handicap or disability may file a grievance within 10 days after the alleged violation. A complaint will be filed in writing or verbally to City Clerk Jennifer Schmidt, who has been designated to coordinate Section 504 compliance efforts at city hall, 101 E Moniteau St, Tipton, MO, by phone at 660-433-2323, or by email, jennifer@tiptonmo.us. Alternative formats to file a grievance and requests for auxiliary aids or other services are available by contacting Ms. Schmidt if needed. An investigation, as may be appropriate will be conducted by Ms. Schmidt and a copy of the findings will be sent to the complainant within 30 working days. Ms. Schmidt will maintain the files and records of the City of Tipton relating to the complaint filed.
2. The complainant can request a reconsideration off the case if he or she is dissatisfied with the determination as shown in (1) above within 10 days of receiving the determination.

These procedures shall be construed to protect the substantive rights of interested persons to meet substantive rights of interested persons and assure that the City of Tipton will comply with Section 504, Federal and HUD regulations.

This procedure was adopted by the City of Tipton on the ___ day of July 2023.

Mark Hampton, Mayor

ATTEST:

Jennifer Schmidt, City Clerk

Section 504 of the 1973 Rehabilitation Act Policy Regarding Non-Discrimination

The City of Tipton hereby prohibits discrimination based on a person's disability in any CDBG funded non-housing or housing project or program.

1. The City of Tipton designates City Clerk Jennifer Schmidt as its Section 504 Coordinator. The clerk may be reached at 660-433-2323, jennifer@tiptonmo.us, or at City Hall, 101 E Moniteau St. Ms. Schmidt may be reached at one of these contacts if there is a need to request auxiliary aids or other services. The contact information may be used for a person who may need alternative formats to receive information regarding city services or meetings.
2. The City of Tipton:
 - a. Will administer its CDBG funded project from facilities accessible by persons with disabilities that meet the UFAS accessibility standards.
 - b. Will not deny access or assistance to the services or activities provided through the CDBG funded project to any person based on their disability.
 - c. Will not deny access to any CDBG funding housing or housing assistance or other CDBG funded project based solely on their disability.
 - d. Will not deny any person a job opportunity that results from the CDBG funded project based solely on their disability.
 - e. Will comply with "Reasonable Accommodation" policies.
 - f. Has an accessibility transition plan for its publicly owned and operated facilities.
 - g. Has adopted the Section 504 Grievance Procedure.
 - h. Will provide alternative formats such as large print, emails and other services as needed and inform the public that these alternative formats are available.

The City of Tipton hereby adopts this policy on July ____, 2023.

Mark Hampton, Mayor

ATTEST:

Jennifer Schmidt, City Clerk

Section 504/ADA Grievance Procedure

The City of Tipton has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the Americans with Disability Act (ADA) and implementing Section 504 of the Rehabilitation Act of 1973 as amended (29 USC 794). Section 504 states, in part, that “no otherwise qualified individual with a disability shall, solely by reason of her or his disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.”

1. Complaints should be addressed to City Clerk Jennifer Schmidt, who has been designated by the City to coordinate Section 504/ADA compliance efforts. Complaints should be filed in writing or verbally, contain the name and address of the person filing it and briefly describe the alleged violation of the regulations. If the complainant is in need of alternative ways to file the complaint the City will make every effort to offer assistance.
2. A complaint should be filed within 10 days after the complainant becomes aware of the alleged violation. (Processing allegations of discrimination that occurred before this grievance procedure was in place will be considered on a case-by-case basis).
3. An investigation, as may be appropriate, will follow a filing of a complaint. The Section 504/ADA Coordinator will be in charge of the investigation. These rules contemplate information but thorough investigations that afford all interested persons and their representatives an opportunity to submit evidence relevant to a complaint.
4. A written determination as to the validity of the complaint and a description of the resolution, if any, will be issued by the Section 504/ADA Coordinator and a copy forwarded to the complainant no later than 30 days after its filing.
5. The Section 504/ADA Coordinator will maintain the files and records of the City of Tipton relating to the complaints filed.
6. The complainant can request a reconsideration of the case in instances where he/she is dissatisfied with the resolution. The request for reconsideration should be made within 10 days to the Mayor.
7. Using the grievance procedure is not a prerequisite to the pursuit of other remedies, including the filing of a Section 504 or ADA related complaint with the responsible Federal agencies which may include the following:

MO Dept. of Economic Development
CDBG Program
301 W High St, Rm 770
PO Box 118
Jefferson City, MO 65102
573-751-3600; Fax, 573-526-4157

MO Commission of Human Rights
421 E Dunklin, PO Box 1129
Jefferson City, MO 65102
573-751-3325; Fax, 573-751-2905

US Equal Opportunity Commission
Kansas City Area Office
Gateway Tower 11
400 State Ave, Ste 905
Kansas City, MO 66101
800-669-4000

8. These rules will be construed to protect the substantive rights of interested persons, meet appropriate due process standards and assure that the City of Tipton complies with the Section 504/ADA and all implementing regulations.

This procedure was adopted by the City of Tipton on the ____ day of July 2023.

Mark Hampton, Mayor

ATTEST:

Jennifer Schmidt, City Clerk