

# City Of Dixon Ordinances

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166	19 June 1975	Relating To Narcotic Drugs
167	7 July 1975	Vacating A Certain Alleyway
168	4 August 1975	Repealing Ordinances 154, 155 And 156 Concerning Railroad Operations
169	4 August 1975	Imposing A Tax For General Revenue Purposes On All Sellers
170	3 November 1975	Authorizing The Issuance Of One General Obligation Bond <b>Repealed By Ordinance 171</b>
171	1 December 1975	Repealing Ordinance 170 For Issuance Of General Obligation Bonds
172	11 December 1975	Providing A Budget For FY-77
173	5 January 1976	Governing The Operation Of A Motor Vehicle While Under The Influence Of Alcohol <b>Repealed By Ordinance 174 And 453</b>
174	1 March 1976	Governing The Operation Of A Motor Vehicle While Under The Influence Of Alcohol; <b>Repealed By Ord. 452</b>
	3 May 1976	Resolution Setting Aside Park Land
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177	9 February 1977	Vacating A Portion Of Street In Shelton-Elkins Addition to the City of Dixon, Missouri
178	7 March 1977	Authorizing The Execution Of An Agreement For Engineering Services For A Sewer Project
179	7 March 1977	Enacting A New Ordinance Providing For Business Licenses
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181	6 June 1977	Governing The Operation Of A Motor Vehicle
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187	6 December 1977	Authorizing The Borrowing Of Funds For The Park Board
188	6 December 1977	Employing Accountants For The City
189	6 December 1977	Employing An Attorney For The City; Waiver Of Notice For Special Meeting
190	6 December 1977	Providing A Budget For FY-78
191	6 March 1978	Authorizing The Employment Of The City Attorney
192	1 May 1978	Establishing A Personnel Policy; <b>Repealed By Ord. 249</b>
193	7 August 1978	Relating To Animal Control
194	5 September 1978	Tax Levy For The Year of 1978
195	4 October 1978	Annexing Property To The City Of Dixon, Missouri (Shepherd Park)
196	25 October 1978	Amending Section 3 Of Ordinance 141 Dated 19 March 1971
197	26 Dec 1978	Establishing The City Police Court
198	13 March 1979	Relating To Enumeration Of Nuisances
199	10 April 1979	Calling For A Special Election To Fill The Vacancy Of Alderman Of The Second Ward
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203	8 May 1979	Relating To Reimbursement For Travel Expenses For Elected Officials
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205	12 June 1979	Annexing Property To The City Of Dixon, Missouri
206	12 June 1979	Annexing Property To The City Of Dixon, Missouri
207	12 June 1979	Annexing Property To The City Of Dixon, Missouri
208	12 June 1979	Annexing Property To The City Of Dixon, Missouri
209	10 July 1979	Annexing Property To The City Of Dixon, Missouri
210	10 July 1979	Annexing Property To The City Of Dixon, Missouri
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212	11 September 1979	Calling For A Special Election To Issue General Obligation Bonds And Revenue Bonds
213	9 October 1979	Execute An Agreement For The Collection And Disposal Of Solid Waste; <b>Repealed By Ord. 246</b>
214	9 October 1979	Reimposing The City Sales Tax On Residential Utility Service Provided Within The Municipality
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218	11 December 1979	Annexing Property To The City Of Dixon, Missouri
219	11 December 1979	Annexing Property To The City Of Dixon, Missouri
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222	25 March 1980	Fixing The Salary For The City Clerk
223	8 April 1980	Establishing Personnel Policy For The City Of Dixon, Missouri <b>Repealed By Ordinance 249</b>
224	12 May 1980	Relating To The offense Of Interfering With A Police Officer In The Discharge Of His Official Duties
225	10 June 1980	Annexing Property To The City Of Dixon, Missouri
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232	19 August 1980	Combined Waterworks And Sewerage System Refunding And Improvement Bonds Series 1980 <b>Amended By Ord. 457</b>
233	9 September 1980	Relating To Loitering In Public Places
234	16 December 1980	Pertaining To Fair Housing Regulations
235	13 January 1981	Authorizing The Mayor To Execute An Agreement For The Collection And Disposal Of Solid Waste
236	10 December 1980	A Comprehensive Business License Ordinance For The City Of Dixon, Missouri (Letter Size)
237	10 March 1981	Relating To Peace Disturbance
238	13 January 1980	A Comprehensive Stop Sign Ordinance
239	8 September 1981	Tax Levy For The Year of 1981
240	3 August 1981	Returning The Office Of City Clerk To A Hired Position
241		Establish A User Charge System For Sewerage System
242		Sewer Use
243	5 October 1981	Annexing Property To The City Of Dixon, Missouri
244	5 October 1981	Annexing Property To The City Of Dixon, Missouri
245	7 December 1981	Authorizing The Payment Of Certain Wages And Salaries Of Waterworks, Sewage System And Maintenance
246	13 February 1982	Authorizing An Agreement With M&M Sanitation For Collection And Disposal Of Solid Waste
247	19 April 1982	Defining Food And Drink Place Of Business, Regulatory Authority; <b>Repealed by Ord. 443</b>

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<u>Ordinance</u>	<u>Date</u>	<u>Title</u>
248	19 April 1982	Regulating The Maintenance And Operation Of An Ambulance Service
249	19 April 1982	Establishing A Uniform Personnel Policy For City Employees <b>Amended By Ordinance 463 &amp; 475</b>
250	2 August 1982	For Installation Of Railroad Crossing Signals At The Intersection Of Elm St. And The Railroad Grade Crossing
251	2 August 1982	Tax Levy For The Year of 1982
252	7 September 1982	Relating To Animal Control; <b>Repealed By Ord. 408</b>
253	4 October 1982	Legislation To Revise And Update Current Statues Relating To Municipal Laws
254	1 November 1982	Hiring And Fixing The Salary For The City Clerk For A Period Of One (1) Year
255		Establishing A User Charge System For Wastewater Treatment Works; <b>Repealed By Ord. 257</b>
256	10 December 1982	National Drunk And Drugged Driving Awareness Week City Of Dixon Proclamation
257	7 March 1983	Establishing A User Charge System For Waste Water Treatment Works <b>Amended By Ord. 457</b>
258	7 March 1983	Fixing The Salary Of The City Marshal
259	7 March 1983	Fixing The Salary Of The Municipal Court Judge; <b>Amended Ord. 404</b>
260	4 April 1983	Fixing The Salary Of The Mayor <b>Amended By Ord. 519</b>
261	4 April 1983	Fixing The Salary Of The Board Of Alderman <b>Amended By Ord. 520</b>
262	6 June 1983	Amending The Water Rate And Charge System In Effect As Reflected In Ordinance 151; <b>Amended Ord. 399</b>
263	6 May 1983	Apply For Outdoor Recreation Assistance Program For Park Improvements
264	6 June 1983	Resolution Stating The Support For The Pulaski County Community Development Block Grant
265	28 June 1983	Regulating The Use Of Public And Private Sewers And Drains
266	8 August 1983	Tax Levy For The Year of 1983
267	10 October 1983	Annexing Property To The City Of Dixon, Missouri
268	7 November 1983	Hiring And Fixing The Salary The Position Of City Clerk
269	5 December 1983	Pertaining To The Subject Matter Of Operators Licenses And Vehicle License Plates
270	19 April 1984	Pertaining To The Subject Of Nuisances
271	22 June 1984	Annexing Property To The City Of Dixon, Missouri
272	31 July 1984	Providing For The Mandatory Collection, Transportation, Storage, Processing And Disposal Of Solid Waste
273	6 August 1984	Tax Levy For The Year of 1984
274	4 March 1984	Execute An Agreement For Collection And Disposal Of Solid Waste <b>Repealed By Ord. 426</b>
275	4 March 1986	Adopting And Enacting A Code Of Ordinances Of The City Of Dixon, Missouri
276	14 June 1985	Authorizing Granting Of Easement
277	1 July 1985	Requiring The Display Of Street Numbers On Dwellings Or Structures
278	15 August 1985	Tax Levy For The Year of 1985
279	5 September 1985	Establishing Opening And Closing Hours For Certain Businesses Serving Alcoholic Beverages
280	7 October 1985	Providing For The Sale Of Water To Public Water Supply District Number 3
281	7 October 1985	Annexing Property To The City Of Dixon, Missouri
282	2 December 1985	Hiring And Fixing The Salary For The City Clerk For A Period Of One (1) Year
283	6 January 1986	Authorizing The Mayor To Execute An Agreement For The Collection And Disposal Of Solid Waste
284	3 February 1986	Annexing Property To The City Of Dixon, Missouri
285	3 February 1986	Authorizing The Mayor To Enter Into An Agreement With The Missouri Division Of Highway Safety
286	12 February 1986	Authorizing The Mayor And City Clerk To Enter Into A Loan Agreement With Cord Moving And Storage Co. Inc.
287	2 June 1986	Vacating A Portion Of Streets And Alleys In Santee's Addition
288	25 August 1986	Tax Levy For The Year of 1986
289	8 September 1986	Establishing Penalties For Delinquent Property Taxes Within The City Of Dixon, Missouri
290	8 September 1986	Providing For Court Costs in Municipal Ordinance Violation Cases
291	22 September 1986	Annexing Property To The City Of Dixon, Missouri
292	3 November 1986	Annexing Property To The City Of Dixon, Missouri
293	1 December 1986	Annexing Property To The City Of Dixon, Missouri
294	23 November 1986	Hiring And Fixing The Salary Of The City Clerk For A Period Of Two Years
295	10 December 1986	Annexing Property To The City Of Dixon, Missouri
296	5 January 1987	Authorizing the Mayor to Execute on Behalf of City of Dixon that Certain Agreement for the Collection and Disposal of Solid Waste
297	20 July 1987	Establishing Penalties For Possession Of Intoxicants By A Minor
298	3 August 1987	Tax Levy For The Year of 1987
300	3 August 1987	Establishing Penalties For Operating An Unlicensed Motor Vehicle
301	26 October 1987	Adapting A Solid Waste Management Plan
302	7 December 1987	Establish A Water Meter Installation Fee
303	7 December 1987	Authorizing The Mayor To Execute An Agreement For The Collection And Disposal Of Solid Waste
304	4 January 1988	Providing For Renewal Of A Franchise Granted To Gascoage Electric Cooperative <b>Amended By Ord. 400</b>
305	5 July 1989	Abandon Certain Easements Across Real Property And Enter Into A Lease With Dixon Senior Center
306	21 August 1989	Tax Levy For The Year of 1989
307	14 September 1989	Vacating A Portion Of Elm Street
308	6 November 1989	Annexing Property To The City Of Dixon, Missouri <b>Repealed By Ord. 472</b>
309	4 December 1989	Annexing Property To The City Of Dixon, Missouri
310	6 February 1990	Establish A One-Half Of One Percent Sales Tax For Capital Improvements And Put It Before The Voters For Approval
311	27 March 1990	Authorizing The Mayor To Execute Documents Necessary To Join The Missouri Intergovernmental Risk Management Association
312	5 April 1990	Adopting Rules And Regulations For The Establishment And Operation Of The Dixon Police Department <b>Amended By Ord. 325</b>
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314	21 June 1990	Establishing The Control, Registration And Disposition Of Animals Running At Large Within City Limits
315	2 July 1990	Establishing Penalties For Operating A Motor Vehicle Without Using A Restraining Device <b>Repealed By Ord. 412</b>
316	2 July 1990	Establishing Penalties For Trespass In The First Degree
317	2 July 1990	Establishing Penalties For Trespass In The Second Degree
318	2 July 1990	Establishing An Increase In Court Costs For The Law Enforcement Officers Training Fund
319	2 July 1990	Authorizing The Municipal Court To Enter A Judgment For The Crime Victim's Compensation Fund <b>Repealed By Ord. 454</b>
320	27 August 1990	Tax Levy For The Year of 1990
321	12 September 1990	Establishing Penalties For Possession Of Open Container Of Intoxicants
322	10 December 1990	Authorizing The Mayor To Execute An Agreement For The Collection And Disposal Of Solid Waste
323	6 May 1991	Authorizing The Mayor To Execute An Amendment To The Agreement For The Collection And Disposal Of Solid Waste
324	6 May 1991	Establishing Penalties For Failure To Procure Annual City Business License
325	6 May 1991	Amending Ordinance 312, To Provide For Written Disciplinary Action Against Patrolmen
326	6 May 1991	Prohibiting The Smoking Of Tobacco Products In City Hall
327	13 May 1991	Annexing Property To The City Of Dixon, Missouri (Country Club Estates)
328	3 June 1991	Annexing Property To The City Of Dixon, Missouri
329	3 June 1991	Designating East Chestnut Street As One-Way
330	3 June 1991	Establish The Name Or Names Of Certain Street (Ash Street)
331	4 June 1991	Vacating A Portion Of Hilltop Street
332	3 June 1991	To Submit The Question Of A Tax Levy Of Seventy One Cents On The One Hundred Dollars Assessed Valuation

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333	20 August 1991	Tax Levy For The Year of 1991
334	19 August 1991	Providing For The Appointment Rather, Rather Than The Election, Of A Chief Of Police, <b>Amended By Ord. 337</b>
335	19 August 1991	Annexing Property To The City Of Dixon, Missouri
336	9 September 1991	Prohibiting The Maintenance Of Nuisances, Providing For Abatement And Penalties For Nuisances
337	7 October 1991	Establishing A New Date For Submission Of The Question Posed By Ordinance 334, Providing For An Appointed Chief Of Police
	11 January 1992	Grant Of Easement For A Sewer Line
338	3 February 1992	Authorizing The Holding Of A Special Election To Fill The Unexpired Four Year Term Of City Marshal, One Year Remains
339	16 March 1992	Providing For The Appointment, Rather Than The Election, Of A Chief Of Police
340	4 May 1992	Vacating A Portion Of Pearl Street In Murphy's Addition
341	24 August 1992	Tax Levy For The Year of 1992
342	5 October 1992	Amending Section 1 Of Ordinance 341, Tax Levy For The Year of 1992
343	2 November 1992	To Enter Into A Legal Service Contract With Williams, Robinson, Turley & White, P.C.
344	7 December 1992	Authorizing The Mayor To Enter Into An Obligation With The Sate Bank Of Dixon For Purchasing A City Computer System
345	7 June 1993	Establish A Water Meter Installation Fee <b>(NEED BETTER COPY)</b>
346	7 June 1993	Fixing The Salary Of The City Marshal <b>Amended By Ord. 405 &amp; 498</b>
347	7 June 1993	Fair Housing Defining Discriminatory Practices And Creating A Fair Housing Committee <b>(NEED A BETTER COPY)</b>
348	7 June 1993	Establishing Housing Rehabilitation Grant Guidelines Under The Community Block Grant No. 93-ND-04 <b>(NEED BETTER COPY)</b>
349	12 July 1993	Accepting The Ozark Rivers Solid Waste Management Plan
350	25 August 1993	Tax Levy For The Year of 1993
351	4 October 1993	Enable City police Officers To Act In An Emergency Situation Outside City Limits
352	1 November 1993	Enter Into A Legal Services Contract With Williams, Robinson, Turley, & White, P.C.
353	1 December 1993	Authorizing The Conveyance Of A Special Warranty Deed To Brown Shoe Group, Inc.
354	3 January 1994	Authorizing The Mayor To Execute on Behalf of City of Dixon an Extension to the Agreement for the Collection and Disposal of Solid Waste, For One Year
355	24 March 1994	Annexing Property To The City Of Dixon, Missouri
356	4 April 1994	Vacating A Ten Foot Wide Strip Running Along The West Side Of Pine Street
357		
358	11 July 1994	Execute An Agreement For The Collection And Disposal Of Solid Waste <b>Amended By Ord. 385, Repealed By Ord. 426</b>
359	11 July 1994	Changing The Name Of Brown Street 1 & 2 To Paramount Street 1 & 2
360	11 July 1994	Execute An Agreement For The Operation Of The Rural Fire Department Within The City Limits
361	19 August 1994	Calling For A Special Election On Imposing A Sales Tax For Transportation Purposes <b>(NO ATTACHMENTS)</b>
362	19 August 1994	Vacating A Portion Of Sixth Street And Ellen Street
363A	29 August 1994	Tax Levy For The Year of 1994
363B	7 November 1994	Changing Street Names For Emergency 911 Purposes (Spruce, Dogwood, Redbud And Andrews Drive)
364A	7 November 1994	Dedicating Streets For Emergency 911 Purposes
365	21 November 1994	Vacating A Portion Of Fifth Street
366	5 December 1994	Imposing A Tax For Transportation Purposes
367	5 December 1994	Prohibiting Transport Of A Child Without A Child Safety Restraint <b>Repealed By Ord. 412</b>
368	24 January 1995	Dedicating And Naming An Alley For Emergency 911 Purposes (Pecan Alley)
369	5 December 1994	Changing The Name Of The City Park To Dixon Lion's Club Park
370	24 January 1995	Pertaining To Fair Housing, Discriminatory Housing Practices
371	24 January 1995	Enter Into A Legal Services Contract With Williams, Robinson, Turley, & White, P.C.
372	6 February 1995	Amending Ordinance 370 Pertaining To Fair Housing, Discriminatory Housing Practices
373	6 March 1995	Amending The Water Rate And Charges, And The Waste Water User Charges <b>Amended By Ord. 457</b>
374	13 March 1995	Enter Into A Lease Purchase Agreement With The State Bank Of Dixon For Financing Equipment <b>(NO EXHIBIT ATTACHED)</b>
375	3 April 1995	Authorizing The Mayor To Accept a Promissory Note and Second Deed of Trust from Universal Mfg and Equip Co for the Refinancing of an Existing Industrial Development Loan from City of Dixon
376	1 May 1995	Dedicating And Naming An Alley For 911 Purposes (Plum Alley)
377	5 June 1995	Authorizing The Conveyance Of A Special Warranty Deed To Dixon R-1 School District
378	10 July 1995	Enter Into A Lease Purchase Agreement With The State Bank Of Dixon For Financing Equipment
379	26 July 1995	Establishing Rules And Procedures For The Removal Of Officers Of The City And Veto Override
380	7 August 1995	Vacating a Portion of a Street Known as Walnut Street Lying South of Chestnut Street in Santee's Addition in Dixon
381	21 August 1995	Tax Levy For The Year of 1995 <b>(NEED BETTER COPY)</b>
382	2 October 1995	Authorizing The Mayor To Enter Into A Contract With Stack & Associates, Inc. To Provide Engineering Consultant Services
383	2 October 1995	Vacating A Portion Of An Alley In Murphy's Addition
384	6 November 1995	Designating Truck Routes And Regulating Parking Of Vehicles Over 24,000 Pounds Gross Weight
385	21 November 1995	Amending Ordinance 358, To Execute An Agreement For Collection And Disposal Of Solid Waste <b>Repealed By Ord. 426</b>
386	5 February 1996	Enter Into A Legal Services Contract With Williams, Robinson, Turley, White & Rigler, P.C.
387	4 March 1996	Provide For The Collection Of Court Costs To Be Used For Police Officer Training Fund
388	14 March 1996	Providing For Police Training Requirements
389	14 March 1996	Provide For The Collection Of Court Costs To Be Used For Police Officer Training Fund
390	19 March 1996	Granting A Renewal Franchise To Cable America Corporation
391	6 May 1996	Changing The Name Of The City Park To John Sheppard Park
392	23 May 1996	Authorizing Participation In An Economic Adjustment Program
393	1 June 1996	Amending Ordinance 185, Establishing A City Park Board
394	5 August 1996	Establishing A Fee For Collection And Removal Of Solid Waste <b>Amended By Ord. 406, Repealed By Ord. 426</b>
395	5 August 1996	Authorizing The Mayor To Amend The Contract With Wat-Park Sanitation Service
396	12 August 1996	Calling For A Special Election On A General Obligation Bond Question
397	28 August 1996	Tax Levy For The Year of 1996
398	7 October 1996	Amending Ordinance 2, Designating Wards For The City
399	4 November 1996	Amending Ordinance 262, Pertaining To Water Rate And Charge System
400	2 December 1996	Amending Ordinance 304 And 161, Pertaining To Gascosage Electric Cooperative
401	2 December 1996	Renewal Of Franchise Granted To Gascosage Electric Cooperative
402	2 December 1997	Providing For Appointment Rather Than Election Of A Chief Of Police, Election On 1 April 1997 <b>(NOT SIGNED OR DATED)</b>
403	2 December 1996	Authorizing General Obligation Street Bonds Series 1996
404	16 December 1996	Amending Ordinance 259, Fixing The Salary Of The Municipal Judge <b>Amended By Ord. 518</b>
405	16 December 1996	Amending Ordinance 346, An Ordinance Fixing The Salary Of The City Marshal <b>Amended By Ord. 498</b>
406	6 January 1997	Amending Ordinance 394 Establishing A Fee For The Collection And Removal Of Solid Waste
407	6 January 1997	Fixing The Terms And Conditions Under Which The City Will Supply Utilities Outside Of The City Limits
	14 June 1997	Proclamation For National Flag Day
408	11 August 1997	Repealing Ordinances 43 And 252 And Establishing Regulations Regarding Animals Within The City Limits
409	11 August 1997	Amending Ordinance 4 Providing For Elections
410	26 August 1997	Tax Levy For The Year of 1997
411	8 September 1997	Annexing Property To The City Of Dixon, Missouri A Proclamation For The Sale Of Buddy Poppies By The Veterans Of Foreign Wars 1997
412	8 September 1997	Repealing General Ordinances Nos 315 and 367 and Establishing Regulations Concerning the Use of Seatbelts in a Motor Vehicle and Passengers in Truck Beds within City Limits

City Of Dixon Ordinances

<u>Ordinance</u>	<u>Date</u>	<u>Title</u>
413	1 December 1997	Regulating CABO One And Two Family Dwellings (NO ATTACHMENTS) Repealed By Ord. 459
414	3 March 1998	Naming An Alley For 911 Purposes As Tyson Alley
415	2 March 1998	Designating Tyson Alley As One-Way
	7 April 1998	Ballot Language And Proclamation By Mayor
	1 May 1998	Loyal Day Proclamation
416	4 May 1998	Regulating Mobile Homes And Mobile Home Parks Repealed By Ord. 448
417	4 May 1998	Authorizing The Mayor To Execute A Petition Requesting Annexation (NO EXHIBIT A ATTACHED)
418	4 May 1998	Vacating A Twenty Foot Alley Along East Side Of Block Six Of Murphy's Addition
419	14 May 1998	Annexing Property To The City Of Dixon, Missouri (Roberson)
420	14 May 1998	Annexing Property To The City Of Dixon, Missouri (Luebbert)
421	3 August 1998	Vacating All Streets And Easements Shown On The Plat For Heritage Village
422	3 August 1998	Repealing Ordinance 50 And Establishing Regulations Governing The Presence Of Minors
423	14 September 1998	Annexing Property To The City Of Dixon, Missouri (NEED BETTER COPY)
424	14 September 1998	Tax Levy For The Year Of 1998 (NEED BETTER COPY)
425	14 September 1998	Amending The Water Rates And Charges And The Waste Water User Charges System (NEED BETTER COPY)
426	28 September 1998	Repealing Ordinances 274, 358, 385 And 394, And Establishing Regulations For Collection And Removal Of Solid Waste A Proclamation For The Sale Of Buddy Poppies By The Veterans Of Foreign Wars 1998
427	7 December 1998	Enter Into A Lease Purchase Agreement For Financing Equipment (Truck) (NO EXHIBIT 1 ATTACHED)
428	7 December 1998	Enter Into A Lease Purchase Agreement For Financing Equipment (Dumpster) (NO EXHIBIT 1 ATTACHED)
429	4 January 1999	Authorizing The Mayor To Enter Into A Lease Agreement With The Dixon Rural Volunteer Fire Protection District
	1 May 1999	Loyal Day Proclamation
	3 May 1999	Missouri Community Assessment Program Resolution
430	30 August 1999	Authorizing The Mayor To Enter Into A Contract For Legal Services With Williams, Robinson, White, Rigler & Parker, P. C.
431	13 September 1999	Authorizing The Mayor To Enter Into A Contract With The Ft. Leonard Wood Regional Commerce And Growth Association
432	13 September 1999	Authorizing The Mayor To Enter Into A Contract With Municipal Tax Consulting And Management A Proclamation For The Sale Of Buddy Poppies By The Veterans Of Foreign Wars 1999
433	15 November 1999	Authorizing The Mayor To Enter Into A Contract For Jailer/Dispatcher Duties (NO EXHIBIT A ATTACHED)
434	6 December 1999	Annexing Property To The City Of Dixon, Missouri (101 Davis Street)
435	3 January 2000	Calling For A Special Election To Authorize One-Half Of One Percent Sales Tax (Check Against Original and Ord. 442)
436	7 February 2000	Authorizing The Conveyance Of A Special Warranty Deed To Dixon Senior Center, Inc (NO EXHIBIT A ATTACHED)
437	7 February 2000	Authorizing The Mayor To Enter Into A Contract To Purchase Two Acres Of Land (NO EXHIBIT A ATTACHED)
438	20 April 2000	Authorizing The Mayor To Enter Into A Contract For Sale To Town & Country Supermarkets (NO EXHIBIT A ATTACHED)
439	20 April 2000	Authorizing The Mayor To Execute A Deed Of Release Releasing A Deed Of Trust (NO EXHIBIT A ATTACHED)
440	5 June 2000	Annexing Property To The City Of Dixon, Missouri (202 N. Doyel Street)
441	5 June 2000	Annexing Property To The City Of Dixon, Missouri (303 N. High Street)
443	7 August 2000	Repealing Ordinance 247 Defining Food And Drink Place Of Businesses, Regulatory Authority
444	21 August 2000	Tax Levy For The Year Of 2000
	11 September 2000	Resolution To Endorse Dixon Area Development Committee
445	6 November 2000	City Provides Retirement Coverage To Eligible Employees
446	5 February 2001	Authorizing The Mayor To Enter Into A Contract With Archer Engineering (NO EXHIBIT A ATTACHED)
447	5 March 2001	Authorizing The Mayor To Enter Into A Contract With Flynn Drilling to Provide Well Drilling Services to the City
448	2 April 2001	Repealing Ordinance 416 Regulating Mobile Homes And Mobile Home Parks
449	2 April 2001	Repealing Ordinance 145 And Adapting Chapter 300 RsoM, Known As The Model Traffic Ordinance
450	4 June 2001	Authorizing The Mayor To Enter Into A Contract With The Ft. Leonard Wood Regional Commerce And Growth Association
451	30 August 2001	Tax Levy For The Year Of 2001
452	1 October 2001	Repealing Ordinance 174 And Establishing Regulations Governing Driving While Intoxicated
453	1 October 2001	Repealing Ordinance 173 And Establishing Regulations Governing Driving With Excessive Blood Alcohol Content
454	1 October 2001	Authorizing The Municipal Court To Enter A Judgment For The Crime Victim's Compensation Fund
	23 October 2001	Proclamation 50 <sup>th</sup> Anniversary Of The Korean War Proclamation For Sale Of Buddy Poppies
455	4 February 2002	Annexing Property To The City Of Dixon, Missouri (300 N. Doyle Street)
456	4 February 2002	Annexing Property To The City Of Dixon, Missouri (103 N. High Street) (INCOMPLETE COPY)
457	4 February 2002	Amending Ordinance 151, 257 And 373 The Water Rate And Charges And The Waste Water User Charges System
458	6 May 2002	Annexing to the City, An Unincorporated Area Contiguous and Compact to the Existing Corporate Limits Upon Request of all Property Owners in the Area after Public Hearing
459	6 May 2002	Repealing Ordinance 413 Regulating CABO One And Two Family Dwellings
460	6 May 2002	Amending Ordinance 4 Providing For Elections Within The City
461	3 June 2002	Enter Into A Contract With Ft. Leonard Wood Regional Commerce And Growth Association
462	1 July 2002	Naming A Street For Emergency 911 Purposes (Katie Lane)
463	1 July 2002	Amending Ordinance 249 Establishing A Uniform Personnel Policy
464	5 August 2002	Annexing Property To The City Of Dixon, Missouri (400 E. 5 <sup>th</sup> Street)
465	5 August 2002	Annexing Property To The City Of Dixon, Missouri (201 N. High Street)
466	12 August 2002	Tax Levy For The Year Of 2002
467	12 August 2002	Enter Into A Contract With Utility Services Communication Co.
468	7 October 2002	Establishing The Betty Crews Memorial Walking Trail
469	2 December 2002	Establish A Drug And Alcohol Policy For The City (NEED BETTER COPY)
470	6 January 2003	Publish Names Of Citizens Who Are Delinquent Paying Taxes
	21 January 2003	Resolution Requesting The Establishment Of An Enterprise Zone
471	7 July 2003	Authorizing \$734,999.70 In General Obligation Refunding Bonds Series 2003
472	4 August 2003	Repealing Ordinance 308
473	18 August 2003	Tax Levy For The Year 2003
474	8 September 2003	To Opt Out Of The State Imposed Sales Tax Holiday
475	5 January 2004	Amending Ordinance 249 Establishing A Uniform Personnel Policy
476	1 March 2004	Annexing Property To The City Of Dixon, Missouri (Lots 1 & 2 in Gilbert & Sease)
477	15 March 2004	Enter Into A Legal Services Contract With Williams, Robinson, White & Rigler, P. C.
478	17 May 2004	Pertaining To Firearms In City Buildings
479	16 August 2004	Tax Levy For The Year Of 2004
480	13 September 2004	Enter Into A Contract With Pitney Bowes Co. To Provide Postage Machine And Service
481	18 October 2004	Enter Into An Agreement For Water Meters With Midwest Meter And Determining A Water Rate Increase
482	6 December 2004	Vacating A Portion Of The Alley Running North And South Between Blocks 2 And 3 of Shelton-Elkins Addition
483	11 April 2005	Vacating A Portion Of 6 <sup>th</sup> Street Between Pine Street And Walnut Street
484	22 August 2005	Tax Levy For The Year Of 2005
485	12 October 2005	Authorizing The Mayor To Enter Into A Contract For The Purchase Of Real Estate (NO EXHIBIT ATTACHED)
486	5 December 2005	Dixon Public Library Petition And Ballot Proposal
487	9 January 2006	Providing For The Holding Of A Special Election For The Appointment Of The Collector

City Of Dixon Ordinances

<u>Ordinance</u>	<u>Date</u>	<u>Title</u>
488	20 March 2006	Authorizing The Mayor To Enter Into A Contract With Flynn Drilling Co.
489	1 May 2006	Changing The Position Of Collector From An Elected To An Appointed Position
490	10 July 2006	Dixon Public Library Petition And Ballot Proposal
491	10 July 2006	Adopting And Enacting A New Code Of Ordinances Of The City
492	14 August 2006	Tax Levy For The Year of 2006
493	4 December 2006	Establishing A Method For The Repairing, Vacation Or Demolition Of Dangerous Buildings
	13 December 2006	Petition To Vacate Richard Street
494	8 January 2007	Abandoning, Discontinuing, Closing And Vacating Richard Street As A Public Street
495	5 February 2007	Annexing Property To The City Of Dixon, Missouri (103 N. Oak Lane)
496	9 April 2007	Repeal Sub-paragraph 6 Of Section 125.260 Of The City Code And Enacting A New Section Relating To Jail Fees
497	20 August 2007	Enter Into A Contract With Outreach Consulting & Counseling Services To Provide Probation And Monitoring Services
498	20 August 2007	Fixing The Salary Of The City Marshal
499	20 August 2007	Tax Levy For The Year of 2007
500	20 August 2007	Authorizing The Mayor To Enter Into A Contract With Jeff Rujawitz To Provide Cleaning Services
501	18 September 2007	Repeal Section 340.110 Of The City Code Relating To The Operation Of All-Terrain Vehicles <b>Repealed By Ord. 539</b>
502	4 December 2007	To Establish A Procedure To Disclose Potential Conflicts Of Interest And Substantial Interests For Certain Officials
503	4 April 2008	Resolution Relating To Meeting, Records And Votes Of Governmental Bodies
504	4 August 2008	Establish A Procedure to a Lead Ban in Public and Private Drinking Water Plumbing
505	28 August 2008	Tax Levy For The Year of 2008
506	23 February 2009	To Enter Into A Lease Purchase Agreement With Maries County Bank To Purchase A Refuse Truck <b>(NO COPY OF LEASE)</b>
507	9 September 2009	Tax Levy For The Year of 2009 <b>(NOT SIGNED, NO RECORDED VOTE)</b>
508	1 January 2010	Notice Of Election To Raise Library Tax Levy <b>(NO RECORDED VOTE, NOT SIGNED, NOT DATED)</b>
509	1 February 2010	Establishing The Eligible Enhanced Enterprise Zone
510	12 April 2010	Authorizing The Sale Of Property At 704 W. 5 <sup>th</sup> Street To B. E. E. Investments, LLC (Brown Shoe Factory) <b>(NOT SIGNED)</b>
511	3 May 2010	Amend Section 700.120: Right To Turn On Water Into Service Pipes, Of The Dixon City Code <b>(Ref. Council Minutes 3 May 2010)</b>
512	3 May 2010	Amend Chapter 215.040: Nuisances Of The Code Of The City Of Dixon, Missouri Abatement of Nuisances <b>(Ref. Council Minutes dated 3 May 2010)</b>
513	3 May 2010	Amend Chapter 215.027: Nuisances Of The Code Of The City Of Dixon, Missouri Debris on Property <b>(Ref. Council Minutes 3 May 2010)</b>
514	12 July 2010	Combining The Existing Waterworks System And The Existing Sewerage System
515	12 July 2010	Calling A Special Election On A Revenue Bond \$3.5 Million For The Combined Waterworks And Sewerage Systems
516	30 August 2010	Tax Levy For The Year of 2010
517		Cross Connection Control - General Policy <b>(NO RECORD IN COUNCIL MINUTES ON THIS ORDINANCE)</b>
518	1 March 2011	Amending Ordinance 404, Fixing The Salary Of The Municipal Judge <b>(Ref. 1 Mar 2011 Minutes)</b>
519	1 March 2011	Amending Ordinance 260, Fixing The Salary Of The Mayor <b>(Ref. 1 Mar 2011 Minutes)</b>
520	1 March 2011	Amending Ordinance 261, Fixing The Salary Of The Board Of Alderman <b>(Ref. 1 March 2011 and 19 Apr 2011 Minutes)</b>
521	22 August 2011	Tax Levy For The Year of 2011 <b>(Ref. 22 Aug 2011 Minutes)</b>
522	14 September 2011	Concerning Acceptance And Compliance Requirements For USDA Rural Development Assistance <b>(Ref. 14 Sept 2011 Minutes)</b>
523	17 October 2011	Employment Of Attorney Mel L. Gilbert To Assist The City Of Dixon <b>(Ref. 17 Oct 2011 Minutes)</b>
524	10 September 2012	Tax Levy For The Year of 2011
525	5 November 2012	Accepting The Resignation Of Mayor Ben Copeland
526	5 November 2012	Electing Jeff Clark As Acting President Of The Board Of Alderman
527	5 November 2012	Acting President To Act On All Accounts And Authorizing Other Signatures <b>Repealed By Ord. 528</b>
528	13 February 2013	Repeal Of Ordinance 527 Relating To Accounts With Financial Institutions
529	13 February 2013	Vacating A Portion Of The Alley Between Blocks 2 And 3 Of Shelton-Elkins Addition
530	9 September 2013	Authorizing The Execution Of An Intergovernmental Cooperative Agreement With Pulaski County
531	14 August 2013	Authorizing An Agreement With Pulaski County To Collect Personal Property And Real Estate Taxes
532	22 August 2013	Tax Levy For The Year of 2013
533	4 November 2013	To Repeal Section 210.030 Of The Code Of Laws And Enacting A New Section Relating To Harassment
534	4 November 2013	Establishing The Acts Necessary To Commit The Offense Of Disorderly Conduct
535	4 November 2013	To Regulate Manufactured And Mobile Homes For Safety, Health And General Welfare Of The Public
536	23 January 2014	To Repeal Section 110.170 Of The Code Of Laws Of The City Of Dixon, Missouri And Enacting A New Section
537	21 April 2014	Authorizing \$915,00 Combined Waterworks And Sewage System Revenue Bonds Series 2014 <b>(NEED BETTER COPY)</b>
538	2 June 2014	Authorizing An Agreement With The Dixon Senior Center For City Water
539	23 June 2014	Permitting The Use Of All-Terrain Vehicles On City Streets
540	4 September 2014	Tax Levy For The Year of 2014
541	5 January 2015	Limitation of The Number of Liquor Licenses
542	25 August 2015	Tax Levy For The Year of 2015
543	21 September 2015	To Repeal Section 605.110 Of The Code Of Laws Relating To Juke Boxes And Pinball machines
544	21 September 2015	To Repeal Section 605.120 Of The Code Relating To Billiard And Pool Tables
545		
546	11 January 2016	Enacting A New Section of Chapter of the Municipal Code: Management of Cat Population; Permitted Acts
547	11 January 2016	Amendment To Ordinance 405 Fixing The Salary of The City Marshal
	1 February 2016	Amendment To Ordinance 536 Relating To Meetings Of The Board Of Alderman <b>(Bill 2016-01)</b>
548	1 November 2016	A Resolution To Adapt Pulaski County Natural Hazards Mitigation Plan
549	February 1, 2016	\$970,000 General Obligation Street Bonds Series 2016
550	31 August 2016	Tax Levy For The Year of 2016
551	6 September 2016	Intergovernmental Agreement Between County of Pulaski and City of Dixon to House Prisoners in Dixon City Jail <b>(Not Signed by Presiding Commissioner, Sheriff or County Clerk)</b>
	9 September 2016	Agreement To House Pulaski County Prisoners In Dixon City jail
552	20 September 2016	Authorizing The Mayor To Enter Into A Contract With Lou Fusz Automotive For Dixon Police Department Vehicles
553	20 September 2016	Authorizing The Mayor To Enter Into A Contract With Lou Fusz Automotive For Maintenance Department Vehicles
554	12 December 2016	Renewing A Contract With Gascosage Electric Cooperative For Street Lighting And Electric Service For Twenty (20) Years
554A	12 December 2016	Renewing A Contract With Gascosage Electric Cooperative For Easments For Twenty (20) Years
555	6 February 2017	Enacting A New Section 205.190 Of Chapter 205 Of The Municipal Code <b>(Duplicate to 558)</b>
556	8 May 2017	A Standard For Installation And Replacement Of Driveway Culverts
557	5 June 2017	Amending Certain Provisions Of The Municipal Code To Conform To Senate Bill Number 572
558	9 May 2107	Enacting A New Section 205.190 Of Chapter 205 Of The Municipal Code <b>(Duplicate to 555)</b>
559	8 May 2017	Authorizing The Mayor To Enter Into A Contract With Court Money
560	9 May 2017	Regulating The Use Of Public And Private Sewers And Drains
561	11 September 2017	Tax Levy For The Year 2017
562	17 August 2018	Resolution For Council On City's Finances
563	21 August 2018	Amendment to Ordinance 336, Nuisances
564	30 August 2018	Tax Levy 2018 <b>(NO COPY)</b>
565	20 September 2018	WCA Contract for Trash Service
566	5 November 2018	Law Enforcement Sales Tax, Ballot Issue <b>(NO COPY)</b>
567	17 January 2019	Water and Sewer Rate Increase

City Of Dixon Ordinances

<u>Ordinance</u>	<u>Date</u>	<u>Title</u>
568	7 January 2019	Amending and Updating Ordinance 408 Dated August 11, 1997 Establishing Regulations Regarding Animals Present within the City Limits (Not signed)
569	17 January 2019	Amending and Setting the Water Rates and Charges and the Wastewater Rates and Charges System in Effect in the City (Duplicate of original ord no. 567)
570	8 July 2019	Payment of Persons Designated as Special Municipal Judge
571	22 July 2019	Medical Marijuana Facilities
572	29 August 2019	Tax Levy 2019
573	18 November 2019	Use Tax for General Revenue Purposes at the rate of 1.5%; Providing for the Use Tax to be Repealed, Reduced or Raised and Providing for Submission of the Proposal to the Qualified Voters of the City for their Approval at the Municipal Election held on Tuesday, April 7, 2020, Fixing an Effective Date
574	18 November 2019	Law Enforcement Tax
575	18 November 2019	Fixing the Salary of the City Marshal
576	2 December 2019	Adopting and Enacting a New Chapter 210A, Offenses of City of Dixon, Pulaski Co, State of Missouri
577	2 December 2019	Adopting and Enacting a New Chapter 140, Open Meetings and Records Policy, of the City of Dixon, Pulaski Co, State of Missouri
578	9 January 2020	Authorizing the Mayor to Declare a State of Emergency Arising from Imminent Threat of the 2019 Novel Coronavirus
579	24 March 2020	Authorizing the Mayor to Declare a State of Emergency Arising from Imminent Threat of the 2019 Novel Coronavirus
580		Adopting the Stay at Home Order of the Pulaski Co Commission and Health Board (Not Passed)
580	15 June 2020	Modifying and Amending the Personnel Policy for the City of Dixon
581		Creating the Offense of False Reports, Creating Penalties for the Offense of False Reports, and Fixing an Effective Date
582		Vision Reducing Material
583	26 August 2020	Authorizing, Fixing and Determining a Rate of Levy on the Hundred-dollar Valuation of all Taxable Property within the City for the year 2020
584	24 September 2020	Authorizing and Directing the City to Enter into an Agreement with the Missouri Office of State Courts Administrator and Assessing a Court Automation Fee
585	29 October 2020	Resolution to Adopt the Pulaski County Multi-Jurisdiction Natural Hazards Mitigation Plan
586		Establish a Right to Discontinue Service of Homeowner who has not Paid their Water/Trash/Sewer Accounts
587	7 December 2020	Authorizing a Contract Agreement for the Renovation of Dixon City Hall and Police Department
588	5 April 2021	Annexation of Certain Parcels of Land into the City Limits of the City of Dixon
589	24 March 2021	Authorizing a Contract for the Sale of 213 Country Club Road
590	21 June 2021	Authorizing the Mayor to Enter into an Addendum to its Cooperative Agreement with the County Collector
591	12 July 2021	Establish a Procedure to Disclose Potential Conflicts of Interest and Substantial Interests for Certain Officials
592	17 August 2021	Authorizing, Fixing and Determining a Rate of Levy on the Hundred-dollar Valuation of all Taxable Property within the City for the year 2021
593	26 August 2021	Authorizing, Fixing and Determining a Rate of Levy on the Hundred-dollar Valuation of all Taxable Property within the City for the year 2021 -Corrected
594	7 September 2021	Authorizing the Mayor of the City of Dixon to Enter into a Contract with Archer Group PC
595	23 September 2021	Ratifying and Authorizing a Contract for Garbage and Trash Collection by and Between the City of Dixon and Waste Corporation of Missouri, LLC
596	7 September 2021	Authorizing the Mayor of the City of Dixon to Enter into a Contract with MRPC (Missouri Regional Planning Commission)
597	23 September 2021	Authorizing the Mayor to Enter into an Addendum to its Cooperative Agreement with the County Collector
598	1 November 2021	Holding of an Election within and for the City of Dixon, Missouri on the Questions of the Elimination of the Elected Position of City Marshal and Instead Provide for the Appointment of a Police Chief
599	1 November 2021	Imposing a Use Tax for General Revenue Purposes at 2% Rate
600	6 December 2021	Ratifying and Authorizing a Contract to Lease a Parking Lot to J&B Towing and Recovery LLC
601	3 January 2022	Requiring Applicants for a Business License to Provide Proof of Worker's Compensation Insurance
602	7 February 2022	Waiving the 5% Increase in Water Rates for the Year 2022
603	7 February 2022	Establishing Water and Sewer Rates for Multi-Residential Properties
604	7 March 2022	Annexing Certain Parcels of Real Estate into the Corporate Limits of the City of Dixon
605	7 March 2022	Fixing the Salary of the Mayor of the City of Dixon
606	7 March 2022	Fixing the Salary of the Members of the Board of Aldermen of the City of Dixon
607	8 April 2022	Providing for the State Auditor's Office of the State of Missouri to Perform an Audit of the City's Financial Records
608	2 May 2022	Providing for the Appointment of a Chief of Police
609	5 July 2022	Amending and Setting Waterworks Rates and Charges and the Wastewater Rates and Charges
610	1 August 2022	Annexing Certain Parcels of Real Estate into the Corporate Limits of the City of Dixon
611	1 August 2022	Authorizing, Fixing, and Determining a Rate of Levy on the Hundred-Dollar Valuation of all Taxable Property within the City for the Year 2022
612	1 August 2022	Adopting and Enacting a New Code of Ordinances of the City of Dixon, County of Pulaski, State of MO



**ORDINANCE NO. 402**

**AN ORDINANCE PROVIDING FOR THE APPOINTMENT RATHER THAN THE ELECTION, OF A CHIEF OF POLICE, WHO SHALL PERFORM ALL THE DUTIES REQUIRED OF THE CITY MARSHAL BY LAW; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.**

**BE IT ORDAINED** by the Board of Aldermen of the City of Dixon, Missouri, as follows:

**Section 1: Appointment of Chief of Police:**

Pursuant to Section 79.050 of the Revised Statutes of Missouri, The Board of Aldermen for the City of Dixon does hereby provide that the City shall have a Chief of Police who shall be appointed by the Mayor with the advice and consent of the Board of Aldermen.

**Section 2: Duties of the Chief of Police:**

The Chief of Police shall perform all duties and responsibilities previously performed by the City Marshal, and shall have such further duties and responsibilities as the Board of Aldermen, by ordinance, may establish in accordance with law.

**Section 3: Elimination of City Marshal:**

The position of City Marshal, as an elective position with the City of Dixon, Missouri, is hereby abolished, and replaced with the position of Chief of Police heretofore described.

**Section 4: Clerk to submit question:**

The City Clerk is hereby directed to cause the question of whether the elective position of City Marshal shall be replaced by the appointive position of Chief of Police to be submitted to the registered voters of the City of Dixon, Missouri, at the election scheduled for April 1, 1997.

**Section 5: Effective Date:**

If approved by a majority of the voters voting during the April 1, 1997, election, this ordinance shall take effect on the 1st day of April, 1997, at which time the Mayor, with the advice and consent of the Board of Aldermen, shall select a Chief of Police for the City, who shall serve in such capacity for such period of time as the Board of Aldermen may, by ordinance, establish.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 2ND DAY OF DECEMBER, 1997.**

\_\_\_\_\_  
**JOHN N. THILGES, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**JOYCE THOMAS, CITY CLERK**  
**(CITY SEAL)**

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$970,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION STREET BONDS, SERIES 1996, OF DIXON, MISSOURI; PRESCRIBING THE FORM AND DETAILS OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH.**

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**WHEREAS**, Dixon, Missouri (the "City"), is a city of the fourth class and political subdivision of the State of Missouri, duly created, organized and existing under and by virtue of the constitution and laws of the State of Missouri; and

**WHEREAS**, the City is authorized under the provisions of Article VI, Section 26 of the Constitution of Missouri, 1945, as amended, and Section 95.115 *et seq.*, RSMo, to incur indebtedness and issue and sell general obligation bonds of the City to evidence such indebtedness for lawful purposes, upon obtaining the approval of the required majority of the qualified electors of the City voting on the question to incur such indebtedness; and

**WHEREAS**, pursuant to such authority, an election was duly held in the City at the general election on November 5, 1996, on the question whether to issue the general obligation bonds of the City in the amount of \$970,000 for the purpose of resurfacing and improving the streets; and

**WHEREAS**, the votes cast at said election were duly canvassed as provided by law, and it was found and declared that not less than four-sevenths of the qualified voters of the City voting at said election on said question voted in favor of the issuance of said bonds, the vote on said question having been 6 votes for the issuance of said bonds and 0 votes against the issuance of said bonds; and

**WHEREAS**, the City has not issued any of the bonds authorized at said election and desires to issue all \$970,000 of the bonds so authorized at said election; and

**WHEREAS**, the bonds so authorized have been duly sold, and it is hereby found and determined that it is necessary and advisable and in the best interest of the City and its inhabitants at this time to authorize the issuance and delivery of said bonds for the purposes aforesaid;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF DIXON, MISSOURI, AS FOLLOWS:**

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**ORDINANCE NO. 403**

**OF**

**DIXON, MISSOURI**

**PASSED**

**DECEMBER 2, 1996**

**AUTHORIZING**

**\$970,000**

**GENERAL OBLIGATION STREET BONDS**

**SERIES 1996**

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ORDINANCE NO. 403

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## ARTICLE I

### DEFINITIONS

**Section 101. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms as used in this Resolution shall have the following meanings:

**"Arbitrage Instructions"** means the Arbitrage Instructions attached as **Exhibit A** to the City's Arbitrage Certificate relating to the Bonds, as the same may be amended or supplemented in accordance with the provisions thereof.

**"Bond Counsel"** means Gilmore & Bell, P.C., Kansas City, Missouri, or other attorneys or firm of attorneys with a nationally recognized standing in the field of municipal bond financing selected by the City.

**"Bond Payment Date"** means any date on which principal of or interest on any Bond is payable.

**"Bond Register"** means the books for the registration, transfer and exchange of Bonds kept at the office of the Paying Agent.

**"Bondowner," "Owner" or "Registered Owner"** when used with respect to any Bond means the Person in whose name such Bond is registered on the Bond Register.

**"Bonds"** means the General Obligation Street Bonds, Series 1996, authorized and issued by the City pursuant to this Resolution.

**"Business Day"** means a day, other than a Saturday, Sunday or holiday, on which the Paying Agent is scheduled in the normal course of its operations to be open to the public for conduct of its banking operations.

**"City"** means the City of Dixon, Missouri, and any successors or assigns.

**"Code"** means the Internal Revenue Code of 1986, as amended, and the applicable regulations of the Treasury Department proposed or promulgated thereunder.

**"Debt Service Fund"** means the fund by that name referred to in **Section 501** hereof.

**"Defaulted Interest"** means interest on any Bond which is payable but not paid on any Interest Payment Date.

**"Defeasance Obligations"** means any of the following obligations:

(a) United States Government Obligations that are not subject to redemption in advance of their maturity dates; or

(b) obligations of any state or political subdivision of any state, the interest on which is excluded from gross income for federal income tax purposes and which meet the following conditions:

(1) the obligations are (i) not subject to redemption prior to maturity or (ii) the trustee for such obligations has been given irrevocable instructions concerning their calling and redemption and the issuer of such obligations has covenanted not to redeem such obligations other than as set forth in such instructions;

(2) the obligations are secured by cash or United States Government Obligations that may be applied only to principal of, premium, if any, and interest payments on such obligations;

(3) such cash and the principal of and interest on such United States Government Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the obligations;

(4) such cash and United States Government Obligations serving as security for the obligations are held in an escrow fund by an escrow agent or a trustee irrevocably in trust;

(5) such cash and United States Government Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and

(6) the obligations are rated in the highest rating category by Moody's (presently "Aaa") or Standard & Poor's Ratings Group (presently "AAA").

**"Interest Payment Date"** means the Stated Maturity of an installment of interest on any Bond.

**"Maturity"** when used with respect to any Bond means the date on which the principal of such Bond becomes due and payable as therein and herein provided, whether at the Stated Maturity thereof or by call for redemption or otherwise.

**"Ordinance"** means this Ordinance as from time to time amended in accordance with the terms hereof.

**"Outstanding"** means, when used with reference to Bonds, as of any particular date of determination, all Bonds theretofore authenticated and delivered hereunder, except the following Bonds:

(a) Bonds theretofore cancelled by the Paying Agent or delivered to the Paying Agent for cancellation;

(b) Bonds deemed to be paid in accordance with the provisions of **Section 701** hereof; and

(c) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered hereunder.

**"Paying Agent"** means Boatmen's Trust Company, in the City of Kansas City, Missouri, and any successors or assigns.

**"Permitted Investments"** means any of the following securities, if and to the extent the same are at the time legal for investment of the moneys held in the funds and accounts listed in **Section 501** hereof:

(a) United States Government Obligations;

(b) certificates of deposit or time deposits, whether negotiable or nonnegotiable, issued by any bank or trust company organized under the laws of the United States or any state, provided that such certificates of deposit or time deposits shall be either (1) continuously and fully insured by the Federal Deposit Insurance Corporation, or (2) continuously and fully secured by United States Government Obligations which shall have a market value, exclusive of accrued interest, at all times at least equal to the principal amount of such certificates of deposit or time deposits; and

(c) any other securities or investments that are lawful for the investment of moneys held in such funds or accounts under the laws of the State of Missouri.

**"Person"** means any natural person, corporation, partnership, joint venture, association, firm, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof or other public body.

**"Project"** means resurfacing and improving the streets.

**"Purchase Price"** means 95.25% of the principal amount of the Bonds, together with accrued interest to the date of delivery and payment.

**"Purchaser"** means McLiney and Company, Kansas City, Missouri, the original purchaser of the Bonds.

**"Record Date"** for the interest payable on any Interest Payment Date means the 15th day (whether or not a Business Day) of the calendar month next preceding such Interest Payment Date.

**"Redemption Date"** when used with respect to any Bond to be redeemed means the date fixed for such redemption pursuant to the terms of this Resolution.

**"Redemption Price"** when used with respect to any Bond to be redeemed means the price at which such Bond is to be redeemed pursuant to the terms of this Resolution, including the applicable redemption premium, if any, but excluding installments of interest whose Stated Maturity is on or before the Redemption Date.

**"Series 1996 Project Fund"** and **"Project Fund"** means the Series 1996 Project Fund referred to in **Section 501** hereof.

**"Special Record Date"** means the date fixed by the Paying Agent pursuant to **Section 204** hereof for the payment of Defaulted Interest.

**"Stated Maturity"** when used with respect to any Bond or any installment of interest thereon means the date specified in such Bond and this Resolution as the fixed date on which the principal of such Bond or such installment of interest is due and payable.



**"United States Government Obligations"** means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of, or obligations the principal of and interest on which are fully and unconditionally guaranteed as to full and timely payment by, the United States of America, including evidences of a direct ownership interest in future interest or principal payments on obligations issued or guaranteed by the United States of America (including the interest component of obligations of the Resolution Funding Corporation).

**ARTICLE II**

**AUTHORIZATION OF BONDS**

**Section 201. Authorization of Bonds.** There shall be issued and hereby are authorized and directed to be issued the General Obligation Street Bonds, Series 1996, of the City in the principal amount of \$970,000 (the "Bonds") for the purpose of resurfacing and improving the streets.

**Section 202. Description of Bonds.** The Bonds shall consist of fully registered bonds without coupons, numbered in a manner determined by the Paying Agent, in denominations of \$5,000 or any integral multiple thereof. The Bonds shall be substantially in the form set forth in **Exhibit A** attached hereto, and shall be subject to registration, transfer and exchange as provided in **Section 205** hereof. The Bonds shall be dated December 15, 1996, shall become due in the amounts on the Stated Maturities, subject to redemption and payment prior to their Stated Maturities as provided in **Article III** hereof, and shall bear interest at the rates per annum, as follows:

**SERIAL BONDS**

<b>Stated Maturity</b> <b><u>March 1</u></b>	<b>Principal</b> <b><u>Amount</u></b>	<b>Annual Rate</b> <b><u>of Interest</u></b>
1997	\$30,000	3.75%
1998	30,000	4.00%
1999	30,000	4.25%
2000	35,000	4.50%
2001	35,000	4.70%
2002	35,000	4.80%
2003	40,000	4.90%
2004	40,000	5.00%
2005	40,000	5.10%
2006	45,000	5.20%

**TERM BONDS**

<b>Stated Maturity</b> <b><u>March 1</u></b>	<b>Principal</b> <b><u>Amount</u></b>	<b>Annual Rate</b> <b><u>of Interest</u></b>
2011	\$260,000	5.70%
2016	350,000	5.80%

The Bonds shall bear interest at the above-specified rates (computed on the basis of a 360-day year of twelve 30-day months) from the dated date thereof or from the most recent Interest Payment Date

to which interest has been paid or duly provided for, payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1997.

**Section 203. Designation of Paying Agent.** Boatmen's Trust Company, Kansas City, Missouri, is hereby designated as the City's paying agent for the payment of principal of and interest on the Bonds and as bond registrar with respect to the registration, transfer and exchange of Bonds (the "Paying Agent").

The City will at all times maintain a Paying Agent meeting the qualifications herein described for the performance of the duties hereunder. The City reserves the right to appoint a successor Paying Agent by (1) filing with the Paying Agent then performing such function a certified copy of the proceedings giving notice of the termination of such Paying Agent and appointing a successor, and (2) causing notice of the appointment of the successor Paying Agent to be given by first class mail to each Bondowner. No resignation or removal of the Paying Agent shall become effective until a successor has been appointed and has accepted the duties of Paying Agent.

Every Paying Agent appointed hereunder shall at all times be a commercial banking association or corporation or trust company located in the State of Missouri organized and in good standing and doing business under the laws of the United States of America or of the State of Missouri and subject to supervision or examination by federal or state regulatory authority.

**Section 204. Method and Place of Payment of Bonds.** The principal of or Redemption Price and interest on the Bonds shall be payable in any coin or currency of the United States of America that, on the respective dates of payment thereof, is legal tender for the payment of public and private debts.

The principal of or Redemption Price of each Bond shall be paid at Maturity by check or draft to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the principal corporate trust office of the Paying Agent.

The interest payable on each Bond on any Interest Payment Date shall be paid to the Registered Owner of such Bond as shown on the Bond Register at the close of business on the Record Date for such interest by check or draft mailed by the Paying Agent to the address of such Registered Owner shown on the Bond Register or, in the case of an interest payment to any Registered Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Registered Owner upon written notice given to the Paying Agent by such Registered Owner not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank (which shall be in the continental United States), ABA routing number and account number to which such Registered Owner wishes to have such transfer directed.

Notwithstanding the foregoing provisions of this Section, any Defaulted Interest with respect to any Bond shall cease to be payable to the Registered Owner of such Bond on the relevant Record Date and shall be payable to the Registered Owner in whose name such Bond is registered at the close of business on the Special Record Date for the payment of such Defaulted Interest, which Special Record Date shall be fixed as hereinafter specified in this paragraph. The City shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment (which date shall be at least 30 days after receipt of such notice by the Paying Agent) and shall deposit with the Paying Agent at the time of such notice an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment. Following

receipt of such funds the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest which shall be not more than 15 nor less than 10 days prior to the date of the proposed payment. The Paying Agent shall promptly notify the City of such Special Record Date and, in the name and at the expense of the City, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, by first class mail, postage prepaid, to each Registered Owner of a Bond entitled to such notice at the address of such Registered Owner as it appears on the Bond Register not less than 10 days prior to such Special Record Date.

The Paying Agent shall keep a record of payment of principal and Redemption Price of and interest on all Bonds and at least annually shall forward a copy or summary of such records to the City.

**Section 205. Registration, Transfer and Exchange of Bonds.** The City covenants that, as long as any of the Bonds remain Outstanding, it will cause the Bond Register to be kept at the office of the Paying Agent as herein provided. Each Bond when issued shall be registered in the name of the owner thereof on the Bond Register.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the principal corporate trust office of the Paying Agent, the Paying Agent shall transfer or exchange such Bond for a new Bond or Bonds in any authorized denomination of the same Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange. Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Paying Agent, duly executed by the Registered Owner thereof or by the Registered Owner's duly authorized agent.

In all cases in which the privilege of transferring or exchanging Bonds is exercised, the Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Resolution. The City shall pay the fees and expenses of the Paying Agent for the registration, transfer and exchange of Bonds provided for by this Resolution and the cost of printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Paying Agent, are the responsibility of the Registered Owners of the Bonds. In the event any Registered Owner fails to provide a correct taxpayer identification number to the Paying Agent, the Paying Agent may make a charge against such Registered Owner sufficient to pay any governmental charge required to be paid as a result of such failure. In compliance with Section 3406 of the Code, such amount may be deducted by the Paying Agent from amounts otherwise payable to such Registered Owner hereunder or under the Bonds.

The City and the Paying Agent shall not be required (a) to register the transfer or exchange of any Bond after notice calling such bond or portion thereof for redemption has been mailed by the Paying Agent pursuant to **Section 303** hereof and during the period of 15 days next preceding the date of mailing of such notice of redemption; or (b) to register the transfer or exchange any Bond during a period beginning at the opening of business on the day after receiving written notice from the City of its intent to pay Defaulted Interest and ending at the close of business on the date fixed for the payment of Defaulted Interest pursuant to **Section 204** hereof.

The City and the Paying Agent may deem and treat the Person in whose name any Bond is registered on the Bond Register as the absolute owner of such Bond, whether such Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal or Redemption Price of and interest on said Bond and for all other purposes. All payments so made to any such Registered Owner or upon the Registered Owner's order shall be valid and effective to satisfy and discharge the liability upon

such Bond to the extent of the sum or sums so paid, and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

At reasonable times and under reasonable regulations established by the Paying Agent, the Bond Register may be inspected and copied by the Registered Owners of 10% or more in principal amount of the Bonds then Outstanding or any designated representative of such Registered Owners whose authority is evidenced to the satisfaction of the Paying Agent.

**Section 206. Execution, Registration, Authentication and Delivery of Bonds.** Each of the Bonds, including any Bonds issued in exchange or as substitutions for the Bonds initially delivered, shall be signed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the City Clerk and shall have the official seal of the City affixed thereto or imprinted thereon. In case any officer whose signature appears on any Bond ceases to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

The Mayor and City Clerk are hereby authorized and directed to prepare and execute the Bonds in the manner herein specified, and to cause the Bonds to be registered in the office of the State Auditor of Missouri as provided by law, and, when duly executed and registered, to deliver the Bonds to the Paying Agent for authentication.

The Bonds shall have endorsed thereon a certificate of authentication substantially in the form set forth in **Exhibit A** attached hereto, which shall be manually executed by an authorized officer or employee of the Paying Agent, but it shall not be necessary that the same officer or employee sign the certificate of authentication on all of the Bonds that may be issued hereunder at any one time. No Bond shall be entitled to any security or benefit under this Resolution or be valid or obligatory for any purpose unless and until such certificate of authentication has been duly executed by the Paying Agent. Such executed certificate of authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under this Resolution. Upon authentication, the Paying Agent shall deliver the Bonds to the Purchaser upon payment of the Purchase Price.

**Section 207. Mutilated, Destroyed, Lost and Stolen Bonds.** If (a) any mutilated Bond is surrendered to the Paying Agent or the Paying Agent receives evidence to its satisfaction of the destruction, loss or theft of any Bond, and (b) there is delivered to the City and the Paying Agent such security or indemnity as may be required by the Paying Agent, then, in the absence of notice to the City or the Paying Agent that such Bond has been acquired by a bona fide purchaser, the City shall execute and the Paying Agent shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same Stated Maturity and of like tenor and principal amount.

If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Paying Agent, in its discretion, may pay such Bond instead of issuing a new Bond.

Upon the issuance of any new Bond under this Section, the City may require the payment by the Registered Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith.

Every new Bond issued pursuant to this Section shall constitute a replacement of the prior obligation of the City, and shall be entitled to all the benefits of this Resolution equally and ratably with all other Outstanding Bonds.

**Section 208. Cancellation and Destruction of Bonds Upon Payment.** All Bonds that have been paid or redeemed or that otherwise have been surrendered to the Paying Agent, either at or before Maturity, shall be cancelled by the Paying Agent immediately upon the payment, redemption and surrender thereof to the Paying Agent and subsequently destroyed in accordance with the customary practices of the Paying Agent. The Paying Agent shall execute a certificate in duplicate describing the Bonds so cancelled and destroyed and shall file an executed counterpart of such certificate with the City.

### ARTICLE III

#### REDEMPTION OF BONDS

**Section 301. Optional and Mandatory Redemption of Bonds.**

(a) *Optional Redemption by City.* At the option of the City, Bonds or portions thereof maturing on March 1, 2003, and thereafter may be called for redemption and payment prior to their Stated Maturity on March 1, 2002, and thereafter in whole at any time or in part on any Interest Payment Date in such amounts for each Stated Maturity as shall be determined by the City at the Redemption Prices set forth below, expressed as percentages of principal amount, plus accrued interest thereon to the Redemption Date:

<u>Redemption Dates</u>	<u>Redemption Prices</u>
March 1, 2002 to February 28, 2006	103%
March 1, 2006 and thereafter	100%

(b) *Mandatory Redemption.* The Term Bonds maturing in the year 2011 shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in **Article IV** hereof which are to be deposited into the Debt Service Fund shall be sufficient to redeem, and the City shall redeem on March 1 in each year, the following principal amounts of such Bonds:

<u>Year</u>	<u>Principal Amount</u>
2007	\$45,000
2008	50,000
2009	50,000
2010	55,000
2011*	60,000

\*Final Maturity

The Term Bonds maturing in the year 2016 shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a

Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in **Article IV** hereof which are to be deposited into the Debt Service Fund shall be sufficient to redeem, and the City shall redeem on March 1 in each year, the following principal amounts of such Bonds:

<u>Year</u>	<u>Principal Amount</u>
2012	\$60,000
2013	65,000
2014	70,000
2015	75,000
2016*	80,000

\*Final Maturity

At its option, to be exercised on or before the 45th day next preceding any mandatory Redemption Date, the City may: (1) deliver to the Paying Agent for cancellation Term Bonds subject to mandatory redemption on said mandatory Redemption Date, in any aggregate principal amount desired; or (2) furnish the Paying Agent funds, together with appropriate instructions, for the purpose of purchasing any Term Bonds subject to mandatory redemption on said mandatory Redemption Date from any Registered Owner thereof whereupon the Paying Agent shall expend such funds for such purpose to such extent as may be practical; or (3) receive a credit with respect to the mandatory redemption obligation of the City under this Section for any Term Bonds subject to mandatory redemption on said mandatory Redemption Date which, prior to such date, have been redeemed (other than through the operation of the mandatory redemption requirements of this subsection (b)) and cancelled by the Paying Agent and not theretofore applied as a credit against any redemption obligation under this subsection (b). Each Term Bond so delivered or previously purchased or redeemed shall be credited at 100% of the principal amount thereof on the obligation of the City to redeem Term Bonds of the same Stated Maturity on such mandatory Redemption Date, and any excess of such amount shall be credited on future mandatory redemption obligations for Term Bonds of the same Stated Maturity in chronological order, and the principal amount of Term Bonds of the same Stated Maturity to be redeemed by operation of the requirements of this Section shall be accordingly reduced. If the City intends to exercise any option granted by the provisions of clauses (1), (2) or (3) above, the City will, on or before the 45th day next preceding each mandatory Redemption Date, furnish the Paying Agent a written certificate indicating to what extent the provisions of said clauses (1), (2) and (3) are to be complied with with respect to such mandatory redemption payment.

**Section 302. Selection of Bonds to Be Redeemed.**

(a) The Paying Agent shall call Bonds for redemption and payment and shall give notice of such redemption as herein provided upon receipt by the Paying Agent at least 45 days prior to the Redemption Date of written instructions from the City specifying the principal amount, Stated Maturities, Redemption Date and Redemption Prices of the Bonds to be called for redemption. If the Bonds are refunded more than 90 days in advance of such Redemption Date, any escrow agreement entered into by the City in connection with such refunding shall provide that such written instructions to the Paying Agent shall be given by the escrow agent on behalf of the City not more than 90 days prior to the Redemption Date. The Paying Agent may in its discretion waive such notice period so long as the notice requirements set forth in **Section 303** are met. The foregoing provisions of this paragraph shall not apply to the mandatory redemption of Bonds hereunder, and Bonds shall be called by the Paying

Agent for redemption pursuant to such mandatory redemption requirements without the necessity of any action by the City and whether or not the Paying Agent shall hold in the Debt Service Fund moneys available and sufficient to effect the required redemption.

(b) Bonds shall be redeemed only in the principal amount of \$5,000 or any integral multiple thereof. Bonds of less than a full Stated Maturity shall be selected by the Paying Agent in \$5,000 units of principal amount in such equitable manner as the Paying Agent may determine.

(c) In the case of a partial redemption of Bonds at the time outstanding in denominations greater than \$5,000, then for all purposes in connection with such redemption each \$5,000 of face value shall be treated as though it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of face value represented by any Bond are selected for redemption, then upon notice of intention to redeem such \$5,000 unit or units, the Registered Owner of such Bond or the Registered Owner's duly authorized agent shall present and surrender such Bond to the Paying Agent (1) for payment of the Redemption Price and interest to the Redemption Date of such \$5,000 unit or units of face value called for redemption, and (2) for exchange, without charge to the Registered Owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such Bond. If the Registered Owner of any such Bond fails to present such Bond to the Paying Agent for payment and exchange as aforesaid, such Bond shall, nevertheless, become due and payable on the redemption date to the extent of the \$5,000 unit or units of face value called for redemption (and to that extent only).

**Section 303. Notice and Effect of Call for Redemption.** Unless waived by any Registered Owner of Bonds to be redeemed, official notice of any redemption shall be given by the Paying Agent on behalf of the City by mailing a copy of an official redemption notice by first class mail at least 30 days prior to the Redemption Date to the State Auditor of Missouri, the Purchaser of the Bonds and each Registered Owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register.

All official notices of redemption shall be dated and shall contain the following information:

- (a) the Redemption Date;
- (b) the Redemption Price;
- (c) if less than all Outstanding Bonds of a maturity are to be redeemed, the identification (and, in the case of partial redemption of any Bonds, the respective principal amounts) of the Bonds to be redeemed;
- (d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and
- (e) the place where such Bonds are to be surrendered for payment of the Redemption Price, which shall be the principal corporate office of the Paying Agent.

The failure of any Registered Owner to receive notice given as heretofore provided or any defect therein shall not invalidate any redemption.

Prior to any Redemption Date, the City shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Bonds or portions of Bonds that are to be redeemed on that date.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the City defaults in the payment of the Redemption Price) such Bonds or portion of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with such notice, the Redemption Price of such Bonds shall be paid by the Paying Agent. Installments of interest due on or prior to the Redemption Date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the Registered Owner a new Bond or Bonds of the same Stated Maturity in the amount of the unpaid principal as provided herein. All Bonds that have been surrendered for redemption shall be cancelled and destroyed by the Paying Agent as provided herein and shall not be reissued.

The Paying Agent is also directed to comply with any mandatory or voluntary standards established by the Securities and Exchange Commission and then in effect for processing redemptions of municipal securities. Failure to comply with such standards shall not affect or invalidate the redemption of any Bond.

#### ARTICLE IV

##### SECURITY FOR AND PAYMENT OF BONDS

**Section 401. Security for the Bonds.** The Bonds shall be general obligations of the City payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 402. Levy and Collection of Annual Tax.** For the purpose of providing for the payment of the principal of and interest on the Bonds as the same become due, there is hereby levied upon all of the taxable tangible property within the City a direct annual tax sufficient to produce the amounts necessary for the payment of such principal and interest as the same becomes due and payable in each year.

The taxes referred to above shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the other ad valorem taxes of the City are levied and collected. The proceeds derived from said taxes shall be deposited in the Debt Service Fund, shall be kept separate and apart from all other funds of the City and shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due, taking into account scheduled mandatory redemptions, and the fees and expenses of the Paying Agent.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the City and to reimburse said general funds for money so expended when said taxes are collected.



## ARTICLE V

### ESTABLISHMENT OF FUNDS; DEPOSIT AND APPLICATION OF MONEYS

**Section 501. Establishment of Funds.** There have been or shall be established in the treasury of the City and shall be held and administered by the Treasurer of the City the following separate funds:

- (a) Series 1996 Project Fund.
- (b) Debt Service Fund.

**Section 502. Deposit of Bond Proceeds.** The net proceeds received from the sale of the Bonds shall be deposited simultaneously with the delivery of the Bonds as follows:

(a) All accrued interest received from the sale of the Bonds shall be deposited in the Debt Service Fund and applied in accordance with **Section 504** hereof.

(b) The remaining balance of the proceeds derived from the sale of the Bonds shall be deposited in the Series 1996 Project Fund and shall be applied in accordance with **Section 503** hereof.

**Section 503. Application of Moneys in the Project Fund.** Moneys in the Series 1996 Project Fund shall be used by the City solely and for the purpose of (a) paying costs of the Project for which the Bonds have been voted and authorized, as hereinbefore provided, in accordance with the plans and specifications therefor on file in the office of the City Clerk; and (b) paying the costs and expenses of issuing the Bonds.

Withdrawals from the Series 1996 Project Fund shall be made only upon duly authorized and executed order of the Board of Aldermen therefor accompanied by a certificate executed by the City's engineers that such payment is being made for a purpose within the scope of this Resolution and that the amount of such payment represents only the contract price of the property, equipment, labor, materials or service being paid for or, if such payment is not being made pursuant to an express contract, that such payment is not in excess of the reasonable value thereof. Nothing hereinbefore contained shall prevent the payment out of the Series 1996 Project Fund of all costs and expenses incident to the issuance of the Bonds without a certificate from the City's engineers.

Upon completion of the purpose for which the Bonds have been issued, any surplus remaining in the Series 1996 Project Fund shall be transferred to and deposited in the Debt Service Fund and applied to the next installment of principal and/or interest due on the Bonds.

**Section 504. Application of Moneys in Debt Service Fund.** All amounts paid and credited to the Debt Service Fund shall be expended and used by the City for the sole purpose of paying the principal or Redemption Price of and interest on the Bonds as and when the same become due and the usual and customary fees and expenses of the Paying Agent. The Treasurer is authorized and directed to withdraw from the Debt Service Fund sums sufficient to pay both principal or Redemption Price of and interest on the Bonds and the fees and expenses of the Paying Agent as and when the same become due, and to forward such sums to the Paying Agent in a manner which ensures that the Paying Agent will

receive immediately available funds in such amounts on or before the business day immediately preceding the dates when such principal, interest and fees of the Paying Agent will become due. If, through the lapse of time or otherwise, the Registered Owners of Bonds are no longer entitled to enforce payment of the Bonds or the interest thereon, the Paying Agent shall return said funds to the City. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Resolution and shall be held in trust by the Paying Agent for the benefit of the Registered Owners of the Bonds entitled to payment from such moneys.

Any moneys or investments remaining in the Debt Service Fund after the retirement of the indebtedness for which the Bonds were issued and all other indebtedness of the City shall be transferred and paid into the general revenue fund of the City.

**Section 505. Deposits and Investment of Moneys.** Moneys in each of the funds created by and referred to in this Resolution shall be deposited in a bank or banks or other legally permitted financial institutions located in the State of Missouri that are members of the Federal Deposit Insurance Corporation. All such deposits shall be continuously and adequately secured by the banks or financial institutions holding such deposits as provided by the laws of the State of Missouri. All moneys held in the funds created by this Resolution shall be kept separate and apart from all other funds of the City so that there shall be no commingling of such funds with any other funds of the City.

Moneys held in any fund referred to in this Resolution may be invested in accordance with this Resolution and the Arbitrage Instructions in Permitted Investments; provided, however, that no such investment shall be made for a period extending longer than to the date when the moneys invested may be needed for the purpose for which such fund was created. All earnings on any investments held in any fund shall accrue to and become a part of such fund.

**Section 506. Payments Due on Saturdays, Sundays and Holidays.** In any case where a Bond Payment Date is not a Business Day, then payment of principal, Redemption Price or interest need not be made on such Bond Payment Date but may be made on the next succeeding Business Day with the same force and effect as if made on such Bond Payment Date, and no interest shall accrue for the period after such Bond Payment Date.

**Section 507. Nonpresentment of Bonds.** If any Bond is not presented for payment when the principal thereof becomes due at Maturity, if funds sufficient to pay such Bond have been made available to the Paying Agent all liability of the City to the Registered Owner thereof for the payment of such Bond shall forthwith cease, determine and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the Registered Owner of such Bond, who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, said Bond. If any Bond is not presented for payment within six years following the date when such Bond becomes due at Maturity, the Paying Agent shall repay to the City the funds theretofore held by it for payment of such Bond, and such Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the City, and the Registered Owner thereof shall be entitled to look only to the City for payment, and then only to the extent of the amount so repaid to it by the Paying Agent, and the City shall not be liable for any interest thereon and shall not be regarded as a trustee of such money.

## ARTICLE VI

### REMEDIES

**Section 601. Remedies.** The provisions of this Resolution, including the covenants and agreements herein contained, shall constitute a contract between the City and the Registered Owners of the Bonds, and the Registered Owner or Owners of not less than 10% in principal amount of the Bonds at the time Outstanding shall have the right for the equal benefit and protection of all Registered Owners of Bonds similarly situated:

(a) by mandamus or other suit, action or proceedings at law or in equity to enforce the rights of such Registered Owner or Owners against the City and its officers, agents and employees, and to require and compel duties and obligations required by the provisions of this Resolution or by the constitution and laws of the State of Missouri;

(b) by suit, action or other proceedings in equity or at law to require the City, its officers, agents and employees to account as if they were the trustees of an express trust; and

(c) by suit, action or other proceedings in equity or at law to enjoin any acts or things which may be unlawful or in violation of the rights of the Registered Owners of the Bonds.

**Section 602. Limitation on Rights of Bondowners.** The covenants and agreements of the City contained herein and in the Bonds shall be for the equal benefit, protection and security of the legal owners of any or all of the Bonds. All of the Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds herein pledged to the payment of the principal of and the interest on the Bonds, or otherwise, except as to rate of interest, or date of Maturity or right of prior redemption as provided in this Resolution. No one or more Bondowners secured hereby shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security granted and provided for herein, or to enforce any right hereunder, except in the manner herein provided, and all proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Registered Owners of such Outstanding Bonds.

**Section 603. Remedies Cumulative.** No remedy conferred herein upon the Bondowners is intended to be exclusive of any other remedy, but each such remedy shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other remedy conferred herein. No waiver of any default or breach of duty or contract by the Registered Owner of any Bond shall extend to or affect any subsequent default or breach of duty or contract or shall impair any rights or remedies consequent thereon. No delay or omission of any Bondowner to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or acquiescence therein. Every substantive right and every remedy conferred upon the Registered Owners of the Bonds by this Resolution may be enforced and exercised from time to time and as often as may be deemed expedient. If any suit, action or proceedings taken by any Bondowner on account of any default or to enforce any right or exercise any remedy has been discontinued or abandoned for any reason, or has been determined adversely to such Bondowner, then, and in every such case, the City and the Registered Owners of the Bonds shall be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Bondowners shall continue as if no such suit, action or other proceedings had been brought or taken.

## ARTICLE VII

### DEFEASANCE

**Section 701. Defeasance.** When any or all of the Bonds or scheduled interest payments thereon have been paid and discharged, then the requirements contained in this Resolution and the pledge of the City's faith and credit hereunder and all other rights granted hereby shall terminate with respect to the Bonds or scheduled interest payments thereon so paid and discharged. Bonds or scheduled interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Resolution if there has been deposited with the Paying Agent, or other commercial bank or trust company located in the State of Missouri and having full trust powers, at or prior to the Stated Maturity or Redemption Date of said Bonds or the interest payments thereon, in trust for and irrevocably appropriated thereto, moneys and/or Defeasance Obligations which, together with the interest to be earned thereon, will be sufficient for the payment of the principal or Redemption Price of said Bonds and/or interest to accrue on such Bonds to the Stated Maturity or Redemption Date, or if default in such payment has occurred on such date, then to the date of the tender of such payments; provided, however, that if any such Bonds are to be redeemed prior to their Stated Maturity, (1) the City shall have elected to redeem such Bonds, and (2) either notice of such redemption shall have been given, or the City shall have given irrevocable instructions, or shall have provided for an escrow agent to give irrevocable instructions, to the Paying Agent to redeem such Bonds in compliance with **Section 302(a)** of this Resolution. Any moneys and Defeasance Obligations that at any time shall be deposited with the Paying Agent or other commercial bank or trust company by or on behalf of the City, for the purpose of paying and discharging any of the Bonds or the interest payments thereon, shall be and are hereby assigned, transferred and set over to the Paying Agent or other bank or trust company in trust for the respective Registered Owners of such Bonds, and such moneys shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All moneys and Defeasance Obligations deposited with the Paying Agent or other bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions of this Resolution.

## ARTICLE VIII

### MISCELLANEOUS PROVISIONS

#### **Section 801. Tax Covenants.**

(a) The City covenants and agrees that (1) it will comply with all applicable provisions of the Code, including Sections 103 and 141 through 150, necessary to maintain the exclusion from federal gross income of the interest on the Bonds and (2) it will not use or permit the use of any proceeds of Bonds or any other funds of the City, nor take or permit any other action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from federal gross income of the interest on the Bonds. The City will also pass such other ordinances or resolutions and take such other actions as may be necessary to comply with the Code and with all other applicable future law in order to ensure that the interest on the Bonds will remain excluded from federal gross income, to the extent any such actions can be taken by the City.

(b) The City covenants and agrees that (1) it will use the proceeds of the Bonds as soon as practicable for the purposes for which the Bonds are issued, and (2) it will not invest or directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the City in any

manner, or take or omit to take any action, that would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148(a) of the Code.

(c) The City covenants that it will pay or provide for the payment from time to time of all rebatable arbitrage to the United States pursuant to Section 148(f) of the Code and the Arbitrage Instructions. This covenant shall survive payment in full or defeasance of the Bonds. The Arbitrage Instructions may be amended or replaced if, in the opinion of Bond Counsel, such amendment or replacement will not adversely affect the exclusion from federal gross income of interest on the Bonds.

(d) The City covenants that it will not use any portion of the proceeds of the Bonds, including any investment income earned on such proceeds, directly or indirectly, in a manner that would cause any Bond to be a "private activity bond" within the meaning of Section 141 of the Code.

(e) The City makes the following representations in connection with the exception for small governmental units from the arbitrage rebate requirements under Section 148(f)(4)(D) of the Code:

(1) the City is a governmental unit under Missouri law with general taxing powers;

(2) none of the Bonds is a private activity bond as defined in Section 141 of the Code;

(3) 95 percent or more of the net proceeds of the Bonds are to be used for local governmental activities of the City;

(4) the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the City (and all subordinate entities thereof) during the calendar year in which the Bonds are issued is not reasonably expected to exceed \$5,000,000; and

(5) the City (including all subordinate entities thereof) will not issue in excess of \$5,000,000 of tax-exempt bonds (including the Bonds but excluding private activity bonds) during the calendar year in which the Bonds are issued without first obtaining an opinion of Bond Counsel that the exclusion of the interest on the Bonds from federal gross income will not be adversely affected thereby.

(f) The City hereby designates the Bonds as "qualified tax-exempt obligations" as defined in Section 265(b)(3) of the Code. In addition, the City hereby represents that:

(1) the aggregate face amount of all tax-exempt obligations (other than private activity bonds which are not "qualified 501(c)(3) bonds") which will be issued by the City (and all subordinate entities thereof) during the calendar year in which the Bonds are issued is not reasonably expected to exceed \$10,000,000; and

(2) the City (including all subordinate entities thereof) will not issue more than \$10,000,000 of tax-exempt bonds (including the Bonds, but excluding private activity bonds which are not qualified 501(c)(3) bonds) during the calendar year in which the Bonds are issued, without first obtaining an opinion of Bond Counsel that the designation of the Bonds as "qualified tax-exempt obligations" will not be adversely affected.

The Mayor is hereby authorized to take such other action as may be necessary to make effective the designation in this subsection.

(g) The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the Bonds pursuant to **Article VII** of this Resolution or any other provision of this Resolution, until the final Maturity of all Bonds Outstanding.

**Section 802. Amendments.** The rights and duties of the City and the Bondowners, and the terms and provisions of the Bonds or of this Resolution, may be amended or modified at any time in any respect by ordinance of the City with the written consent of the Registered Owners of not less than a majority in principal amount of the Bonds then Outstanding, such consent to be evidenced by an instrument or instruments executed by such Registered Owners and duly acknowledged or proved in the manner of a deed to be recorded, and such instrument or instruments shall be filed with the City Clerk, but no such modification or alteration shall:

- (a) extend the maturity of any payment of principal or interest due upon any Bond;
- (b) effect a reduction in the amount which the City is required to pay as principal of or interest on any Bond;
- (c) permit preference or priority of any Bond over any other Bond; or
- (d) reduce the percentage in principal amount of Bonds required for the written consent to any modification or alteration of the provisions of this Resolution.

Any provision of the Bonds or of this Resolution may, however, be amended or modified by ordinance duly adopted by the governing body of the City at any time in any legal respect with the written consent of the Registered Owners of all of the Bonds at the time Outstanding.

Without notice to or the consent of any Bondowners, the City may amend or supplement this Resolution for the purpose of curing any formal defect, omission, inconsistency or ambiguity therein or in connection with any other change therein which is not materially adverse to the interests of the Bondowners.

Every amendment or modification of the provisions of the Bonds or of this Resolution, to which the written consent of the Bondowners is given, as above provided, shall be expressed in an ordinance adopted by the governing body of the City amending or supplementing the provisions of this Resolution and shall be deemed to be a part of this Resolution. A certified copy of every such amendatory or supplemental ordinance, if any, and a certified copy of this Resolution shall always be kept on file in the office of the City Clerk, and shall be made available for inspection by the Registered Owner of any Bond or a prospective purchaser or owner of any Bond authorized by this Resolution, and upon payment of the reasonable cost of preparing the same, a certified copy of any such amendatory or supplemental ordinance or of this Resolution will be sent by the City Clerk to any such Bondowner or prospective Bondowner.

Any and all modifications made in the manner hereinabove provided shall not become effective until there has been filed with the City Clerk a copy of the ordinance of the City hereinabove provided for, duly certified, as well as proof of any required consent to such modification by the Registered Owners of the Bonds then Outstanding. It shall not be necessary to note on any of the Outstanding Bonds any reference to such amendment or modification.

The City shall furnish to the Paying Agent a copy of any amendment to the Bonds or this Resolution which affects the duties or obligations of the Paying Agent under this Resolution.

**Section 803. Notices, Consents and Other Instruments by Bondowners.** Any notice, consent, request, direction, approval or other instrument to be signed and executed by the Bondowners may be in any number of concurrent writings of similar tenor and may be signed or executed by such Bondowners in person or by agent appointed in writing. Proof of the execution of any such instrument or of the writing appointing any such agent and of the ownership of Bonds, if made in the following manner, shall be sufficient for any of the purposes of this Resolution, and shall be conclusive in favor of the City and the Paying Agent with regard to any action taken, suffered or omitted under any such instrument, namely:

(a) The fact and date of the execution by any person of any such instrument may be proved by a certificate of any officer in any jurisdiction who by law has power to take acknowledgments within such jurisdiction that the person signing such instrument acknowledged before such officer the execution thereof, or by affidavit of any witness to such execution.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of Bonds, and the date of holding the same shall be proved by the Bond Register.

In determining whether the Registered Owners of the requisite principal amount of Bonds Outstanding have given any request, demand, authorization, direction, notice, consent or waiver under this Resolution, Bonds owned by the City shall be disregarded and deemed not to be Outstanding under this Resolution, except that, in determining whether the Bondowners shall be protected in relying upon any such request, demand, authorization, direction, notice, consent or waiver, only Bonds which the Bondowners know to be so owned shall be so disregarded. Notwithstanding the foregoing, Bonds so owned which have been pledged in good faith shall not be disregarded as aforesaid if the pledgee establishes to the satisfaction of the Bondowners the pledgee's right so to act with respect to such Bonds and that the pledgee is not the City.

**Section 804. Further Authority.** The officers of the City, including the Mayor and City Clerk, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Resolution and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 805. Severability.** If any section or other part of this Resolution, whether large or small, is for any reason held invalid, the invalidity thereof shall not affect the validity of the other provisions of this Resolution.

**Section 806. Governing Law.** This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

**Section 807. Effective Date.** This Resolution shall take effect and be in full force from and after its passage by the Board of Aldermen and approval by the Mayor.

**PASSED** by the Board of Aldermen of Dixon, Missouri, and **APPROVED** by the Mayor this 2nd day of December, 1996.

(SEAL)

\_\_\_\_\_  
Mayor

ATTEST:

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



**EXHIBIT A  
TO ORDINANCE**

**FORM OF BOND**

**UNITED STATES OF AMERICA  
STATE OF MISSOURI**

**Registered  
No. \_\_\_\_\_**

**Registered  
\$ \_\_\_\_\_**

**DIXON, MISSOURI**

**GENERAL OBLIGATION STREET BOND  
SERIES 1996**

**Interest Rate**

**Maturity Date**

**Dated Date**

**CUSIP Number**

December 15, 1996

**REGISTERED OWNER:**

**PRINCIPAL AMOUNT:**

**DOLLARS**

**DIXON, MISSOURI**, a city of the fourth class and political subdivision of the State of Missouri (the "City"), for value received, hereby acknowledges itself to be indebted and promises to pay to the Registered Owner shown above, or registered assigns, the Principal Amount shown above on the Maturity Date shown above, unless called for redemption prior to said Maturity Date, and to pay interest thereon at the Interest Rate per annum shown above (computed on the basis of a 360-day year of twelve 30-day months) from the Dated Date shown above or from the most recent Interest Payment Date to which interest has been paid or duly provided for, payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1997, until said Principal Amount has been paid.

The Principal Amount or Redemption Price of this Bond shall be paid at Maturity or upon earlier redemption by check or draft to the Person in whose name this Bond is registered at the Maturity or Redemption Date thereof, upon presentation and surrender of this Bond at the principal corporate trust office of **BOATMEN'S TRUST COMPANY**, in the City of Kansas City, Missouri (the "Paying Agent"). The interest payable on this Bond on any Interest Payment Date shall be paid to the Person in whose name this Bond is registered on the Bond Register maintained by the Paying Agent at the close of business on the Record Date for such interest by check or draft mailed by the Paying Agent to the address of such Registered Owner shown on the Bond Register or, in the case of an interest payment to any Registered Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Registered Owner upon written notice given to the Paying Agent by such Owner not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank (which shall be in the continental United States), ABA routing number and account number to which such Registered Owner wishes to have such transfer directed.

**THE TERMS AND PROVISIONS OF THIS BOND ARE CONTINUED ON THE REVERSE SIDE HEREOF AND SUCH CONTINUED TERMS AND PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH AT THIS PLACE.**

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon has been executed by the Paying Agent.

**IT IS HEREBY CERTIFIED AND DECLARED** that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of the Bonds have existed, happened and been performed in due time, form and manner as required by law; that a direct annual tax upon all taxable tangible property situated in the City has been levied for the purpose of paying the principal of and interest on the Bonds when due; and that the total indebtedness of the City, including this Bond and the series of which it is one, does not exceed any constitutional or statutory limitation.

**IN WITNESS WHEREOF, DIXON, MISSOURI**, has caused this Bond to be executed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk and its official seal to be affixed or imprinted hereon.

**CERTIFICATE OF AUTHENTICATION**

**DIXON, MISSOURI**

This Bond is one of the Bonds of the issue described in the within-mentioned Resolution.

By \_\_\_\_\_  
Mayor

Registration Date: \_\_\_\_\_

(SEAL)

**BOATMEN'S TRUST COMPANY,**  
Paying Agent

ATTEST:

By \_\_\_\_\_  
Authorized Officer or Signatory

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

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*(FORM OF REVERSE SIDE OF BOND)*

**ADDITIONAL PROVISIONS**

This Bond is one of an authorized series of bonds of the City designated "General Obligation Street Bonds, Series 1996," aggregating the principal amount of \$970,000 (the "Bonds"), issued by the City for the purpose of resurfacing and improving the streets, under the authority of and in full compliance with the Constitution and laws of the State of Missouri, and pursuant to an election duly held in the City and an ordinance duly passed (the "Resolution") and proceedings duly and legally had by the governing body of the City. Capitalized terms used herein and not otherwise defined herein shall have the meanings assigned to such terms in the Resolution.

At the option of the City, Bonds or portions thereof maturing on March 1, 2003, and thereafter may be redeemed and paid prior to maturity on March 1, 2002, and thereafter in whole at any time or in part on any Interest Payment Date in such amounts for each maturity as shall be determined by the City (Bonds of less than a full maturity to be selected in multiples of \$5,000 principal amount in such equitable manner as the Paying Agent shall designate) at the Redemption Prices set forth below, expressed as percentages of principal amount, plus accrued interest thereon to the Redemption Date:

**Redemption Dates**

**Redemption Prices**

March 1, 2002 to February 28, 2006  
March 1, 2006 and thereafter

103%  
100%

Bonds maturing on March 1, 2011, are subject to mandatory redemption and payment prior to maturity pursuant to the mandatory redemption requirements of the Resolution on March 1, 2007, and on each March 1 thereafter prior to maturity, at a redemption price equal to 100% of the Principal Amount thereof plus accrued interest to the Redemption Date.

Bonds maturing on March 1, 2016, are subject to mandatory redemption and payment prior to maturity pursuant to the mandatory redemption requirements of the Resolution on March 1, 2012, and on each March 1 thereafter prior to maturity, at a redemption price equal to 100% of the Principal Amount thereof plus accrued interest to the Redemption Date.

Notice of redemption, unless waived, is to be given by the Paying Agent by mailing an official redemption notice by first class mail at least 30 days prior to the Redemption Date to the State Auditor of Missouri, the original purchaser of the Bonds and to each Registered Owner of each of the Bonds to be redeemed at the address shown on the Bond Register maintained by the Paying Agent. Notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall, on the Redemption Date, become due and payable at the Redemption Price therein specified, and from and after such date (unless the City defaults in the payment of the Redemption Price) such Bonds or portions of Bonds shall cease to bear interest.

The Bonds constitute general obligations of the City payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

This Bond may be transferred or exchanged, as provided in the Resolution, only on the Bond Register kept for that purpose at the principal corporate trust office of the Paying Agent, upon surrender of this Bond together with a written instrument of transfer or authorization for exchange satisfactory to the Paying Agent duly executed by the Registered Owner or the Registered Owner's duly authorized agent, and thereupon a new Bond or Bonds in any authorized denomination having the same Maturity Date and in the same aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the Resolution and upon payment of the charges therein prescribed. The City and the Paying Agent may deem and treat the person in whose name this Bond is registered on the Bond Register as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or Redemption Price hereof and interest due hereon and for all other purposes.

The proceedings relating to the issuance of the Bonds have been presented to and filed with the State Auditor of Missouri, who has examined the same and has issued a certificate that such proceedings comply with the laws of the State of Missouri and that the conditions of the contract under which the Bonds were ordered to be issued have been complied with.

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**ASSIGNMENT**

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

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Print or Type Name, Address and Social Security Number  
or other Taxpayer Identification Number of Transferee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ agent to transfer the within Bond on the Bond Register kept by the Paying Agent for the registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

NOTICE: The signature to this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular.

Signature Guaranteed By:

\_\_\_\_\_  
(Name of Eligible Guarantor Institution as defined by SEC Rule 17 Ad-15 (17 CFR 240.17 Ad-15))

By \_\_\_\_\_  
Title:

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ORDINANCE NO. 404

BILL NO. \_\_\_\_\_

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 259, AN ORDINANCE FIXING THE SALARY OF THE MUNICIPAL JUDGE.**

**WHEREAS**, the City of Dixon, Missouri (City), is a City of the Fourth Class, and

**WHEREAS**, the Board of Aldermen of the City have determined that it is in the best interests of the City to amend Existing General Ordinance No. 259 to provide for an increase in compensation to the Municipal Judge of the City,

**WHEREAS**, the Board of Aldermen of the City is authorized pursuant to Section 79.270 of the Revised Statutes of Missouri to fix the compensation of all officers and employees of the City, by ordinance, and

**WHEREAS**, it is the intent of the Board of Aldermen of the City to fix the salary of the Municipal Judge,

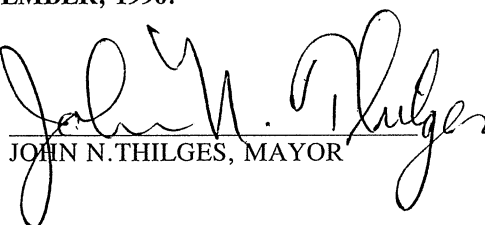
**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

Section 1: The Municipal Judge shall receive as his compensation to the City the sum of \$3,000.00 per year.

Section 2: This ordinance is meant to amend the existing General Ordinance No. 259. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

Section 3: This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 16TH DAY OF DECEMBER, 1996.**

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 30<sup>th</sup> day of January, 1997.

Alderman	First	Second	Third
Duayn Slone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Al Wall	Yes	Yes	Yes
Rndel Sharp	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 405

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO 346, AN ORDINANCE FIXING THE SALARY OF THE CITY MARSHALL**

**WHEREAS**, the City of Dixon, Missouri (City), is a City of the Fourth Class, and

**WHEREAS**, the Board of Aldermen of the City have determined that it is in the best interests of the City to amend Existing General Ordinance No. 346 to provide for an increase in compensation to the City Marshall of the City,

**WHEREAS**, the Board of Aldermen of the City is authorized pursuant to Section 79.270 of the Revised Statutes of Missouri to fix the compensation of all officers and employees of the City, by ordinance, and

**WHEREAS**, it is the intent of the Board of Aldermen of the City to fix the salary of the City Marshall,

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

**Section 1:** The City Marshall shall receive as his compensation to the City the sum of \$25,000.00 per year.

**Section 2:** This ordinance is meant to amend the existing General Ordinance Number 346. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 3:** This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 16th DAY OF DECEMBER, 1996.**


  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

  
\_\_\_\_\_  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 30 day of January, 1997.

  
\_\_\_\_\_  
JOHN THILGES, MAYOR

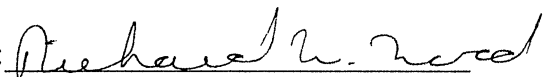
ATTEST:

  
\_\_\_\_\_  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY & WHITE, AND RIGLER, P.C.

By:   
\_\_\_\_\_  
Richard W. Wood, #43718  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, Missouri 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI



Alderman	First Reading	Second Reading	Third Reading
Duayn Slone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Al Wall	Yes	Yes	Yes
Randel Sharp	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 394, AN ORDINANCE ESTABLISHING A FEE OF \$10.50 PER MONTH TO BE CHARGED TO RESIDENTIAL CUSTOMERS OF UTILITIES OF THE CITY OF DIXON, MISSOURI FOR THE COLLECTION AND REMOVAL OF SOLID WASTE AND THE OPERATION OF A SOLID WASTE RECYCLING PROGRAM.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to amend General Ordinance No. 394 to allow for all residential customers of City utilities to be assessed a fee of \$10.50 per month to be charged to residential customers of City utilities of the City of Dixon, Missouri for the collection and removal of solid waste and the operation of a solid waste recycling program.

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

Section 1 of Ordinance 394 shall be amended and shall read as follows:

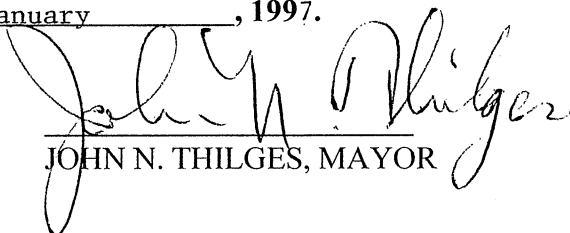
**Section 1.** The City of Dixon, Missouri, shall charge to residential customers of City utilities of the City of Dixon, Missouri, a fee of \$10.50 per month for the collection and removal of solid waste and the operation of a solid waste recycling program.

Section 2 of Ordinance 394 shall be amended and shall read as follows:


**Section 2.** This Ordinance is intended to contain all charges to residential customers of City utilities of the City of Dixon, Missouri, for the collection and removal of solid waste and the operation of a solid waste recycling program. Any other Ordinance, or any part of any other Ordinance, conflicting with the provisions of this Ordinance is hereby repealed.

**Section 3.** This ordinance shall be in full force and effect from and after the date of its passage and approval.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF January, 1997.**

  
\_\_\_\_\_  
JOHN N. THILGES, MAYOR


ATTEST:

  
\_\_\_\_\_  
JOYCE THOMAS, CITY CLERK  
(CITY SEAL)

Approved this 30<sup>th</sup> day of January, 1997


\_\_\_\_\_  
JOHN N. THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK  
(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By:   
Richard W. Wood, #43718  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Duayn Slone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Al Wall	Yes	Yes	Yes
Randel Sharp	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes

## **ORDINANCE # 407**

**AN ORDINANCE FIXING THE TERMS AND CONDITIONS UNDER WHICH THE CITY OF DIXON WILL SUPPLY WATER AND/OR SEWER OR OTHER UTILITIES OR SERVICES TO PROPERTIES LOCATED OUTSIDE THE CITY LIMITS.**

**SECTION 1: PERSONS OWNING PROPERTY OUTSIDE THE CITY LIMITS AND DESIRING TO CONNECT TO THE SANITARY SEWER SYSTEM, OR THE CITY WATER SYSTEM, OR DESIRING ANY MUNICIPAL SERVICES AVAILABLE NOW OR IN THE FUTURE SHALL COMPLY WITH THE FOLLOWING CONDITIONS:**

- a) Application will be made in writing to the Dixon Board of Aldermen through the city's maintenance supervisor.
- b) Application will include the maintenance supervisor's estimate of the cost to the city of providing such utilities or services.
- c) Application form shall clearly state that the user recognizes that they are subject to any and all ordinances and user fees that regulate provision of utilities and/or services by the city at the time of application and also any future ordinances, amendments, or fee changes as may be decreed by the city in the future.
- d) Applicant will pay such connection fees as are already established by the city at the time of connection. Applicant may also be required to pay additional costs if such costs are recommended by the city maintenance supervisor and approved by the Board of Aldermen.
- e) All connections to city utilities shall be made in accordance with the terms and provisions of this ordinance and the regulations and guidelines established by the City of Dixon and comply with all codes established by the city and shall be subject to the same permits, inspections, permit fees, inspection fees and all other requirements for connections within the city.

**SECTION 2: ALL CONNECTIONS OF PROPERTY OUTSIDE THE CITY LIMITS INDIRECTLY INTO THE CITY'S UTILITIES SYSTEMS, SUCH AS THROUGH ANOTHER PUBLIC OR PRIVATE PARTY, SHALL BE MADE IN ACCORDANCE WITH THE FOLLOWING PROVISIONS:**

- a) The person desiring the connection shall first obtain the written consent of the public or private party owning the utility connection between the city and the party desiring to connect.
- b) The party desiring to connect shall then make application to the city in the same manner as provided in Section 1 of this ordinance.
- c) Persons connecting indirectly into the city's utilities systems shall pay the same connection fees, inspection fees, permit fees, and meet all requirements as for the original applicant including any additional costs that may be determined by the Board of Aldermen.

**SECTION 3: ALL FEES AND CHARGES SHALL BE PAID BEFORE FINAL APPROVAL IS GIVEN FOR CONNECTION TO CITY UTILITIES OR PROVISION OF CITY SERVICES.**

**SECTION 4: NOTHING CONTAINED IN THIS ORDINANCE SHALL BE CONSTRUED AS PROHIBITING THE CITY FROM ENTERING INTO A CONTRACT, AGREEMENT, OR LICENSE FOR THE PROVISION OF CITY UTILITIES OR SERVICES.**

**SECTION 5: ANY PROVISION OF CITY UTILITIES OUTSIDE THE CITY LIMITS ARE MADE SUBJECT TO THE FOLLOWING PROVISIONS AND RESTRICTIONS:**

- a) The city reserves the right to cut off or disconnect any utility or service provided under the provisions of this ordinance in the event the charges or fees required for these utilities or services become delinquent or in the event of a violation of the city's ordinances or regulations regulating use of such utilities or services, or in the event that the city

determines that any connections made under the provisions of this ordinance are an unreasonable burden on the capacity and operation of such utilities or services.

b) It is the intent of this section that property lying within the city limits shall be given first consideration for connection and use of the city's utilities and services in all cases and at all times and the city can determine the adequacy of the connection.

**SECTION 6: IT IS THE INTENT OF THIS ORDINANCE THAT NO CITY UTILITIES OR SERVICES BE PROVIDED OUTSIDE THE CITY UNLESS THE OWNER OF SUCH PUBLIC OR PRIVATE PROPERTY FIRST SUBMIT A PETITION FOR ANNEXATION INTO THE CITY. IF THE PROPERTY IN QUESTION IS CONTIGUOUS TO THE CITY LIMITS THE PETITION WILL BE FOR IMMEDIATE ANNEXATION. IF THE PROPERTY IS NOT CONTIGUOUS THE PETITION WILL TAKE EFFECT AT ANY TIME IN THE FUTURE THAT THE PROPERTY BECOMES CONTIGUOUS WITH THE CITY LIMITS. THIS INSTRUMENT WILL BE A CONTINUING OBLIGATION RUNNING WITH THE LAND, AND SHALL BE RECORDED IN THE RECORDER OF DEEDS OFFICE OF PULASKI COUNTY AND SHALL BE OF RECORD.**

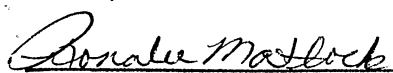
**SECTION 7: NOTHING IN THIS ORDINANCE SHALL BE CONSTRUED AS REQUIRING SPECIFIC ACTION ON THE PART OF THE CITY OF DIXON OR REQUIRING THE PROVISION OF UTILITIES OR SERVICES OUTSIDE THE CITY. ALL MATTERS RELATING TO PROVISION OF UTILITIES OR SERVICES OR ANNEXATION ARE SUBJECT TO THE APPROVAL OF THE BOARD OF ALDERMEN.**

**SECTION 8: THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER THE DATE OF ITS PASSAGE AND APPROVAL.**

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6TH DAY OF JANUARY, 1997.**

  
\_\_\_\_\_  
ALFRED S. WALL, MAYOR

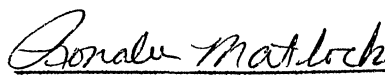
ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK  
(CITY SEAL)

Approved this 7th day of July, 1997.

  
\_\_\_\_\_  
ALFRED S. WALL, MAYOR

Attest:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK  
(CITY SEAL)

<b>Alderman</b>	<b>First Reading</b>	<b>Second Reading</b>	<b>Third Reading</b>
DUAYN SLONE	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES
ANDREW GEORGE	YES	YES	YES
ELIZABETH MCPHERSON	YES	YES	YES
RANDEL SHARP	ABSENT	ABSENT	ABSENT

**AN ORDINANCE REPEALING CITY OF DIXON GENERAL ORDINANCES NOS. 43 AND 252 AND ESTABLISHING REGULATIONS REGARDING ANIMALS PRESENT WITHIN THE CITY LIMITS OF THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to repeal its existing ordinances regarding animals present within the city limits of the City of Dixon, Missouri, and to establish new regulations regarding said animals.

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

**Section 1 - Repealed.** General Ordinance Nos. 43 and 252 are hereby repealed.

**Section 2 - Definitions.**

***Adequate Care*** - Normal and prudent attention to the needs of an animal, including wholesome food, clean water, shelter and health care as necessary to maintain good health in a specific species of animal.

***Adequate Control*** - To reasonably restrain or govern an animal so that the animal does not injure itself, any person, any other animal, or property.

***Animal*** - Every living vertebrate except a human being.

***Animal Control Officer*** - The duly authorized and appointed City of Dixon employee, or such person's delegated representative, who has responsibility for enforcement of this ordinance, and who is responsible for the care and custody of all animals seized or held by the City of Dixon.

***Animal Shelter*** - A facility which is used to house or contain animals and which is owned, operated, or maintained by the City, by any other municipality of the State of Missouri, or a duly incorporated humane society, animal welfare society, society for the prevention of cruelty to animals, or other not-for-profit organization devoted to the welfare, protection, and humane treatment of animals.

***Harbor*** - To feed or shelter an animal at the same location for three (3) or more consecutive days.

***Humane Killing*** - The destruction of an animal accomplished by a method approved by the American Veterinary Medical Association's Panel on Euthanasia (AVMA 173: 59-72, 1978); or more recent additions, but animals killed during the feeding of pet carnivores shall be considered humanely killed.

***Keeper*** - Any person who keeps or harbors an animal or professes to be keeping or harboring an animal.

***Owner*** - The lawful owner of an animal.

***Person*** - Any individual, partnership, firm, joint stock company, corporation, association, trust, estate, or other legal entity.

**Section 3 - Annual License.** Every person owning, keeping, harboring or permitting a dog to remain on his or her premises shall register and secure a license for such dog if over the age of 6 months. Dog licenses shall be issued by the City license officer upon payment of the license fee of \$5.00 for each spayed or neutered male or female and \$5.00 for each unneutered male or unspayed female. Application for a dog license shall be made by the owner on a printed form, provided by the City for that purpose, upon which he shall state his name and address, and the name, breed, color and sex of each dog owned or kept by him. Before any dog license shall be issued, the owner shall present the licensing officer a certificate of vaccination from a licensed veterinarian showing that such veterinarian has vaccinated the dog sought to be licensed with an anti-rabies vaccine and certification from a veterinarian verifying neutering or spaying. This provision of the article shall not apply to a dog whose owner is a non-resident temporarily within the City not to exceed 30 days, nor to "leader" dogs which have been vaccinated and are trained and actually used to assist a handicapped person. However, "leader" dogs may be registered by the owner thereof, but no annual license fee shall be charged for same. Licenses shall be issued for the calendar year beginning July 1 and shall be delinquent after September 1, after which the applicant shall be assessed a penalty of 50% of the license fee if the dog was of the age of 6 months by September 1. This licensing provision shall become effective before the registration period beginning July 1, 1998.

**Section 4 - Dog Tags.** Upon payment of the license fee, the City Marshall shall issue to the owner a license certificate and a metallic tag for the dog so licensed. The tags shall bear the words "Dixon Dog Tax" and said tags are to be numbered consecutively, beginning with number 1. Every owner shall be required to provide each dog with a collar to which the license tag shall be affixed, and shall see that the collar and the tag are worn constantly unless the dog, accompanied by the owner, is engaged in hunting or other sport where a collar might endanger the dog's safety. In this instance, the owner shall produce the tag or other proof of ownership if so requested by the animal control officer. In case a dog tag is lost or destroyed, a duplicate shall be issued by the licensing officer upon presentation of a certificate showing the license fee paid for the current year, and the payment of a .50¢ fee for such duplicate. Dog tags shall not be transferrable from one dog another and no refunds shall be made on any dog license tax because of the death or loss of the dog or the owners leaving the city before the expiration of the license period. No person shall remove or cause to be removed the collar or tag from any dog without consent of the owner or keeper thereof.

**Section 5 - Animals at Large.** It shall be unlawful for an owner or keeper of an animal to let such animal run at large, which is defined to mean off the premises of the owner or keeper and not under the control of the owner, keeper, or responsible member of the household of the keeper or owner. A dog is under control if it is under the immediate and effective restraint of the keeper, owner, or responsible member of the household of the keeper or owner.

**Section 6 - Penalty for Animals at Large.** Any animal found running at large within the City will be humanely handled and captured by the animal control officer, and returned to the person making claim for the animal or the person making application for license as designated on file at City Hall. The licensee or person making claim for the animal shall be considered the owner or keeper of said animal by virtue of the license application or the claim made, and may be cited for permitting an animal to run at large. The offense is punishable as authorized by Section 20 below.

**Section 7 - Impoundment of Animals.** Any animal running at large within the City of Dixon, Missouri, whose licensed applicant, owner, or keeper cannot be found, or is not wearing a collar bearing a license tag as provided in Sections 3 and 4 above shall be captured by the animal control officer and impounded at some suitable place for five (5) calendar days, during which time it shall be the responsibility of the animal



control officer to see that such animal is fed and watered. When animals are found running at large and their ownership is known to the animal control officer, such animal shall be returned to the owner and the provisions of the foregoing sections shall be followed. In any event upon impounding animals, the animal control officer will make every possible effort to notify the owner of the animal so impounded and inform the owner of the conditions whereby they may regain custody of such animal.

**Section 8 - Redemption and Fees.** The owner of an animal shall be entitled to resume possession of any impounded animal before it is disposed of, upon compliance with the license provisions of this ordinance and the payment of the impoundment fees. The animal control officer may require that such animal be vaccinated with an anti-rabies vaccine as a condition for the release of such animal. Any animal impounded under the provisions of this article may be reclaimed upon the payment by the owner to the City of \$5.00 for each day or a fraction thereof such animal is kept. Animals may be adopted upon payment of an adoption fee of \$10.00.

**Section 9 -Humane Destruction of Impounded Animal.** Any animal impounded under the provisions of this ordinance and not reclaimed by the owner within five (5) days may be humanely destroyed by a veterinarian or a qualified person designated by the City by injection of a substance that is considered to be humane, or placed in the custody of some person deemed by the animal control officer to be a responsible and suitable owner who will comply with the provisions of this ordinance and pay the adoption fees and if such animal is an unspayed female, will agree to have such female spayed within 90 days. Diseased or dying animals may be humanely destroyed at the time of collection except that if the owner can be discovered from the tags on the animal he will be notified prior to disposing of the animal.

**Section 10 - Animal Bite Procedures.**

- a. **Required Confinement and Notice to Authorities** - Any animal that shall bite any person or other animal, causing an abrasion of the skin, shall be immediately confined for a period of ten (10) days. It shall be the duty of the person owning or keeping any animal to be about his premises to notify the City animal control officer or City police immediately upon knowledge or notice that such animal has bitten any person or other animal and if such animal has been or will be delivered to a veterinarian.
- b. **Required Immediate Veterinary Examination** - All animals subject to confinement will as quickly as practicable be transported by the owner or keeper or by the animal control officer to a licensed veterinarian for examination.
- c. **Home Confinement** - If upon examination the first offender animal is free of apparent signs of central nervous system disease, and has received a rabies vaccination more than 30 days prior to the bite and not more remotely than one year, or has received a vaccination more remotely than one year and has a certificate from a licensed veterinarian certifying the continuing effectiveness of such vaccination, the owner with facilities to and who will assure the animal control officer of his commitment to do so, will be permitted to confine the animal for ten (10) days conditioned upon his undertaking to have the animal examined by a license veterinarian on the tenth day, with reports of the examination to be made expeditiously to the police department or animal control officer. If in-home confinement an animal is not maintained in confinement, it will be picked up by the animal control officer and confined in the facilities of a licensed veterinarian.

- d. Veterinarian Confinement - In all cases other than those described in subsection c. above, the animal will be confined in the facilities of a licensed veterinarian.
- e. Payment of All Veterinary Charges - All inspection confinement charges of the veterinarian will be paid by the person owning or harboring the animal. If the animal is not claimed by the owner at the end of confinement period, the animal will be impounded by the City and released to the owner only upon payment of all veterinary charges and fees set forth in Section 8 above. If not claimed within five (5) days, Section 9 will apply.
- f. Disposition of Animal Without Quarantine Observation Prohibited - It shall be unlawful for any person with notice or knowledge that an animal owned, kept or permitted to remain about his premises has bitten any person, to dispose of such animal in any manner.
- g. Death While Confined; Duty to Notify Police Department or Animal Control Officer - The animal control officer of the City or a veterinarian or owner shall notify the police department immediately of the death of any animal while under his observation or care. All animals which have bitten any person shall be secured in such a manner so as to prevent their biting other animals while such animal remains in the City pound or in the care of a veterinarian.
- h. Destruction of Dangerous Animal Prior to Quarantine; Laboratory Examination of Brain - If any dangerous, fierce or vicious animal cannot be safely taken up or impounded, such animal shall be slain by any police officer. In all cases where the animal has bitten a person or caused an abrasion of the skin, is slain by any police officer, whether by order of court or otherwise, and a period of less than fifteen (15) days has elapsed since the day upon which such animal bit any person or caused an abrasion of the skin of any person, it shall be the duty of the Chief of Police to cause to be delivered without delay, the head with brain of such animal to the State Division of Health Laboratory or other authorized laboratory for analysis.
- i. Emergency Epidemic Controls - It shall be the duty of the Mayor, whenever in his or her opinion the danger of the public's safety from rabid animals is great and imminent, to publish his proclamation order requiring all persons owning, keeping or harboring any animals to securely muzzle or confine same, for the period prescribed in the proclamation. All animals not so muzzled or confined during the such period shall be presumed to be an abandoned or unowned animal.
- j. Disposition of Animal Bitten or Scratched by Another Animal - If an animal which has either not been vaccinated for rabies or has not received timely booster vaccinations for same is bitten or scratched by an animal adjudged to be rabid, such animal shall be forthwith destroyed or held under six (6) month's quarantine by the owner in the same manner as other animals are quarantined. If an animal which has been vaccinated for rabies is bitten or scratched by an animal adjudged to be rabid, such animal shall be given a rabies booster vaccination and shall be watched for abnormal behavior for a period of 30 days. If an animal is bitten or scratched by an animal, and it is not known whether the animal is rabid, the bitten or scratched animal shall be quarantined for a period of six (6) months.

- k. Disposition of Animals After Quarantine - Any animal which becomes rabid during the period it is confined shall be killed and the Chief of Police shall deliver the head with the brain of such animal to the State Laboratory or other authorized laboratory for analysis.

**Section 11 - Animal Neglect.** A person is guilty of animal neglect when he has custody or ownership or both of an animal and fails to provide adequate care or adequate control, including, but not limited to, knowingly abandoning an animal in any place without making provisions for its adequate care which results in substantial harm to the animal. All violations of this Section shall be governed by Section 20 below.

**Section 12 - Animal Abuse.** A person is guilty of animal abuse when a person:

- a. Intentionally or purposely kills an animal in any manner not set forth as follows:
- (1) Care or treatment performed by a licensed veterinarian within the provisions of Chapter 340, RSMo.;
  - (2) Bonafide scientific experiments;
  - (3) Hunting, fishing or trapping as allowed by Chapter 252, RSMo., including all practices and privileges as allowed under the Missouri Wildlife Code;
  - (4) Facilities and publicly funded zoological parks currently in compliance with the federal "Animal Welfare Act" as amended;
  - (5) Rodeo practices currently accepted by the Professional Rodeo Cowboys Association;
  - (6) The lawful, humane killing of an animal by an animal control officer, the operator of an animal shelter, a veterinarian, or law enforcement or health official;
  - (7) With respect to farm animals, normal or accepted practices of animal husbandry;
  - (8) The killing of an animal by any person at any time if such animal is outside of the owned or rented property of the owner or custodian of such animal and the animal is injuring any person or farm animal but shall not include police or guard dogs while working;
  - (9) The killing of house or garden pests; and
  - (10) Field trials, training and hunting practices as accepted by the Professional Houndsmen of Missouri.
- b. Purposely or intentionally causes injury or suffering to an animal; or having ownership or custody of an animal knowingly fails to provide adequate care or adequate control.

All violations of this Section shall be governed by Section 20 below.

**Section 13 - Responsibility of Parent or Guardian of Minor Owning Animal.** The parent or guardian of a minor child is responsible for the adequate care of any animal owned by, in the control of, or harbored

by that minor child.

**Section 14 - Warrant for Entry on Private Property to Inspect.**

- a. Any duly authorized public health official or law enforcement official may seek a warrant from the appropriate court to enable him to enter private property in order to inspect, care for, or impound neglected or abused animals. All requests for such warrants shall be accompanied by an affidavit stating the probable cause to believe a violation of this ordinance has occurred. A person acting under the authority of a warrant shall:
  - (1) Be given a disposition hearing before the court through which the warrant was issued, within 30 days of the filing of the request, for the purpose of granting immediate disposition of the animals impounded;
  - (2) Place impounded animals in the care or custody of a veterinarian, the appropriate animal control authority, or an animal shelter. If no appropriate veterinarian, animal control authority, or animal shelter is available, the animal shall not be impounded unless it is diseased or disabled beyond recovery for any useful purpose;
  - (3) Humanely kill any animal impounded if it is determined by a licensed veterinarian that the animal is diseased or disabled beyond recovery for any useful purpose;
  - (4) Not be liable for any necessary damage to property while acting under such warrant.
- b. The owner or custodian of any person claiming an interest in any animal that has been impounded because of neglect or abuse may prevent disposition of the animal by posting a bond or security in an amount sufficient to provide for the animal's care and keeping for at least 30 days, inclusive of the date on which the animal was taken into custody. Notwithstanding the fact that bond may be posted pursuant to this subsection, the authority having custody of the animal may humanely dispose of the animal at the end of the time for which expenses are covered by the bond or security, unless there is a court order prohibiting such disposition. Such order shall provide for a bond or other security in the amount necessary to protect the authority having custody of the animal from any cost of the care, keeping or disposal of the animal. The authority taking custody of an animal shall give notice of the provisions of this Section by posting a copy of this Section at the place where the animal was taken into custody or by delivering it to a person residing on the property.
- c. The owner or custodian of any animal humanely killed pursuant to this Section shall not be entitled to recover any damages related to nor the actual value of the animal if the animal was found by a licensed veterinarian to be diseased or disabled, or if the owner or custodian failed to post bond or security for the care, keeping and disposition of the animal after being notified of impoundment.

**Section 15 - Neglected or Abused Animal Not to be Returned to Owner or Custodian, When.** If a person is adjudicated guilty of a violation of the sections of this ordinance governing animal neglect and animal abuse and the Court having jurisdiction is satisfied that an animal owned or controlled by such person would in the future be subject to such neglect or abuse, such animal shall not be returned to or allowed to remain with such person, but its disposition shall be determined by the Court.

## Section 16 - Dangerous Animals.

- a. Definitions - For the purpose of this Section, a dangerous animal shall be any animal possessing any one or more of the following characteristics or falling within one or more of the definitions hereinafter set forth in this Section:
- (1) Any animal which has inflicted severe or fatal injuries on a human. "Severe injury" means any physical injury resulting directly from an animal's conduct which proximately causes either a broken bone, a laceration requiring sutures, or in-patient hospitalization.
  - (2) Any animal which has killed a domestic animal, without provocation, at a location other than on said animal owner's property.
  - (3) Any animal owned or harbored primarily or in part for the purpose of animal fighting, or any animal which has been trained for animal fighting.
  - (4) Any animal which has bitten a human, without provocation, on public or private property, other than the property of the owner of the animal.
  - (5) Any animal which, while on the property of its owner, has bitten, without provocation, a human, other than the owner or a member of the owner's family who normally resides at the place where the said animal is kept.
- b. Procedure for Declaring an Animal to be a Dangerous Animal -
- (1) In the event a written complaint is filed with the animal control officer of the City of Dixon, Missouri, or a police officer of the City of Dixon, Missouri, alleging that an animal is a dangerous animal, as defined above, the animal control officer or police officer shall issue a notice to the owner or the individual in possession of said animal that said animal may be designated a dangerous animal, subject to the regulations of this ordinance, and advise the owner or possessor of said animal that he has five (5) working days, excluding Saturday and Sunday and holidays, in which to request a hearing before the hearing board to appeal such classification. Such appeal shall further be filed in writing with the presiding officer of the hearing board. If no request for hearing is timely filed, the hearing board shall enter its order finding that said animal is a dangerous animal, that said animal and its owner or possessor shall be subject to the provisions of this article. The animal control officer or police officer to whom the aforesaid complaint is made shall promptly transmit said complaint unto the presiding officer of the aforesaid hearing board.
  - (2) The hearing board shall convene whether a request for hearing is filed by the owner or possessor of said animal or not within ten (10) days of receipt of the written complaint and shall make a determination as to whether or not the animal complained about is a dangerous animal within the definition of this article. In the event the hearing board determines that the animal is a dangerous animal, then the animal and its owner shall be subject to the provisions of this ordinance, and the animal shall be confined by the City of Dixon, Missouri, at the owner or possessor's

expense, until the owner or possessor of said animal complies with the provisions of this ordinance.

- c. Hearing Board Composition - The hearing board shall be composed of three individuals, namely, the City Marshall of the City of Dixon, Missouri, one member of the Board of Aldermen of the City of Dixon, Missouri, appointed by the Mayor of the City of Dixon, Missouri, and a citizen of Dixon, Missouri, appointed by the Mayor of the City of Dixon, each appointed member shall serve a two-year term.
- d. Action to be Taken Upon Determination That an Animal is a Dangerous Animal Pursuant to This Article - A dangerous animal shall not be permitted to be harbored, kept, or possessed within the city limits of Dixon, Missouri, unless and until the owner or possessor of such animal satisfy all requirements of the following subsection.
- e. Owner or Possessor of Dangerous Animals Duties - The owner or possessor of a dangerous animal, who desires to continue to harbor, keep or possess said animal within the city limits of Dixon, Missouri, shall:
  - (1) Register said animal with the City Clerk as a dangerous animal by paying a license fee of \$50.00. Said registration shall be on an annual basis.
  - (2) Make said animal available unto a representative of the City of Dixon, Missouri, for the purpose of photographing said animal for identification purposes, which photograph shall be kept and maintained as part of the registration file pertaining to said animal.
  - (3) The owner or possessor of said animal shall require said animal to wear, at all times, a bright orange collar with a metal registration tag attached to it so that it can be readily identified as a dangerous animal.
  - (4) The owner or possessor of such animal shall cause such animal to be confined at all times upon the owner's premises, either indoors or in a securely enclosed and locked pen, constructed in such manner as to prevent the animal from escaping. The sides of such pen must be at least 5 feet by 10 feet and such pen must have a secure enclosed top. If the walls of the pen are not secured to the bottom, then the walls of the pen shall be embedded in the ground no less than 12 inches. The enclosure, when occupied by the dangerous animal, must not be occupied by any other animal, except in the event the dangerous animal is a female and has a litter of young which are less than 3 months of age. The young may occupy the same enclosure as their mother.
  - (5) The owner or possessor of such animal shall cause to be displayed a sign upon the premises upon which said animal is kept, conspicuously indicating that a dangerous animal is kept and maintained on the property. The sign shall be visible and capable of being read from the public street that abuts the property.
  - (6) Provide as a condition of registration of said dangerous animal, proof of financial responsibility. Proof of financial responsibility shall be defined as proof of the

owner or possessor of said animal's ability to respond in damages for liability on account of occurrence arising out of the ownership or possession of the afore-described dangerous animal, in the amount of \$100,000.00 because of bodily injury or death in any one occurrence.

f. Proof of Financial Responsibility, How Given - Proof of financial responsibility, when required under this ordinance with respect to a dangerous animal, shall be given by:

- (1) The filing with the Clerk of the City of Dixon, Missouri, of a written certificate of any insurance company duly authorized to do business in this state, certifying that there is in effect a policy of liability insurance insuring the one owning or possessing the dangerous animal for damages in the amount as set forth aforesaid for liability on account of occurrences arising out of the ownership and possession of said dangerous animal.
- (2) By filing with the Clerk of the City Court a bond of surety company duly authorized to transact business in this state or a bond with at least two (2) individual sureties, each owning real estate within this state, and together having equities equal in value to at least the amount of such bond, which real estate shall be scheduled and the bond approved by the City Clerk. Such bond shall be conditioned for payment in amounts that under the same circumstances as would be required in a liability policy as hereinbefore referred to and shall not be canceled except after ten (10) day's written notice to the City Clerk.

g. Penalty for Violations of Dangerous Animal Provisions -

- (1) It shall be unlawful for any person who has failed to comply with the provisions of this ordinance regarding dangerous animals to keep, possess or harbor a dangerous animal as defined by this ordinance within the city limits of Dixon, Missouri. Potential violators of this Section shall be subject to the penalty provisions set forth in Section 20 below.
- (2) Any animal which has been found, as hereinbefore provided, to be a dangerous animal and which is thereafter kept, possessed or maintained in the City of Dixon, Missouri, in violation of the provisions of this ordinance, shall be subject to seizure and impoundment until the owner or possessor thereof complies with the provisions of this ordinance. If the owner or possessor of said animal fails to comply with the provisions of this ordinance within 45 days of the date of seizure of the aforesaid animal, the aforesaid animal shall be destroyed.

**Section 17 - Animals Annoying Humans.** It shall be unlawful for any person to own, keep, or harbor any animal which, by loud, frequent or habitual barking, howling or yelping, shall annoy or disturb any neighborhood or person, or by habitually jumping upon or threatening persons upon public streets shall cause persons thereon to be put in fear of injury or habitually spreads garbage or habitually attacks other animals. Violations of this Section shall be governed by Section 20 below.

**Section 18 - Animals Damaging Property.** It shall be unlawful for any person to own, keep, or harbor any animal which does damage to shrubs, gardens or property of another person. Violations of this Section shall be governed by Section 20 below.

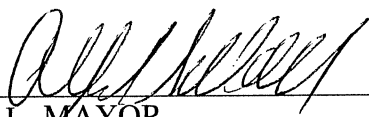
**Section 19 - Excretion of Animals.** An owner is at all times required to clean or remove excretions of his/her animal. Violations of this Section shall be governed by Section 20 below.

**Section 20 - Penalty.** Any violation of any section of this ordinance as authorized above shall subject the violator to summons to municipal court and upon conviction shall be punishable by a fine of up to \$500.00 and costs, or 90 days imprisonment, or both the fine and imprisonment.

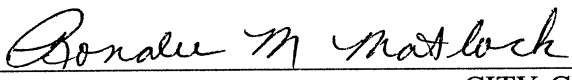
**Section 21 - Inconsistent Ordinances Repealed.** Any other ordinance, or any part of any other ordinance, which is in conflict with this ordinance is hereby repealed.

**Section 22 - Effective Date.** This ordinance shall be in full force and effect immediately upon its passage by the Board of Aldermen and approval by the Mayor.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS** 11th **DAY OF** AUGUST, 1997.

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

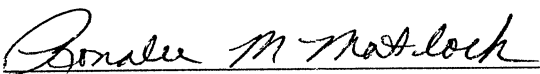
  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 11th day of AUGUST, 1997.

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK

(CITY SEAL)



<b>Alderman</b>	<b>First Reading</b>	<b>Second Reading</b>	<b>Third Reading</b>
ELIZABETH MCPHERSON	YES	YES	YES
RANDEL SHARP	YES	YES	YES
ANDREW GEORGE	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
DUAYN SLONE	ABSENT	ABSENT	ABSENT

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 409

**AN ORDINANCE AMENDING DIXON GENERAL ORDINANCE NO. 4, PROVIDING FOR ELECTIONS WITHIN THE CITY OF DIXON, MISSOURI.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to amend its General Ordinance No. 4 to comply with the Revised Statutes of Missouri.

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

**Section 1.** Section No. 1 of General Ordinance No. 4 shall be amended and shall read as follows:

Section 1: That a general election for the purpose of electing a mayor, police judge, and one alderman from each ward, shall be held on the first Tuesday after the first Monday in April, 1915, and every two (2) years thereafter; on the first Tuesday after the first Monday in April, 1914, and every two (2) years thereafter an election shall be held for the election of one alderman from each ward. A special election may be held to fill vacancies whenever necessary, and the Board of Aldermen shall fix the time of holding same.

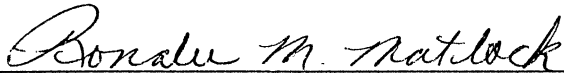
**Section 2.** This ordinance is meant to amend the existing General Ordinance No. 4. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 3.** This ordinance shall take full force and be in effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 11th DAY OF AUGUST, 1997.**

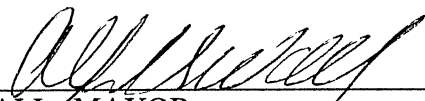
  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 11th day of August, 1997.

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

ORDINANCE 409

*Ronalee M. Matlock*

RONALEE M. MATLOCK, CITY CLERK

(CITY SEAL)

<b>Alderman</b>	<b>First Reading</b>	<b>Second Reading</b>	<b>Third Reading</b>
ELIZABETH MCPHERSON	YES	YES	YES
RANDEL SHARP	YES	YES	YES
ANDREW GEORGE	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
DUAYN SLONE	ABSENT	ABSENT	ABSENT

ORDINANCE # 410

AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, authorizing, fixing, and determining a rate of levy on the hundred dollar valuation of all taxable property within the City for the year of 1997.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:

Section 1. That pursuant to the laws of the State of Missouri, relevant to cities of the fourth class and pursuant to the authority of the qualified voter at due and proper elections held in said City, that there shall be levied and collected as taxes for the year 1997, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$0....cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.44
FOR PUBLIC LIBRARY.....	0.05
DEBT SERVICE.....	0.58
TOTAL.....	1.07

And that the above tax rate levy on the \$100.00 assessed valuation of taxable property in said City of Dixon, be and is hereby made the true and lawful levy for said City for the year of 1997.


Section 2. That the City Clerk is hereby authorized and directed to furnish a copy of this ordinance to the Clerk of the County Court of Pulaski County, Missouri, within the time required by Law for the filing of city rates with said Clerk.

Read the first and second time and approved by the following votes:

AYES                    5                    NAYS                    0

PASSED AND APPROVED THIS 26TH DAY OF AUGUST, 1997.

ATTEST:

  
Ronalee M. Matlock, City Clerk

  
Alfred S. Wall, Mayor



**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, a verified petition for voluntary annexation has been duly filed with the Board of Aldermen of the City of Dixon, Missouri, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996);

**WHEREAS**, a public hearing was held regarding the said proposed annexation on September 8th, 1997;

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on September 8th, 1997.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at set hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

**Section 6.** The real property described as follows be and is hereby annexed to the City of Dixon, Missouri:

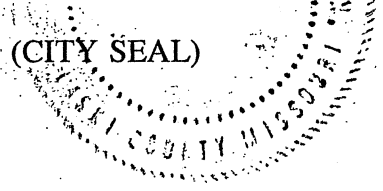
All of the Southwest quarter of Northeast quarter and the Southeast quarter of Northwest quarter and the Northeast quarter of Southwest quarter and the Northwest quarter of Southeast quarter in Section 24, Township 38 North, Range 11 West of 5th P.M.; except that part of the Southwest quarter of Northeast quarter and of the Northwest quarter of Southeast quarter of said Section 24 described as follows: Beginning at the Southeast corner of said Northwest quarter of Southeast quarter; thence North 84°41' West 1006.81 feet; thence North 10°30' West 29.46 feet to the Easterly or Southeasterly side of a 50 foot wide road; thence in a Northeasterly direction along the Southeasterly side of said road a distance of 451.84 feet along the arc of a curve with a radius of 350 feet; thence North 5°32' East 436.13 feet along the Easterly side of said road; thence North 84°28' West 545.54 feet to the Easterly side of a drain; thence North 0°04' East 200.91 feet and North 7°08' West 205.01 feet and North 18°10' West 218.43 feet along the Easterly side of said drain to the West line of said Southwest quarter of Northeast quarter; thence North 0°34' East 2223.85 feet along the West line of said Southwest quarter of Northeast quarter to the Northwest corner of said Southwest quarter of Northeast quarter; thence South 85°14' East 1339.69 feet along the North line of said Southwest quarter of Northeast quarter of Northeast quarter of said Southwest quarter of Northeast quarter; thence South 0°38'20" West 2643.9 feet along the East line of said Southwest quarter of Northeast quarter and along the East line of said Northwest quarter of Southeast quarter to the point of beginning of this exception; AND EXCEPT that part of the Northeast quarter of the Southwest quarter of said Section 24 described as follows: Beginning at a point on the West line of said Northeast quarter of Southwest quarter which is 15 feet North of the Southwest corner of said Northeast quarter of Southwest quarter; thence South 86°10' East 689.0 feet; thence North 350 feet parallel with the West line of said Northeast quarter of Southwest quarter; thence North 86°10' West 689.0 feet to the West line of said Northeast quarter of Southwest quarter; thence South 350 feet along the West line of said Northeast quarter of Southwest quarter to the point of beginning of this exception. Subject to any easements of record.

**Section 7.** This ordinance shall take full force and be in effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 8th DAY OF September, 1997.**

  
AL WALL, MAYOR

ATTEST:  
  
RONALEE MATLOCK, CITY CLERK



Approved this 8th of September, 1997

Al Wall  
AL WALL, MAYOR

ATTEST:

Ronalee Matlock  
RONALEE MATLOCK, CITY CLERK  
(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Slone	Yes	Yes	Yes
Alexander	Yes	Yes	Yes
Nichols	Yes	Yes	Yes
Sharp	Yes	Yes	Yes
McPherson	Yes	Yes	Yes
George	Absent	Absent	Absent





ORDINANCE 412

AN ORDINANCE REPEALING CITY OF DIXON GENERAL ORDINANCES NOS. 315 AND 367 AND ESTABLISHING REGULATIONS CONCERNING THE USE OF SEAT BELTS IN A MOTOR VEHICLE AND PASSENGERS IN TRUCK BEDS WITHIN THE CITY LIMITS OF DIXON.

WHEREAS, Section 307.178 Revised Statutes of Missouri regulates and requires the use of seat belts by persons in automobiles, and

WHEREAS, Section 210.104 Revised Statutes of Missouri requires child restraint devices for transportation in automobiles, and

WHEREAS, the Missouri General Assembly passed S.B. 121, which becomes effective on August 28, 1997, dealing with passengers in truck beds, and

WHEREAS, it is the desire of the City of Dixon that the municipal police department have the option to reduce its "court time" by presenting such cases to municipal court,

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

Sections 1. Seat belts and child restraint devices.

1. Except as otherwise provided in this Section, each driver and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this city shall wear a properly adjusted and fastened safety belt that meets federal national highway, transportation act requirements, except that a child less than four years of age shall be protected as required in Subsection 5 of this Section.

2. Each driver of a motor vehicle transporting a child four years of age or more, but less than sixteen years of age in a motor vehicle shall secure the child in a properly adjusted and fastened safety belt.

Section 2. Passengers in Truck Beds.

1. No person shall operate any truck, as defined in Section 301.010 RSMo, with a licensed gross weight of less than twelve thousand pounds when such truck is operated within the corporate limits of this city when any person under eighteen years of age is riding in the unenclosed bed of such truck. No person under eighteen years of age shall ride in the unenclosed bed of such truck when the truck is in operation. Any person who operates a truck with a licensed gross weight of less than twelve thousand pounds in violation of this Section shall, upon conviction, be punished by a fine of not more than \$25.00 plus court costs. The provisions of section shall not apply to:

- (1) An employee engaged in the necessary discharge of the employee's duties where it is necessary to ride in the unenclosed bed of the truck;
- (2) Any person while engaged in agricultural activities where it is necessary to ride in the unenclosed bed of the truck;
- (3) Any person riding in the unenclosed bed of a truck while such truck is being operated in a parade, caravan or exhibition which is authorized by law.
- (4) Any person riding in the unenclosed bed of a truck if such truck has installed a means of preventing such person from being discharged or such person is secured to the truck in a manner which will prevent the person from being thrown, falling or jumping from the truck.
- (5) Any person riding in the unenclosed bed of a truck if such truck is being operated solely for the purpose of participating in a special event and it is necessary that the person ride in such unenclosed bed due to a lack of available seating.. "Special Event", for the purpose of this Section, is a specific social activity of a definable duration which is participated in by the person riding in the unenclosed bed;
- (6) Any person riding in the unenclosed bed of a truck if such truck is being operated solely for the purposes of providing assistance to, or ensuring the safety of, other persons engaged in a recreational activity; or
- (7) Any person riding in the unenclosed bed of a truck if such truck is the only legally titled, licensed and insured vehicle owned by the family of the person riding in the unenclosed bed and there is insufficient room in the passenger cab of the truck to accommodate all passengers in such truck. For the purposes of this subdivision the term "family" shall mean any persons related within the first degree of consanguinity.

3. With respect to Subsections 1 and 2 of this Section:

(1) No person shall be stopped, inspected or detained solely to determine compliance with Subsections 1 and 2 of this Section.

(2) The provisions of Subsections 1 and 2 of this Section shall not be applicable to persons who have a medical reason for failing to have a seat belt about his or her body or to any person employed by the United States Postal Service while performing duties for that federal agency which requires the operator to service postal boxes from their vehicles, or which requires frequent entry into and exit from their vehicles.

(3) As used in Subsections 1 and 2 of this Section, the term "passenger car" means every motor vehicle designed for carrying ten persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles and trucks with a gross weight of 12,000 pounds or more.

4. Each driver who violates the provisions of Subsection 1 or 2 of this Section shall upon conviction, be subject to a fine not to exceed ten dollars in amount. All other provisions of law and court rules to the contrary notwithstanding, no court costs may be imposed if court costs have been assessed on any other charge arising out of the same occurrence.

5. Every person transporting a child under the age of four years residing in this state shall be responsible, when transporting such child in a motor vehicle operated by that person on the streets or highways of this city, and for providing for the protection of such child. When traveling in the front seat of a motor vehicle the child shall be protected by a child restraint system approved by the Missouri Department of Public Safety. When traveling in the rear seat of a motor vehicle the child shall be protected by either a child passenger restraint system approved by the Missouri Department of Public Safety or the vehicle's seat belt.

6. With respect to Subsection 5 of this Section:


(1) Subsection 5 of this Section shall not apply to motor vehicles registered in another state, or to a temporary substitute vehicle.

(2) Any person who violates Subsection 5 of this Section shall, upon conviction, be punished by a fine of not more than ten dollars and court costs.

Section 3. This ordinance shall be in full force and effect from and after its passage and approval.

READ THREE TIMES AND PASSED THIS 8th DAY OF September , 1997.

Alderman	First Reading	Second Reading	Third Reading
Slone	Yes	Yes	Yes
Alexander	Yes	Yes	Yes
Nichols	Yes	Yes	Yes
Sharp	Yes	Yes	Yes
McPherson	Yes	Yes	Yes
George	Absent	Absent	Absent

  
Alfred S. Wall, Mayor

  
Ronalee M. Matlock, City Clerk

**ORDINANCE 413**

AN ORDINANCE REGULATING THE FABRICATION, ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, LOCATION AND USE OF DETACHED ONE-AND TWO-FAMILY DWELLINGS. THEIR APPURTENANCES AND ACCESSORY STRUCTURES WITHIN THE CITY OF DIXON, MISSOURI; PROVIDING FOR ISSUANCE OF PERMITS THEREFORE; PROVIDING PENALTIES FOR VIOLATION; REPEALING CONFLICTING ORDINANCES.

BE IT ORDAINED by the Board of Aldermen of the City of Dixon as follows:


SECTION 1. The CABO ONE AND TWO FAMILY DWELLING CODE (1995 Edition) promulgated by the Building Officials and Code Administrators International, Inc., a copy of which is attached hereto and made a part hereof by reference as fully as if set forth herein, is hereby adopted for and within the City of Dixon, Missouri.


SECTION 2. The fabrication, erection, construction, enlargement, alteration, repair, location and use of detached one- and two-family dwellings, their appurtenances and accessory structures within the City of Dixon, Missouri shall comply with the provisions of the said code

SECTION 3. In addition to all other fees which may be payable by reason of other ordinances of the City of Dixon (including ordinances which may be adopted in the future), a fee of \$100.00 shall be paid by each applicant for a building permit if the CABO ONE AND TWO FAMILY DWELLING CODE is applicable to the Project for which the permit is requested.

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

READ THREE TIMES AND PASSED THIS 1st day of December, 1997.

  
Alfred S. Wall, Mayor

  
Ronalee M. Matlock, City Clerk



# CABO ONE and TWO FAMILY DWELLING CODE

1995 EDITION

ORDINANCE NO. 414

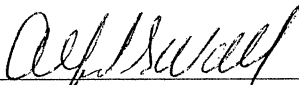
AN ORDINANCE NAMING AN ALLEY IN THE CITY OF DIXON, MISSOURI FOR EMERGENCY 911 PURPOSES.

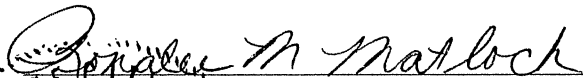
BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

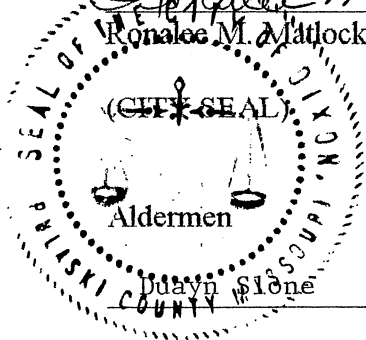
**Section 1.** The alley located between East Fourth Street and Highway 28, running East to West in the City of Dixon, Missouri as shown by the plat of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, shall henceforth be known as Tyson Alley.

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

READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS THIRD DAY OF MARCH, 1998.

  
\_\_\_\_\_  
Alfred S. Wall, Mayor

  
\_\_\_\_\_  
Ronalce M. Matlock, City Clerk



Aldermen	First Reading	Second Reading	Third Reading
Duayn Stone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Andrew George	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Betty McPherson	Yes	Yes	Yes



ORDINANCE 415

AN ORDINANCE DESIGNATING TYSON ALLEY AS ONE-WAY FOR PURPOSES OF MOTOR VEHICLE TRAFFIC, AND ESTABLISHING AN EFFECTIVE DATE FOR THIS ORDINANCE.

WHEREAS: Section 330.010 Revised Statutes of Missouri regulates and designates the authority to sign one-way streets and alleys, and

WHEREAS: Section 330.020 Revised Statutes of Missouri regulates one-way streets and alleys, and

WHEREAS: In order to facilitate the safe and efficient flow of traffic within the City of Dixon, Missouri, the Board of Aldermen has proposed that the alley known as Tyson Alley be designated as one-way from west to east exiting onto Highway 28.

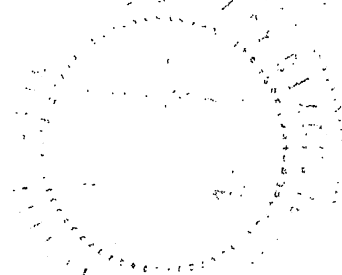
NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI AS FOLLOWS;

SECTION 1. The street known as Tyson Alley is hereby closed to two-way motor vehicle traffic. Traffic shall now flow one-way from the west to the east exiting onto Highway 28.

SECTION 2. The City Street Department shall post appropriate signs designating Tyson Alley as a one-way alley.

SECTION 3. This ordinance shall be in force and effect from and after the date of its passage and approval.


READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS SECOND DAY OF MARCH 1998.



APPROVED

  
\_\_\_\_\_  
Alfred S. Wall, Mayor

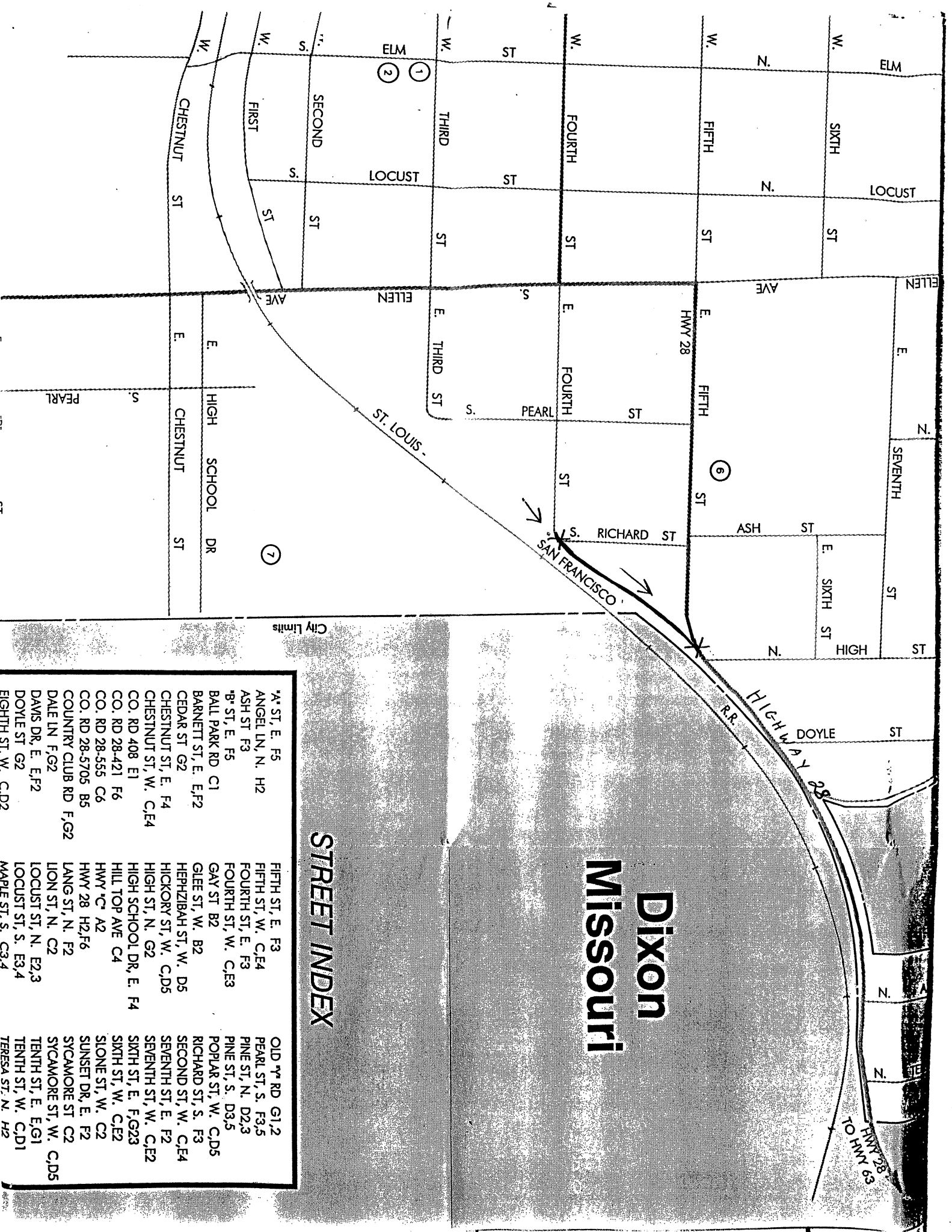
ATTEST:

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

MARCH 2, 1998.

ORDINANCE 415

Aldermen	First Reading	Second Reading	Third Reading
Duayn Slone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Andrew George	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Betty McPherson	Yes	Yes	Yes



# Dixon Missouri

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- ASH ST, F3
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- BARNETT ST, E, F, F2
- CEDAR ST, G2
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**AN ORDINANCE REGULATING MOBILE HOMES AND MOBILE HOME PARKS WITHIN THE CITY OF DIXON, MISSOURI.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to regulate manufactured or mobile homes and manufactured or mobile home parks within the City of Dixon, Missouri.

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

**Section 1 - Definitions:** For the purpose of this ordinance, the following words and phrases shall have the meanings respectively ascribed to them by this ordinance:

**Dependent trailer** - A trailer which is dependent upon a service building for toilet and lavatory facilities.

**License** - A written license issued by the city clerk allowing a person to operate and maintain a manufactured or mobile home park or travel trailer park under the provisions of this ordinance and regulations issued hereunder.

**Manufactured home** - A factory-built structure or structures which, in the traveling mode, is eight body feet or more in width or 40 body feet or more in length, or, when erected on site, contains 320 or more square feet, equipped with the necessary service connections and made so as to be readily movable as a unit or units on its or their own running gear and designed to be used as a dwelling unit or units with or without a permanent foundation. The phrase "without a permanent foundation" indicates that the support system is constructed with the intent that the manufactured or mobile home placed thereon may be moved from time-to-time at the convenience of the owner.

**Manufactured or mobile home lot** - A parcel of land for the placement of a single manufactured or mobile home and the exclusive use of its occupants, being at least forty feet by eighty feet in dimension.

**Manufactured or mobile home park** - A parcel of land which has been planned and improved for the placement of manufactured or mobile homes for non-transient use.

**Manufactured or mobile home stand** - That part of an individual lot which has been reserved for the placement of the manufactured or mobile home, appurtenant structures or additions.

**Mobile home** - A transportable, factory-built home designed to be used as a residential dwelling and built prior to the enactment of the Federal Manufactured Home Construction and Safety Standards Act of 1974.

**Modular unit** - A transportable building unit designed to be used by itself or to be incorporated with similar units at a point-of-use into a modular structure to be used for residential, commercial, educational or industrial purposes. This definition shall not apply to structures under 650 square feet used temporarily and exclusively for construction site office purposes.

**Permit** - A written permit issued by the city clerk permitting the construction, alteration and extension of a manufactured or mobile home park or travel trailer park under the provisions of this ordinance and regulations issued hereunder.

**Person** - Any individual, firm, trust, partnership, public or private association or corporation.

**Sanitary station** - A facility used for removing and disposing of wastes from trailer hold tanks.

**Self-contained trailer** - A trailer which can operate independent of connections to sewer, water and electrical systems. It contains a water-flushed toilet, lavatory, shower and kitchen sink, all of which are connected to water storage and sewage holding tanks located within the trailer.

**Service building** - A structure housing toilet, lavatory and such other facility as may be required by this ordinance.

**Service sink** - A slop sink with a flushing rim for the disposal of liquid wastes from trailers.

**Sewer connection** - The connection consisting of all pipes, fittings and appurtenances from the drain outlet of the manufactured or mobile home or travel trailer to the inlet of the corresponding sewer riser pipe of the sewage system serving the manufactured or mobile home park or travel trailer parking area.

**Sewer riser pipe** - That portion of the sewer lateral which extends vertically to the ground elevation and terminates at each manufactured or mobile home or travel trailer space.

**Trailer space** - A parcel of land in a trailer parking area for the placement of a single trailer and the exclusive use of its occupants.

**Trailer stand** - That part of an individual space which has been reserved for the placement of a single trailer and its accessory structures.

**Travel trailer** - Any of the following:

- (1) **Travel trailer** - A vehicular, portable structure built on a chassis, designed to be used as a temporary dwelling for travel, recreational and vacation uses, permanently identified "Travel Trailer" by the manufacturer of the trailer and, when factory equipped for the road, it shall have a body width not exceeding eight feet, and a body length not exceeding thirty-two feet.
- (2) **Pick-up Coach** - A structure designed to be mounted on a truck chassis for use as a temporary dwelling for travel, recreation and vacation.
- (3) **Motor-home** - A portable, temporary dwelling to be used for travel, recreation and vacation, constructed as an integral part of a self-propelled vehicle.
- (4) **Camping Trailer** - A canvas, folding structure, mounted on wheels and designed for travel, recreation and vacation use.

**Travel trailer parking area** - A parcel of land in which two or more spaces are occupied or intended for occupancy by trailers for transient dwelling purposes.

**Water connection** - The connection consisting of all pipes, fittings and appurtenances from the water riser pipe to the water inlet pipe of the distribution system within the manufactured or mobile home or trailer.

**Water riser pipe** - That portion of the water supply system serving the manufactured or mobile home park or travel trailer parking areas which extends vertically to the ground elevation and terminates at a designated point at each manufactured or mobile home lot or each trailer space.

**Watering station** - A facility for supplying water storage tanks of trailers with potable water.

## **Section 2 - Location outside of trailer park or manufactured or mobile home park:**

(a) It shall be unlawful, within the limits of the city, for any reason to park any trailer or manufactured or mobile home on any street, alley or highway, or other public place, or on any tract of land owned by a person, occupied or unoccupied, within the city, except as provided by this ordinance; provided, however, that this provision shall not apply to any trailer used by the owner for recreational purposes only and not occupied or used for any purpose while so parked.

(b) Emergency or temporary stopping or parking is permitted on any street, alley or highway for not longer than two hours subject to any other and further prohibitions, regulations or limitations imposed by the traffic and parking regulations or ordinances for that street, alley or highway.

(c) This ordinance shall not apply to modular homes, which shall be subject to the city's general zoning ordinances, if any.

**Section 3 - Unoccupied trailer houses for demonstrations, etc.:** Unoccupied trailer houses for demonstration and sales purposes only may be placed on any vacant premises within the local business district; provided, that a certificate of occupancy has first been procured from the city engineer to do so; provided, further, that such trailer houses are located on such premises in a manner as approved by the city engineer.

## **Section 4 - Inspections:**

(a) The city engineer is hereby authorized and directed to make such inspections as are necessary to determine satisfactory compliance with this ordinance and regulations issued hereunder.

(b) The city engineer shall have the power to enter at reasonable times upon any private property for the purpose of inspecting and investigating conditions relating to the enforcement of this ordinance and regulations issued hereunder.

(c) The city assessor shall have the power to inspect the register containing a record of all residents of the manufactured or mobile home park or travel trailer park.

(d) It shall be the duty of the owners or occupants of manufactured or mobile home or travel trailer park, or of the person in charge thereof, to give the city engineer free access to such premises at reasonable times for the purpose of inspection.

(e) It shall be the duty of every occupant of a manufactured or mobile home park or travel trailer park to give the owner thereof or his agent or employee access to any part of such manufactured or mobile

home park or travel trailer park or its premises at reasonable times for the purpose of making such repairs or alterations as are necessary to effect compliance with this ordinance and regulations issued hereunder, or with any lawful order issued pursuant to the provisions of this ordinance.

**Section 5 - Notices, hearing and orders:**

(a) Whenever the city engineer determines that there has been a violation of any provision of this ordinance, or regulations issued hereunder, the city engineer shall give notice of such alleged violation to the person to whom the permit or license was issued, as hereinafter provided. Such notice shall (1) be in writing; (2) include a statement of the reasons for its issuance; (3) allow a reasonable time for the performance of any act it requires; (4) be served upon the owner or his agent when a copy thereof has been sent by registered mail to his last known address, or when he has been served with such notice by any method authorized or required by the laws of the state; (5) contain an outline of remedial action which, if taken, will effect compliance with the provisions of this ordinance and regulations issued hereunder.

(b) Any person affected by any notice which has been issued in connection with the enforcement of any provision of this ordinance, or regulation issued hereunder, may request and shall be granted a hearing on the matter before the board of aldermen; provided, that such person file in the office of the city clerk a written petition requesting such hearings and setting forth a brief statement of the grounds therefor within ten days after the day the notice is served. The filing of the request for a hearing shall operate as a stay of the notice and of the suspension except in the case of an order issued under subsection (e) herein. Upon receipt of such petition, the city clerk shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing the petitioner shall be given an opportunity to be heard and to show why such notice should be modified or withdrawn. The hearing shall be commenced not later than fifteen days after the day on which the petition was filed; provided, that upon application of the petitioner the board of aldermen may postpone the date of the hearing for a reasonable time beyond such fifteen-day period when in its judgment the petitioner has submitted good and sufficient reasons for such postponement.

(c) After such hearing the board of aldermen shall make findings as to compliance with the provisions of this ordinance and regulations issued hereunder and shall issue an order in writing sustaining, modifying or withdrawing the notice which shall be served as provided in subsection (a)(4). Upon failure to comply with any order sustaining or modifying a notice, the license of the manufactured or mobile home park or travel trailer park affected by order shall be revoked.

(d) The proceedings at such a hearing, including the findings and decision of the board of aldermen and together with a copy of every notice and order related thereto shall be entered as a matter of public record in the office of the city clerk but the transcript of the proceedings need not be transcribed unless judicial review of the decision is sought as provided by this ordinance. Any person aggrieved by the decision of the board of aldermen may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of this state.

(e) Whenever the city engineer finds that any emergency exists which requires immediate action to protect the public health, he may without notice or hearing issue an order reciting the existence of such an emergency and requiring that such action be taken as he may deem necessary to meet the emergency including the suspension of the permit or license. Notwithstanding any other provisions of this ordinance, such order shall be effective immediately. Any person to whom such an order is directed shall comply therewith immediately, but upon petition to the mayor shall be afforded a hearing as soon as possible. The provisions of subsection (c) and (d) shall be applicable to such hearing and the order issued thereafter.

**Section 6 - Adoption of regulations by city engineer:** The city engineer is hereby authorized to make and, after public hearing and approval of the board of aldermen, to adopt such written regulations as may be necessary for the proper enforcement of the provisions of this ordinance. Such regulations shall have the same force and effect as the provisions of this ordinance and the penalty for violation of the provisions thereof shall be the same as the penalty for violation of the provisions of this ordinance, as hereinafter provided.

**Section 7 - Penalty for violation of Section:** Any person who violates any provision of this ordinance shall upon conviction be punished by a fine of not less than one dollar nor more than five hundred dollars; and each day's failure of compliance with any such provision shall constitute a separate violation.

**Section 8 - Responsibilities of park management:**

(a) The person to whom a license for a manufactured or mobile home park or travel trailer park is issued shall operate the park in compliance with this ordinance and regulations issued hereunder and shall provide adequate supervision to maintain the park, its facilities and equipment in good repair and in a clean and sanitary condition.

(b) The park management shall notify park occupants of all applicable provisions of this ordinance and inform them of their duties and responsibilities under this ordinance and regulations issued hereunder.

(c) The park management shall supervise the placement of each manufactured or mobile home or travel trailer on its stand which includes securing its stability and installing all utility connections.

(d) The park management shall maintain a register containing a record of all trailers and occupants. Such register shall be available to any authorized person inspecting the trailer parking area and shall be preserved for the period required by the health authority. Such register shall contain:

- (1) The names and permanent addresses of all trailer occupants;
- (2) The make, model and license number of the trailer and tow vehicle; and
- (3) The dates of arrival and departure of a trailer and its occupants.

**Section 9 - Responsibilities of park occupants:**

(a) The park occupant shall comply with all applicable requirements of this ordinance and regulations issued hereunder and shall maintain his manufactured or mobile home lot, its facilities and equipment in good repair and in a clean and sanitary condition.

(b) The park occupant shall be responsible for proper placement of his trailer on its stand and proper installation of all utility connections in accordance with the instructions of the park management.

(c) No owner or person in charge of a dog, cat or other pet animal shall permit it to run at large or to commit any nuisance within the limits of any lot.



**Section 10 - Restrictions on occupancy:**

(a) A manufactured or mobile home shall not be occupied for dwelling purposes unless it is properly placed on a manufactured or mobile home stand and connected to water, sewerage and electrical utilities.

(b) Travel trailer spaces shall be rented by the day or week only, and the occupant of a trailer space shall remain in the same travel trailer parking area not more than seven days.

**Section 11 - Permits:**

(a) It shall be unlawful for any person to construct, alter or extend any manufactured or mobile home park or travel trailer park within the limits of the city unless he holds a valid permit issued by the city engineer in the name of such person for the specific construction, alteration or extension proposed.

(b) All applications for permits shall be made to the city engineer and shall contain the following:

- (1) Name and address of applicant.
- (2) Interest of the applicant in the manufactured or mobile home park or travel trailer park.
- (3) Location and legal description of the manufactured or mobile home park or travel trailer park.
- (4) Complete engineering plans and specifications of the proposed park showing:
  - a. The area and dimensions of the tract of land;
  - b. The number, location and size of all lots;
  - c. The location of service buildings and any other proposed structures;
  - d. The location and width of roadways and walkways;
  - e. The location of water and sewer lines and riser pipes;
  - f. Plans and specifications of the water supply, refuse and sewage disposal facilities;
  - g. Plans and specifications of all buildings constructed or to be constructed within the manufactured or mobile home park or travel trailer park; and
  - h. The location and details of lighting and electrical systems.

(c) All applications shall be accompanied by the deposit of a fee of fifty dollars for manufactured or mobile home parks and fifty dollars for travel trailer parks.

(d) When upon review of the application, the city engineer is satisfied that the proposed plan meets the requirements of this ordinance and regulations issued hereunder, a permit shall be issued.

(e) Any person whose application for a permit under this ordinance has been denied may request and shall be granted a hearing on the matter before the board of aldermen under the procedure provided by Section 5 of this ordinance.

### **Section 12 - Licenses:**

(a) It shall be unlawful for any person to operate any manufactured or mobile home park or travel trailer park within the limits of the city unless he holds a valid license issued annually by the city clerk in the name of such person for the specific manufactured or mobile home park or travel trailer park. All applications for licenses shall be made to the city clerk who shall issue a license upon compliance by the applicant with provisions of this ordinance and regulations issued hereunder and of other applicable legal requirements, as certified by the city engineer.

(b) Every person who holds a license shall give notice in writing to the city clerk within twenty-four hours after having sold, transferred, given away, or otherwise disposed of his or her interest in or control of any manufactured or mobile home park or travel trailer park. Such notice shall include the name and address of the person succeeding to the ownership or control of such manufactured or mobile home park or travel trailer park. Upon application in writing for transfer of the license and deposit of a fee of thirty-five dollars, the license shall be transferred if the manufactured or mobile home park or travel trailer park is in compliance with all applicable provisions of this ordinance and regulations issued hereunder.

(c):

(1) Application for original licenses shall be in writing, signed by the applicant, accompanied by an affidavit of the applicant, as to the truth of the application and by the payment of a license fee of thirty-five dollars and shall contain the name and address of the applicant; the location and legal description of the manufactured or mobile home park or travel trailer park; and a site plan of the manufactured or mobile home park or travel trailer park, showing all lots, structures, roads, walkways and other service facilities.

(2) Applications for renewals of licenses shall be made in writing by the holders of the licenses and shall be accompanied by the payment of a fee of thirty-five dollars and shall contain any change in the information submitted since the original license was issued or the latest renewal granted.

(d) Any person whose application for a license under this ordinance has been denied may request and shall be granted a hearing on the matter before the board of aldermen, under the procedure provided by Section 5 of this ordinance.

(e) Whenever, upon inspection of any manufactured or mobile home park or travel trailer park, the city engineer finds that conditions or practices exist which are in violation of any provision of this ordinance or regulations issued hereunder, the city engineer shall give notice in writing in accordance with Section 5(a) to the person to whom the license was issued that unless such condition or practices are corrected within a reasonable period of time specified in the notice by the city engineer, the license shall be suspended. At the end of such period, the city engineer shall reinspect such manufactured or mobile

home park or travel trailer park and, if such conditions or practices have not been corrected, he shall suspend the license and give notice in writing of such suspension to the person to whom the license is issued. Upon receipt of notice of suspension, such person shall cease operation of such manufactured or mobile home park or travel trailer park, except as provided in Section 5(b).

(f) Any person whose license has been suspended, or who has received notice from the city engineer, that his license will be suspended unless certain conditions or practices at the manufactured or mobile home park or travel trailer park are corrected, may request and shall be granted a hearing on the matter before the board of aldermen, under the procedure provided by Section 5 of this ordinance; provided, that when no petition for such hearing shall have been filed within ten days following the day on which the notice of suspension was served, such license shall be deemed to have been automatically revoked at the expiration of such ten-day period.

(g) A temporary license, upon written request therefor, shall be issued by the city clerk for every manufactured or mobile home park or travel trailer park in existence upon the effective date of this ordinance, permitting the manufactured or mobile home park or travel trailer park to be operated during the period ending one hundred eighty days after the effective date of this ordinance in accordance with such conditions as the city may require, and if, at the end of such one hundred eighty-day period, the conditions set by the city have been met, then, in that event, an annual license shall be issued on payment of the required license fee, and renewed annually under the provisions of subsection (c)(2) herein.

**Section 13 - General requirements:** Conditions of soil, ground water level, drainage and topography shall not create hazards to the property or the health or safety of the occupants. The site shall not be subject to unpredictable or sudden flooding, subsidence or erosion which would expose persons or property to hazards.

**Section 14 - Soil and ground cover:** Exposed ground surfaces in all parts of every manufactured or mobile home park or travel trailer park shall be paved, or covered with stone screenings, or other solid material, or protected with a vegetative growth that is capable of preventing soil erosion and of eliminating objectionable dust.

**Section 15- Site drainage:** The ground surface in all parts of every manufactured or mobile home park or travel trailer park shall be graded and equipped to drain all surface water in a safe, efficient manner.

**Section 16 - Use of park areas for nonresidential purposes:** No part of any park shall be used for nonresidential purposes, except such uses that are required for the direct servicing and well being of park residents and for the management and maintenance of the park.

**Section 17 - Required separation between travel trailers:** Trailers shall be separated from each other and from other structures by at least ten feet. Any accessory structure such as attached awnings, carports, or individual storage facilities shall, for purposes of these separation requirements, be considered to be part of the trailer.

**Section 18 - Density requirement:** The density shall not exceed twenty-five trailer spaces per acre of gross site area; except, that the board of aldermen may, under special circumstances, permit a higher density provided all other environmental, open space, and access requirements of this Ordinance and regulations issued hereunder are adhered to. Any person desiring a higher density shall make application for such exemption to the board of aldermen, specifying the reasons therefor. If a higher density is permitted, the city clerk shall issue a special license specifying the location of the parking area, the expiration date of the license, and the conditions of issuance.

**Section 19 - Required setbacks from public streets:** All trailers shall be located at least twenty-five feet from any parking area boundary line abutting upon a public street or highway.

**Section 20 - Recreational area:** In all travel trailer parking areas there shall be at least one recreation area which shall be easily accessible from all trailer spaces. The size of such recreation area shall be not less than eight percent of the gross site area or two thousand five hundred square feet, which ever is greater.

**Section 21 - Required separation between manufactured or mobile homes:**

(a) Manufactured or mobile homes shall be separated from each other and from other buildings and structures by at least fifteen feet; provided, that manufactured or mobile homes placed end-to-end may have clearance of ten feet where opposing rear walls are staggered.

(b) An accessory structure which has a horizontal area exceeding twenty-five square feet is attached to a manufactured or mobile home or located within ten feet of its window, and has an opaque top or roof that is higher than the nearest window shall, for purposes of all separation requirements, be considered to be part of the manufactured or mobile home.

**Section 22 - Setbacks from public street, park street and common areas:**

(a) All manufactured or mobile homes shall be located at least ten feet from any park property boundary line abutting upon a public street or highway and at least fifteen feet from other park property boundary lines, except the rear property line.

(b) There shall be a minimum distance of ten feet between an individual manufactured or mobile home and adjoining pavement of a park street, or common parking area or other common areas.

**Section 23 - Recreation areas:**

(a) In all parks accommodating or designed to accommodate twenty-five or more manufactured or mobile homes, there shall be one or more recreation areas which shall be easily accessible to all park residents.

(b) The size of such recreation area shall be based upon a minimum of one hundred square feet for each lot. No outdoor recreation area shall contain less than two thousand five hundred square feet.

(c) Recreation areas shall be so located as to be free of traffic hazards and should, where the topography permits, be centrally located.

**Section 24 - Park street system:**

(a) ***General requirements.*** All manufactured or mobile home parks shall be provided with safe and convenient vehicular access from abutting public streets or roads to each manufactured or mobile home lot. Alignment and gradient shall be properly adapted to topography.

(b) ***Access.*** Access to manufactured or mobile home parks shall be designed to minimize congestion and hazards at the entrance or exit and allow free movement of traffic on adjacent streets. The entrance road connecting the park streets with a public street or road shall have a minimum road pavement width of thirty-four feet where parking is permitted on both sides, or a minimum road pavement width of

twenty-seven feet where parking is limited to one side. Where the primary entrance road is more than one hundred feet long and does not provide access to abutting manufactured or mobile home lots within such distance, the minimum road pavement width may be twenty-four feet, provided parking is prohibited on both sides.

(c) **Internal streets.** Surfaced roadways shall be of adequate width to accommodate anticipated traffic, and in any case shall meet the following minimum requirements:

- (1) All streets, except minor streets, twenty-four feet.
- (2) Minor streets, with no parking, eighteen feet, is acceptable only if less than five hundred feet long and serving less than twenty-five manufactured or mobile homes or of any length if one-way and providing access to abutting manufactured or mobile home lots on one side only.
- (3) Dead-end streets shall be limited in length to one thousand feet and shall be provided at the closed end with a turn-around having an outside roadway diameter of at least sixty feet.

(d) **Required illumination.** All parks shall be furnished with lighting units so spaced and equipped with luminaries placed at such mounting heights as will provide the following average maintained levels of illumination for the safe movement of pedestrians and vehicles at night:

- (1) All parts of the park street systems: 0.6 foot-candle, with a minimum of 0.1 foot-candle.
- (2) Potentially hazardous locations, such as major street intersections and steps or stepped ramps: individually illuminated, with a minimum of 0.3 foot-candle.

(e) **Street construction and design standards:**

- (1) **PAVEMENT.** All streets shall be provided with a smooth, hard and dense surface which shall be durable and well drained under normal use and weather conditions. Pavement edges shall be protected to prevent raveling of the wearing surface and shifting of the pavement base. Street surfaces shall be maintained free of cracks, holes and other hazards.
- (2) **GRADES.** Grades of all street shall be sufficient to insure adequate surface drainage, but shall be not more than eight percent. Short run with a maximum grade of twelve percent may be permitted, provided traffic safety is assured by appropriate paving, adequate leveling areas and avoidance of lateral curves.
- (3) **INTERSECTIONS.** Within one hundred feet of an intersection, streets shall be approximately at right angles. A distance of at least one hundred fifty feet shall be maintained between center lines of

offset intersecting streets. Intersections of more than two streets at one point shall be avoided.

**Section 25 - Off-street parking areas:**

(a) Off-street parking areas shall be provided in all manufactured or mobile home parks for the use of park occupants where streets are less than thirty-four feet in width. Such areas shall be furnished at the rate of at least 1.25 car spaces for each manufactured or mobile home lot.

(b) Required car parking spaces shall be so located as to provide convenient access to the manufactured or mobile home, but shall not exceed a distance of two hundred feet from the manufactured or mobile home that it is intended to serve.

**Section 26 - Walks:**

(a) *General requirements.* All parks shall be provided with safe, convenient, all season pedestrian access of adequate width for intended use, durable and convenient to maintain; between individual manufactured or mobile homes, the park streets and all community facilities provided for park residents. Sudden changes in alignment and gradient shall be avoided.

(b) *Common walk system.* A common walk system shall be provided and maintained between locations where pedestrian traffic is concentrated. Such common walks shall have a minimum width of two feet.

(c) *Individual walks.* All manufactured or mobile home stands shall be connected to common walks, to paved streets, or to paved driveways or parking spaces connecting to a paved street. Such individual walks shall have a minimum width of two feet.

**Section 27 - Manufactured or mobile home stand requirements:** The area of the manufactured or mobile home stand shall be improved to provide an adequate foundation for the placement and tie-down of the manufactured or mobile home, thereby securing the superstructure against uplift, sliding, rotation, and overturning. The placement and tie down of all manufactured or mobile homes within the city shall comply with Chapter 700 of the Revised Statutes of Missouri and with any amendments to said Chapter which may be made by the Legislature in the future.

(a) The manufactured or mobile home stand shall not heave, shift or settle unevenly under the weight of the manufactured or mobile home due to frost action, inadequate drainage, vibration or other forces acting on the superstructure.

(b) The manufactured or mobile home stand shall be provided with anchors and tie-downs such as cast-in-place concrete "dead men," eyelets imbedded in concrete foundations or runways, screw augers, arrowhead anchors, or other devices securing the stability of the manufactured or mobile home.

(c) Anchors and tie-downs shall be placed at least at each corner of the manufactured or mobile home stand and each shall be able to sustain a minimum tensile strength of two thousand eight hundred pounds.

**Section 28 - Water supply systems:** An accessible, adequate, safe and potable supply of water shall be provided in each manufactured or mobile home park or travel trailer parking area. Where a public supply

of water of satisfactory quantity, quality and pressure is available, connection shall be made thereto and its supply used exclusively. When a satisfactory public water supply is not available, a private water supply system may be developed and used as approved and used as approved by the state board of health.

**Section 29 - Water supply storage facilities:** All water storage reservoirs shall be covered, watertight and constructed of impervious material. Overflows and vents of such reservoirs shall be effectively screened. Manholes shall be constructed with overlapping covers so as to prevent the entrance of contaminated material. Reservoir overflow pipes shall discharge through an acceptable air gap.

**Section 30 - Water supply distribution system:**

(a) The water supply system of the manufactured or mobile home park or travel trailer parking area shall be connected by pipes to all buildings and other facilities requiring water.

(b) All water piping, fixtures and other equipment shall be constructed and maintained in accordance with state and local regulations and requirements and shall be of a type and in locations approved by the health authority.

(c) The water piping system shall not be connected with non-potable or questionable water supplies and shall be protected against the hazards of back flow or back siphonage.

(d) The system shall be so designed and maintained as to provide a pressure of not less than twenty pounds per square inch, under normal operating conditions, at service buildings and other locations requiring potable water supply.

**Section 31 - Water supply outlets for travel trailers:** Each travel trailer parking area shall be provided with one or more easily accessible water supply outlets for filling trailer water storage tanks. Such water outlets shall consist of at least a water hydrant and the necessary appurtenances and shall be protected against the hazards of back flow and back siphonage.

**Section 32 - Individual water service connections:** The following requirements shall apply:

(a) Riser pipes provided for individual water-service connections shall be so located and constructed that they will not be damaged by the parking of manufactured or mobile homes or travel trailers.

(b) Water riser pipes shall extend at least four inches above ground elevation. The pipe size shall be three-quarter inch.

(c) Adequate provisions shall be made to prevent freezing of service lines, valves and riser pipes.

(d) Underground stop and waste valves shall not be installed on any water service.

(e) Valves shall be provided near the outlet of each water service connection. They should be turned off and the outlets capped or plugged when not in use.

**Section 33 - Sewage system requirements:** An adequate and safe sewerage system shall be provided in all manufactured or mobile home parks or travel trailer parking areas for conveying and disposing of all sewage. Such system shall be designed, constructed and maintained in accordance with the state and local laws.

**Section 34 - Sanitary stations for travel trailers:**

(a) A sanitary station shall be provided consisting of at least: a tapped four-inch sewer riser pipe, connected to the travel trailer parking area sewerage system, surrounded at the inlet end by a concrete apron sloped to the drain, and provided with a suitable hinged cover; and a water outlet with the necessary appurtenances, connected to the parking area water supply system to permit periodic wash down of the immediate adjacent areas.

(b) Each travel trailer parking area shall be provided with a sanitary station in the ratio of one for every one hundred trailer spaces or fractional part thereof.

(c) Sanitary stations shall be screened from other activities by visual barriers such as fences, walls or natural growth and shall be separated from any trailer space by a distance of at least fifty feet.

**Section 35 - Sewer lines:** All sewer lines shall be located in trenches of sufficient depth to be free of breakage from traffic or other movements and shall be separated from the water supply system at a safe distance. Sewers shall be a grade which will insure a velocity of two feet per second when flowing full. All sewer lines shall be constructed of materials approved by the health authority, shall be adequately vented and shall have watertight joints.

**Section 36 - Individual sewer connections:** If facilities for individual sewer connections are provided, the following requirements shall apply:

(a) The sewer riser pipe shall have at least a four-inch diameter, shall be trapped below the ground surface and shall be so located on the trailer space that the sewer connection to the trailer drain outlet will approximate a vertical position.

(b) The sewer connection (see definition) shall have a nominal inside diameter of at least three inches, and the slope of any portion thereof shall be at least one-fourth inch per foot. The sewer connection shall consist of one pipe only without any branch fittings. All joints shall be watertight.

(c) All materials used for sewer connections shall be corrosive resistant, nonabsorbent and durable. The inner surface shall be smooth.

(d) Provision shall be made for plugging the sewer riser pipe when a trailer does not occupy the space. Surface drainage shall be diverted away from the riser.

**Section 37 - Sink wastes:** No liquid wastes from sinks shall be discharged onto or allowed to accumulate on the ground surface.

**Section 38 - Approval of proposed facilities; effluent discharge:** Where the sewer lines of the manufactured or mobile home park or travel trailer parking area are not connected to a public sewer, all proposed sewage disposal facilities shall be approved by the health authority prior to construction. Effluents from sewage treatment facilities shall not be discharged into any waters of the state except with prior approval of the health authority.

**Section 39 - Electrical wiring system requirements:** Every park shall contain an electrical wiring system consisting of wiring, fixtures, equipment and appurtenances which shall be installed and maintained in accordance with applicable codes and regulations governing such systems.



**Section 40 - Power distribution lines:**

(a) Main power lines not located underground shall be suspended at least eighteen feet above the ground. There shall be a minimum horizontal clearance of three feet between overhead wiring and any manufactured or mobile home or travel trailer, service building or other structure.

(b) All direct burial conductors or cable shall be buried at least eighteen inches below the ground surface and shall be insulated and specially designed for the purpose. Such conductors shall be located not less than one foot radial distance from water, sewer, gas or communication lines.

**Section 41 - Individual electrical connections:**

(a) Each manufactured or mobile home lot shall be provided with an approved disconnecting device and over current protective equipment. The minimum service per outlet shall be 120/240 volts AC, 50 amperes.

(b) If individual travel trailer spaces are connected to the electrical wiring system, an approved type of disconnecting device and over current protective equipment shall be provided. The service per outlet shall be 120 volts AC, 15 amperes or 30 amperes.

(c) Outlet receptacles at each trailer stand shall be located not more than twenty-five feet from the over current protective devices in the trailer and a three-pole, four-wire grounding type shall be used. Receptacles shall be of weatherproof construction and configurations shall be in accordance with American Standard Outlet Receptacle C-73.1.

(d) The manufactured or mobile home or travel trailer shall be connected to the outlet receptacle by an approved type of flexible cable with connectors and a male attachment plug.

(e) Where the calculated load of the manufactured or mobile home is more than 50 amperes either a second outlet receptacle shall be installed or electrical service shall be provided by means of permanently installed containers.

**Section 42 - Grounding of all exposed non-current metal parts:** All exposed non-current carrying metal parts of manufactured or mobile homes or travel trailers and all other equipment shall be grounded by means of an approved grounding conductor with branch circuit conductors or other approved method of grounded metallic wiring. The neutral conductor shall not be used as an equipment ground for manufactured or mobile homes or travel trailers or other equipment.

**Section 43 - Service facilities:** The requirements of Sections 43 through 47 of this ordinance shall apply to service buildings, recreation buildings and other service facilities such as:

(a) Management offices, repair shops and storage areas.

(b) Sanitary facilities.

**Section 44 - Central service building and sanitary facilities travel trailer parks:**

(a) A central service building containing the necessary toilet and other plumbing fixtures specified shall be provided in travel trailer parking areas which provide parking spaces for dependent

trailers. Service building shall be conveniently located within a radius of approximately three hundred feet to the spaces to be served.

(Suggested Sanitary Facilities)

No. of parking spaces <sup>a</sup>	Toilets		Urinals	Lavatories		Showers		Other Fixtures <sup>b</sup>
	Men	Women	Men	Men	Women	Men	Women	1 service sink with a flushing rim <sup>c</sup>
1-15	1	1	1	1	1	1	1	
16-30	1	2	1	2	2	1	1	
31-45	2	2	1	3	3	1	1	
	2	3	2	3	3	2	2	
	3	4	2	4	4	2	2	
	3	4	2	4	4	3	3	

**NOTE:**

- a Parking spaces for dependent trailers.
- b Additional fixtures including laundry trays, clothes washing machines (one for every 30 sites) and an ice-making machine may be provided.
- c A service sink with a flushing rim shall be provided for disposal of liquid wastes unless a sanitary station is conveniently accessible for this purpose.

(b) Where a travel trailer parking area is designed for and exclusively limited to use by self-contained trailers, only the following minimum emergency sanitary facilities shall be required: For each one hundred trailer spaces, or fractional part thereof, there shall be one flush toilet and one lavatory for each sex.

(c) When a travel trailer parking area requiring a service building is operated in connection with a resort or other business establishment, the number of sanitary facilities for such business established shall be in excess of those required by the schedule for trailer space and shall be based on the total number of persons using such facilities.

(d) Any person desiring to furnish temporary facilities for accommodating a travel rally, or other group of trailers assembled for the purpose of traveling together, shall make application for such activity to the mayor. The requirements for a service building and other sanitary and physical facilities may be waived by the health authority on the determination that the public health will not be endangered; but the location of the site, the facilities which are provided, and the method of conduction of such rally shall be acceptable to the health authority before a special license shall be issued specifying the location of the site, the period of operation not to exceed ten days, and any conditions of issuance.

**Section 45 - Emergency sanitary facilities for manufactured or mobile home parks:** Every park shall be provided with the following emergency sanitation facilities: For such one hundred manufactured or

mobile home lots, or fractional part thereof, there shall be one flush toilet and one lavatory for each sex.

**Section 46 - Structural requirements, illumination levels, etc., for buildings:**

(a) All portions of the structure shall be properly protected from damage by ordinary use and by decay, corrosion, termites and other destructive elements. Exterior portions shall be of such materials and be so constructed and protected as to prevent entrance or penetration of moisture and weather.

(b) All rooms containing sanitary or laundry facilities shall:

(1) Have sound resistant walls extending to the ceiling between male and female sanitary facilities. Walls and partitions around showers, bathtubs, lavatories and other plumbing fixtures shall be constructed of dense, nonabsorbent, waterproof material or covered with moisture resistant material.

(2) Have at least one window or skylight facing directly to the outdoors. The minimum aggregate gross area of windows for each required room shall be not less than ten percent of floor area served by them.

(3) Have at least one window which can be easily opened or a mechanical device which will adequately ventilate the room.

(c) Toilets shall be located in separate compartments equipped with self-closing doors. The shower stalls shall be of the individual type. The rooms shall be screened to prevent direct view of the interior when the exterior doors are open.

(d) Illumination levels shall be maintained as follows: (1) general seeing tasks-five foot-candles; (2) laundry room work area-forty foot-candles; (3) toilet room, in front of mirrors-forty foot-candles.

(e) Hot and cold water shall be furnished to each lavatory, sink, bathtub, shower and laundry fixture, and cold water shall be furnished to every water closet and urinal.

**Section 47 - Requirements for barbeque pits, fireplaces, etc.:** Cooking shelters, barbeque pits, fireplaces, wood-burning stoves and incinerators shall be so located, constructed, maintained and used as to minimize fire hazard and smoke nuisance both on the property on which used and on neighboring property. No open fire shall be left unattended. No fuel shall be used and no material burned which emits dense smoke or objectionable odors.

**Section 48 - Storage collection and disposal of refuse:**

(a) The storage, collection and disposal of refuse in travel trailer parking area shall be so conducted as to create no health hazards, rodent harborage, insect breeding areas, accident or fire hazards, or air pollution.

(b) All refuse shall be stored in fly-tight, watertight, rodent-proof containers, which shall be located not more than one hundred fifty feet from any trailer space. Containers shall be provided in sufficient number and capacity to properly store all refuse.

(c) Refuse collection stands shall be provided for all refuse containers. Such container stands shall be so designed as to prevent containers from being tipped, to minimize spillage and container deterioration and facilitate cleaning around them.

(d) All refuse containing garbage shall be collected at least twice weekly. Where suitable collection service is not available from the city, the owner or operator of the trailer parking area shall provide this service. All refuse shall be collected and transported in covered containers.

(e) Where municipal disposal service is not used, the owner or operator of the trailer parking area shall dispose of the refuse by transporting to a disposal site approved by the health authority.

**Section 49 - Insect and rodent extermination:**

(a) Grounds, buildings and structures shall be maintained free of insect and rodent harborage and infestation. Extermination methods and other measures to control insects and rodents shall conform with the requirements of the health authority.

(b) Parking areas shall be maintained free of accumulations of debris which may provide rodent harborage or breeding places for flies, mosquitoes and other pests.

(c) Storage areas shall be so maintained as to prevent rodent harborage; lumber, pipe and other building material shall be stored at least one foot above the ground.

(d) Where the potential for insect and rodent infestation exists, all exterior openings in or beneath any structure shall be appropriately screened with wire mesh or other suitable materials.

(e) The growth of brush, weeds and grass shall be controlled to prevent harborage of ticks, chiggers and other noxious insects. Parking areas shall be so maintained as to prevent the growth of ragweed, poison ivy, poison oak, poison sumac and other noxious weeds considered detrimental to health. Open areas shall be maintained free of heavy undergrowth of any description.

**Section 50 - Natural gas systems:**

(a) Natural gas piping systems (when natural gas shall be available) shall be installed and maintained in accordance with applicable codes and regulations governing such systems.

(b) Each manufactured or mobile home or travel trailer lot provided with piped gas shall have an approved manual shutoff valve installed upstream of the gas outlet. The outlet shall be equipped with an approved cap to prevent accidental discharge of gas when the outlet is not in use.

**Section 51 - Liquefied petroleum gas systems:**

(a) Liquefied petroleum gas systems shall be installed and maintained in accordance with applicable codes and regulations governing such systems.

(b) Systems shall be provided with safety devices to relieve excessive pressures and shall be arranged so that the discharge terminates at a safe location.

(c) Systems shall have at least one accessible means for shutting off gas. Such means shall be located outside the manufactured or mobile home and shall be maintained in an effective operating condition.

(d) All LPG piping outside of the manufactured or mobile homes or travel trailers shall be well supported and protected against mechanical injury. Undiluted liquefied petroleum gas in liquid form shall not be conveyed through piping equipment and systems in manufactured or mobile homes or travel trailers.

(e) Liquefied petroleum gas containers installed on a manufactured or mobile home or travel trailer lot shall be securely but not permanently fastened to prevent accidental overturning. Such containers shall not be less than twelve nor more than sixty U.S. gallons gross capacity.

(f) No liquefied petroleum gas vessel shall be stored or located inside or beneath any storage cabinet, carport, manufactured or mobile home or any other structure, unless such installations are approved by the health authority.

**Section 52 - Fuel oil supply systems:**

(a) All fuel oil supply systems shall be installed and maintained in accordance with applicable codes and regulations governing such systems.

(b) All piping from outside fuel storage tanks or cylinders to manufactured or mobile homes shall be permanently and securely fastened in place.

(c) All fuel oil storage tanks or cylinders shall be securely fastened in place and shall not be located inside or beneath any manufactured or mobile home or less than five feet from any manufactured or mobile home exit.

(d) Storage tanks located in areas subject to traffic shall be protected against physical damage.

**Section 53 - Fire prevention:**

(a) The trailer park area shall be subject to the rules and regulations of the city fire prevention authority.

(b) Trailer parks shall be kept free of litter, rubbish and other flammable materials.

(c) Portable fire extinguishers of a type approved by the fire prevention authority shall be kept in service buildings and at all other locations designated by such fire prevention authority and shall be maintained in good operating condition.

(d) Fires shall be made only in stoves and other equipment intended for such purposes.

(e)

(1) Fire hydrants shall be installed in manufactured or mobile home parks if the park water is capable to serve them in accordance with the following requirements:

- a. The water supply system shall permit the operation of a minimum of two, one and one-half inch hose streams.
  - b. Each of two nozzles, held four feet above the ground, shall deliver at least seventy-five gallons of water per minute at a flowing pressure of at least thirty pounds per square inch at the highest elevation point of the park.
- (2) Fire hydrants, if provided, shall be located within five hundred feet of any manufactured or mobile home, service building or other structure in the park.

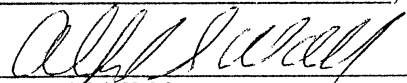
**Section 54 - Classification of manufactured homes, mobile homes, manufactured or mobile parks and travel trailer parks:** The Board of Aldermen of the City of Dixon, Missouri hereby declares that the manufactured homes, mobile homes, manufactured or mobile home parks and travel trailer parks existing within the city at the time of the passage of this ordinance were constructed without notice of restraint. To give fair recognition of the difference in class between manufactured homes, mobile homes, manufactured or mobile home parks and travel trailer parks existing at the time of the enacting of this ordinance and manufactured homes, mobile homes, manufactured or mobile home parks and travel trailer parks hereinafter built, it is hereby declared a policy of the Board of Aldermen of the City of Dixon, and hereby enacted, that there will be no change of manufactured homes, mobile homes, manufactured or mobile home parks and travel trailer parks now existing in its entirety.

**Section 55 - Savings clause:** In any case where a provision of this ordinance is found to be in conflict with a provision of any other ordinance or code of the City of Dixon existing on the effective date of this ordinance, the provision which, in the judgment of the city clerk establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail. In any case where a provision of this ordinance is found to be in conflict with a provision of any other ordinance or code of the City of Dixon existing on the effective date of this ordinance which establishes a lower standard for the promotion and protection of the health and safety of the people, the provisions of this ordinance shall be deemed to prevail, and such other ordinances or codes are hereby declared to be repealed to the extent that they may be found in conflict with this ordinance.

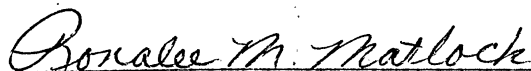
If any section, subsection, paragraph, sentence, clause or phrase of this ordinance should be declared invalid for any reason whatsoever, such decisions shall not affect the remaining portions of this ordinance which shall remain in full force and effect; and to this end the provisions of this ordinance are hereby declared to be severable.

**Section 56 - Effective date:** This ordinance shall be in full force and effect upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF MAY, 1998.

  
 \_\_\_\_\_  
 AL WALL, MAYOR

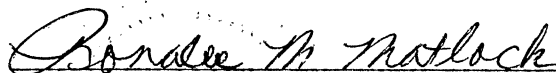
ATTEST:

  
 \_\_\_\_\_  
 RONALEE MATLOCK, CITY CLERK  
 (CITY SEAL)

Approved this 4th day of May, 1998.

  
AL WALL, MAYOR

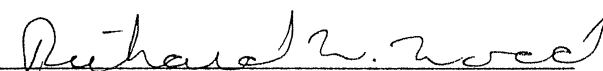
ATTEST:

  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By:   
Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>	<u>Third Reading</u>
Duayn Slone	yes	yes	yes
Tommy Nichols	yes	yes	yes
Winston Alexander	yes	yes	yes
Betty Burdick-Thilges	yes	yes	yes
Andrew George	yes	yes	yes
Betty McPherson	yes	yes	yes

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 417

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO EXECUTE A PETITION REQUESTING ANNEXATION BY CITY OF DIXON.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City of Dixon to execute a petition requesting annexation by City of Dixon.

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

**Section 1.** The City of Dixon, Missouri shall execute a Petition Requesting Annexation by City of Dixon. A copy of the Petition is attached hereto as Exhibit A.

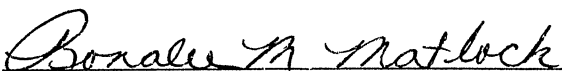
**Section 2.** The Mayor of the City of Dixon, Missouri is authorized to execute the petition on behalf of the City.

**Section 3.** This ordinance shall be in full force and effect from and after its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF MAY, 1998.**

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

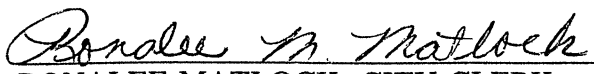
  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 4th day of May, 1998.

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)



Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>	<u>Third Reading</u>
Duayn Slone	yes	yes	yes
Tommy Nichols	yes	yes	yes
Winston Alexander	yes	yes	yes
Betty Burdick-Thilges	yes	yes	yes
Andrew George	yes	yes	yes
Betty McPherson	yes	yes	yes

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 418

AN ORDINANCE VACATING A TWENTY FOOT ALLEY RUNNING NORTH AND SOUTH ALONG THE EAST SIDE OF BLOCK SIX OF MURPHY'S ADDITION TO THE CITY OF DIXON, MISSOURI.


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

**Section 1.** The twenty foot alley running North and South along the East side of Block 6 of Murphy's Addition to the City of Dixon, Missouri, as shown by the Plat of said Addition of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, serves no useful purpose, and it is necessary and expedient to vacate said alley, and said alley is hereby vacated.

**Section 2.** Said alley is vacated reserving, however, unto the City of Dixon, Missouri, and unto its franchised utility companies, any easements under, across and above the vacated portion of said alley which are presently being used for sanitary sewer lines, storm sewer lines, water lines, electrical lines, telephone lines, cable television lines, utility poles and guy wires.

**Section 3.** This Ordinance shall be in full force and effect from and after the date of its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF MAY, 1998.

  
AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 4th day of May, 1998.

  
AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By: \_\_\_\_\_

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>	<u>Third Reading</u>
Duayn Slone	yes	yes	yes
Tommy Nichols	yes	yes	yes
Winston Alexander	yes	yes	yes
Betty Burdick-Thilges	yes	yes	yes
Andrew George	yes	yes	yes
Betty McPherson	yes	yes	yes

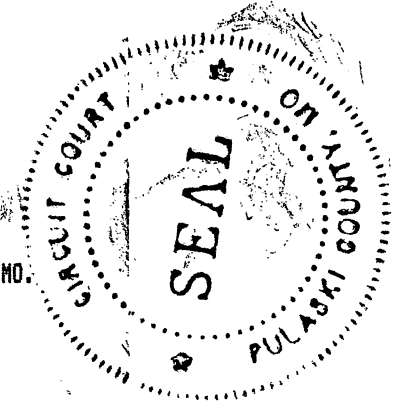
N

"= 50'  
R. = 4°

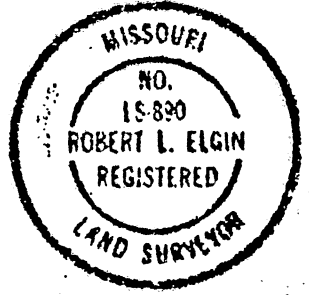
I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on MAY 11, 1998 at 02:51pm, duly filed for record in this office in DOCUMENT #: 1998 3074

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Stawson Sr., Deputy



All of Lots 4, 5, 6, 7 and 8, Block 6 of Murphy's Addition to the City of Dixon, Missouri and containing 1.2 acres ±.



I, ROBERT L. ELGIN, Missouri Registered Land Surveyor, No. 890, hereby certify that the survey shown on this plat was made by me or under my direction on April 9, 1982 and the results of this survey are represented correctly on this plat to the best of my professional knowledge and belief.

Date April 12, 1982 Signed [Signature]

#30565  
City of Dixon



R. L. ELGIN & ASSOCIATES  
ENGINEERS & SURVEYORS  
ROLLA & NEVADA, MISSOURI

REVISIONS			SURVEY OF LOTS 4-8, BLOCK 6, MURPHY'S ADDITION TO DIXON, MO.	
NO.	DATE	BY		
1			FOR STATE BANK OF DIXON DIXON, MO.	
2				
3				
4				
5				
DRAWN BY		DLP	SCALE 1" = 50'	DRAWING NO. S-5856
CHK'D			DATE APR. 12, 1982	

THIRD STREET 80' WIDE

FND. WAGON TIRE

NW COR., BLOCK 6, MURPHY'S ADDITION, DIXON, MO.

ELLEN STREET 80' WIDE

150.00  
50°-22'W

272.50  
50°-22'W

1

2

3

4

5

6

7

8

9

SET 1/2" I. PIN  
U. POLE S42°W 9.9  
U. POLE N10°W 46.5

N87°-00'-40"W  
200.00

SET 1/2" I. PIN  
10" LOC. N75°E 3.9  
10" LOC. S5°E 29.0

LOT 6  
1.20 ACRES

20' ALLEY

RETAIN UTILITY EASEMENT

N0°-22'E

VACATE ALLEY

214.43

87.17  
N5°-16'-20"E

SET 1/2" I. PIN

132.27  
S87°-00'-40"E

BURLINGTON-NORTHERN RAILROAD

We need to vacate this alley & retain a utility (10') easement.

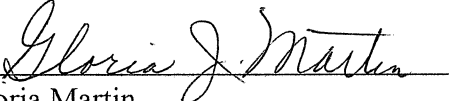
**PETITION TO VACATE ALLEY**

COME NOW David Martin and Gloria Martin and the State Bank of Dixon, a Missouri banking corporation and Jodie Anderson and Corinna Anderson, and for their petition state as follows:

1. That the petitioner State Bank of Dixon is a Missouri banking corporation in good standing.
2. That the Petitioners are the owners of fee simple of, in and to all of Block 6 in Murphy's Addition to the town (now City) of Dixon in Pulaski County, Missouri, as per the plat thereof filed in the Recorder's Office of Pulaski County, Missouri.
3. That all of the Petitioners herein have access to their respective property from a developed public road.
4. That the Petitioners herein do not use the platted alleyway in said block and the same has not been developed nor have there been public funds expended upon the same for it to be open for access to and by the public.
5. That the said alley therefore serves no useful purpose to the City of Dixon nor to the public and therefore it is necessary and expedient to vacate the said alley.

WHEREFORE, Petitioners request the City Council, Board of Alderman or other governing body of the City of Dixon to establish and pass its ordinance vacating the alleyway described herein and to terminate all rights of the public in and to said alleyway, if any, upon such terms and conditions as may be appropriate and for such other and further relief as may seem just and proper in the premises.

  
\_\_\_\_\_  
David Martin

  
\_\_\_\_\_  
Gloria Martin

Being all of the owners of Lots 1, 2, 3, 9, 11, 12, 13 and 14 in Block 6 of Murphy's Addition to the City of Dixon.

State Bank of Dixon

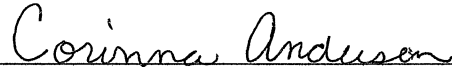
BY:



Being the owner of all of Lots 4, and 5  
In Block 6 of Murphy's Addition to  
the City of Dixon



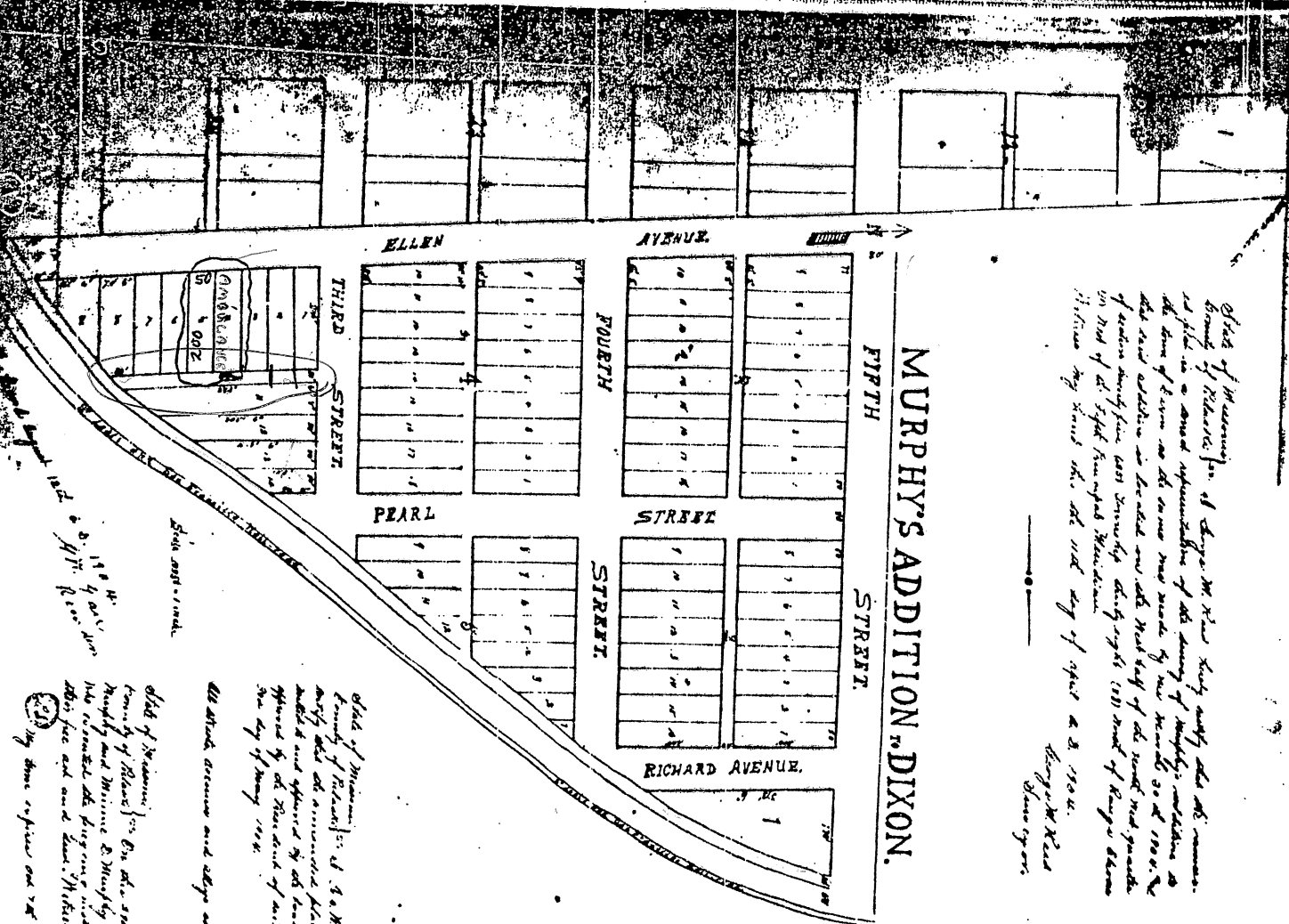
Jodie Anderson



Corinna Anderson

Being the owners of Lot 6, 7 and 8 in Block  
6 of Murphy's Addition to The City of  
Dixon.

# MURPHY'S ADDITION TO DIXON.



State of Missouri,  
County of Missouri, ss. I, George M. Rice, being duly sworn, depose and say that the annexed plat is a correct representation of the survey of Murphy's addition to the town of Dixon as the same may be made by law, made on the 20th day of March, 1855. The said survey was made and the plat hereof of the said plat made of record in the office of the Recorder of Deeds for the County of Dixon on the 20th day of April, 1855. Witness my hand and the seal of my office this 20th day of April, 1855.

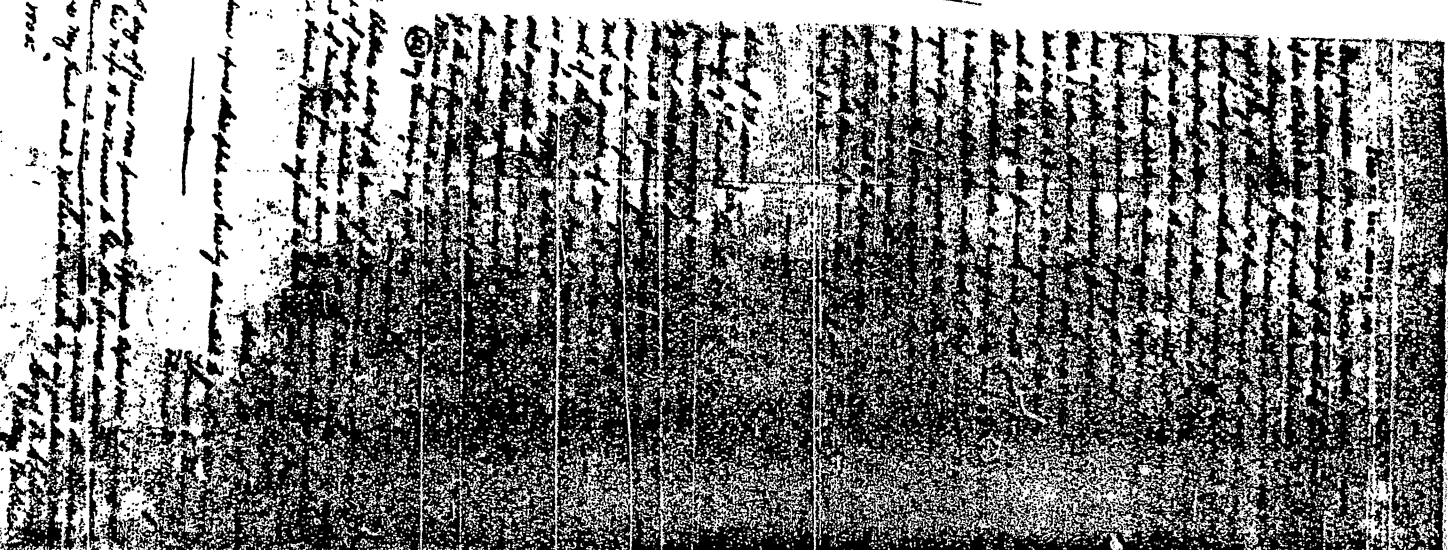
George M. Rice  
Recorder

State of Missouri,  
County of Missouri, ss. I, G. M. Rice, being duly sworn, depose and say that the annexed plat is a correct representation of the survey of Murphy's addition to the town of Dixon as the same may be made by law, made on the 20th day of March, 1855. The said survey was made and the plat hereof of the said plat made of record in the office of the Recorder of Deeds for the County of Dixon on the 20th day of April, 1855. Witness my hand and the seal of my office this 20th day of April, 1855.

G. M. Rice  
Recorder

State of Missouri,  
County of Missouri, ss. I, G. M. Rice, being duly sworn, depose and say that the annexed plat is a correct representation of the survey of Murphy's addition to the town of Dixon as the same may be made by law, made on the 20th day of March, 1855. The said survey was made and the plat hereof of the said plat made of record in the office of the Recorder of Deeds for the County of Dixon on the 20th day of April, 1855. Witness my hand and the seal of my office this 20th day of April, 1855.

G. M. Rice  
Recorder



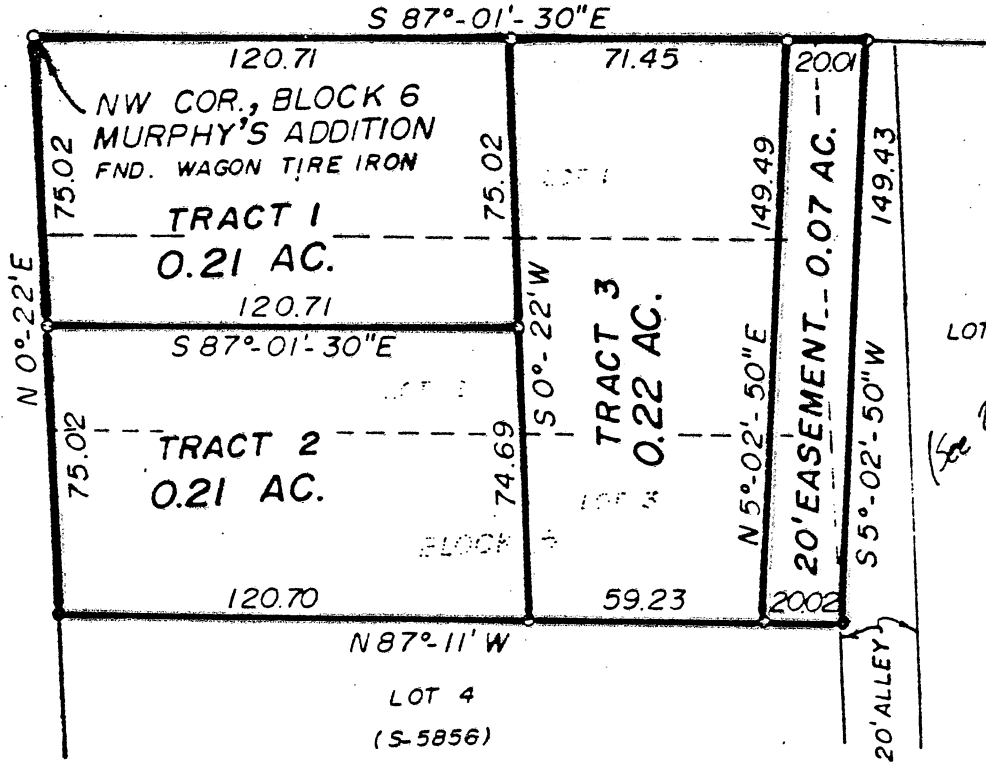


M

BLOCK 4

LOT 10 | LOT 11 | LOT 12 | LOT 13 | LOT 14 | LOT 15

THIRD STREET 80' WIDE



ORIGINAL TOWN

MO. HWY. 28 (ELLEN STREET) 80' WIDE

1' BNG S-

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 419**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, a verified petition for voluntary annexation has been duly filed with the Board of Aldermen of the City of Dixon, Missouri, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 *et seq.*, of the Revised Statutes of Missouri (1996);

**WHEREAS**, a public hearing was held regarding the said proposed annexation on April 30, 1998, 1998;

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 *et seq.*, of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on April 30, 1998, 1998.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

Ordinance 419

**Section 6.** The real property described as follows is hereby annexed to the City of Dixon, Missouri:

A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, and, a fractional part of the Northeast Quarter of the Northwest Quarter of Section 25, all in Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 24; thence North 85°-31'-20" West, 681.95 feet along the quarter quarter quarter line to the easterly right-of-way of Pulaski County Road No. 28-418; thence South 6°-10' East, 58.88 feet, and, South 3°-19' West, 108.61 feet, and, South 7°-28' West, 112.75 feet, and, southerly, 153.22 feet along the arc of a curve, concave easterly with a radius of 245.44 feet, and, South 28°-18' East, 99.09 feet, and, southerly, 118.93 feet along the arc of a curve, concave westerly with a radius of 396.97 feet, all along said easterly right-of-way; thence North 83°-00' East, 293.51 feet; thence South 5°-00' East, 176.77 feet to the northerly right-of-way of Missouri Highway 28; thence easterly, 236.02 feet along the arc of a curve, concave southerly with a radius of 603.69 feet, and, South 87°-46'40" East, 35.23 feet, all along said northerly right-of-way to the quarter line; thence North 0°-34' East, 677.71 feet along said quarter line to the point of beginning. Above described tract contains 9.66 acres, more or less, per plat of survey R-1705, dated March 31, 1987, by Elgin Surveying & Engineering, Inc.

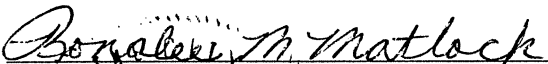
**Section 7.** The Clerk of the City of Dixon, Missouri shall cause three certified copies of this ordinance to be filed with the Clerk of Pulaski County, Missouri.

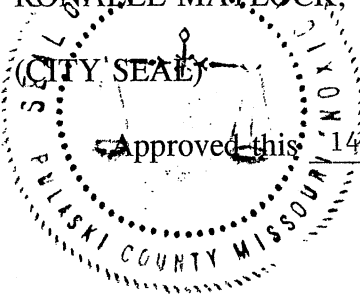
**Section 8.** This ordinance shall take full force and be in effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 14 th DAY OF MAY, 1998.**

  
AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK



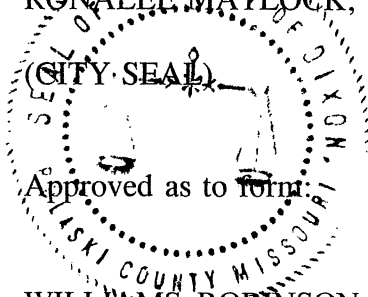
Approved this 14th day of May, 1998.

  
AL WALL, MAYOR

R

ATTEST:

*Ronalee M Matlock*  
RONALEE MATLOCK, CITY CLERK



Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By: *Richard W. Wood*

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

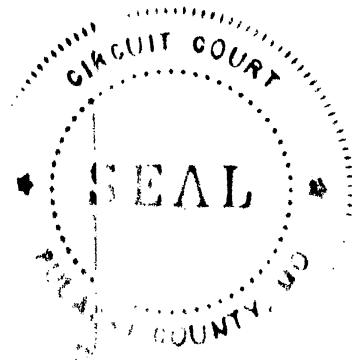
ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Duayn Slone	yes	yes
Winston Alexander	yes	yes
Betty Burdick-Thilges	yes	yes
Betty McPherson	yes	yes

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on MAY 21, 1998 at 12:56pm, duly filed for record in this office in DOCUMENT #: 1998 3285

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY *Jim Stawson DC*, Deputy



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**PETITION REQUESTING ANNEXATION BY CITY OF DIXON**

I, the undersigned, Mayor of the City of Dixon, Missouri, with authority from the Board of Aldermen of the City of Dixon, Missouri, for my petition to the Board of Aldermen of the City of Dixon, Missouri, state and allege as follows:

1. That the City is the owner of all fee interests of record in the real estate in Pulaski County, Missouri, described as follows, to-wit:

A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, and, a fractional part of the Northeast Quarter of the Northwest Quarter of Section 25, all in Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 24; thence North 85°-31'-20" West, 681.95 feet along the quarter quarter quarter line to the easterly right-of-way of Pulaski County Road No. 28-418; thence South 6°-10' East, 58.88 feet, and, South 3°-19' West, 108.61 feet, and, South 7°-28' West, 112.75 feet, and, southerly, 153.22 feet along the arc of a curve, concave easterly with a radius of 245.44 feet, and, South 28°-18' East, 99.09 feet, and, southerly, 118.93 feet along the arc of a curve, concave westerly with a radius of 396.97 feet, all along said easterly right-of-way; thence North 83°-00' East, 293.51 feet; thence South 5°-00' East, 176.77 feet to the northerly right-of-way of Missouri Highway 28; thence easterly, 236.02 feet along the arc of a curve, concave southerly with a radius of 603.69 feet, and, South 87°-46'40" East, 35.23 feet, all along said northerly right-of-way to the quarter line; thence North 0°-34' East, 677.71 feet along said quarter line to the point of beginning. Above described tract contains 9.66 acres, more or less, per plat of survey R-1705, dated March 31, 1987, by Elgin Surveying & Engineering, Inc. (Tract 1)

2. That the said real estate is not now a part of any incorporated municipality.

3. That the said real estate is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri.


4. That the City requests that the said real estate be annexed to, and be included within the corporate limits of, the City of Dixon, Missouri, as authorized by the provisions of Section 71.012, RSMo.

5. That the City requests the Board of Aldermen of the City of Dixon to cause the required notice to be published and to conduct the public hearing required by law and to thereafter adopt an ordinance extending the limits of the City of Dixon to include the above described real estate.

Dated this 4th day of May, 1998.

  
AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

STATE OF MISSOURI     )  
                                  )   SS.  
COUNTY OF PULASKI    )

On this 4th day of May, 1998, before me appeared Al Wall, to me personally known, who, being by me duly sworn did say: that he is the Mayor of the City of Dixon, Missouri, a municipal corporation of the State of Missouri, and that the seal affixed to the foregoing instrument is the City Seal of said municipal corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Aldermen, and said Al Wall acknowledged said instrument to be the free act and deed of said City of Dixon.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid, the day and year first above written.

Karen Stricklan  
NOTARY PUBLIC

My Commission Expires:

8-18-2001

(NOTARY SEAL)

Rubber Stamp Seal:

OR



BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 420**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, a verified petition for voluntary annexation has been duly filed with the Board of Aldermen of the City of Dixon, Missouri, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 *et seq.*, of the Revised Statutes of Missouri (1996);

**WHEREAS**, a public hearing was held regarding the said proposed annexation on April 30, 1998, 1998;

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 *et seq.*, of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on April 30, 1998, 1998.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

**Section 6.** The real property described as follows is hereby annexed to the City of Dixon, Missouri:

A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, and, a fractional part of the Northeast Quarter of the Northwest Quarter of Section 25, all in Township 38 North, Range 11 West of the 5th P.M. described as follows: Commencing at the Northeast Corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 24; thence South 0°-34' West, 677.71 feet along the quarter line to the northerly right-of-way of Missouri Highway 28; thence North 87°-46'40" West, 35.23 feet, and, westerly 236.02 feet along the arc of a curve, concave southerly with a radius of 603.69 feet, all along said northerly right-of-way to the true point of beginning of the hereinafter described tract: Thence South 69°-49'-20" West, 310.19 feet, and, westerly, 41.59 feet along the arc of a curve, concave southerly with a radius of 1940.08 feet, all along said northerly right-of-way to the easterly right-of-way of Pulaski County Road No. 28-416; thence North 12°-07' East, 104.44 feet, and, northerly, 161.09 feet along the arc of a curve, concave westerly with a radius of 396.97 feet, all along said easterly right-of-way; thence North 63°-00' East, 293.51 feet; thence South 5°-00' East, 176.77 feet to the true point of beginning. Above described tract contains 1.50 acre, more or less, per plat of survey R-1705, dated March 31, 1987, by Elgin Surveying & Engineering, Inc.

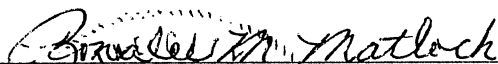
**Section 7.** The Clerk of the City of Dixon, Missouri shall cause three certified copies of this ordinance to be filed with the Clerk of Pulaski County, Missouri.

**Section 8.** This ordinance shall take full force and be in effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 14th DAY OF MAY, 1998.**

  
AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK



Approved this 14th day of May, 1998.

  
AL WALL, MAYOR

✓



ATTEST:

Ronalee M Matlock  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

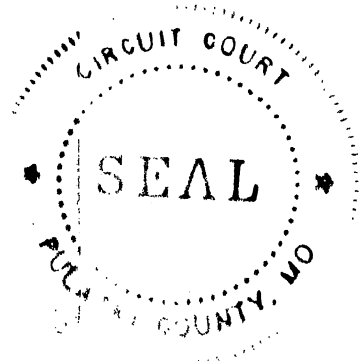
ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Duayn Slone	yes	yes
Winston Alexander	yes	yes
Betty Burdick-Thilges	yes	yes
Betty McPherson	yes	yes

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on MAY 21, 1998 at 12:55pm, duly filed for record in this office in DOCUMENT #: 1998 3284

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Lawson DC, Deputy



8659  
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**AN ORDINANCE VACATING ALL STREETS AND EASEMENTS (EXCEPT FOR EASEMENTS PRESENTLY BEING USED) SHOWN ON THE PLAT OF HERITAGE VILLAGE, SAID PLAT BEING FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF DEEDS OF PULASKI COUNTY, MISSOURI ON THE 10TH DAY OF JUNE, 1988, IN PLAT BOOK NUMBER 6 AT PAGE 74.**

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

**Section 1.** The streets and easements shown upon the Plat of Heritage Village, said plat being record in the office of the Recorder of Deeds of Pulaski County, Missouri, on the 10th day of June, 1988, in Plat Book Number 6 at Page 74, said real estate being more particularly described as follows:

A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, and, a fractional part of the Northeast Quarter of the Northwest Quarter of Section 25, all in Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 24; thence North  $85^{\circ}-31'-20''$  West, 681.95 feet along the quarter quarter line to the easterly right-of-way of Pulaski County Road No. 28-418; thence South  $6^{\circ}-10'$  East, 58.88 feet, and, South  $3^{\circ}-19'$  West, 108.61 feet, and, South  $7^{\circ}-28'$  West, 112.75 feet, and, southerly, 153.22 feet along the arc of a curve, concave easterly with a radius of 245.44 feet, and, South  $28^{\circ}-18'$  East, 99.09 feet, and, southerly, 118.93 feet along the arc of a curve, concave westerly with a radius of 396.97 feet, all along said easterly right-of-way; thence North  $83^{\circ}-00'$  East, 293.51 feet; thence South  $5^{\circ}-00'$  East, 176.77 feet to the northerly right-of-way of Missouri Highway 28; thence easterly, 236.02 feet along the arc of a curve, concave southerly with a radius of 603.69 feet, and, South  $87^{\circ}-46'40''$  East, 35.23 feet, all along said northerly right-of-way to the quarter line; thence North  $0^{\circ}-34'$  East, 677.71 feet along said quarter line to the point of beginning. Above described tract contains 9.66 acres, more or less, per plat of survey R-1705, dated March 31, 1987, by Elgin Surveying & Engineering, Inc.,

serve no useful purpose and it is necessary and expedient to vacate said streets and easements, and said streets and easements are hereby vacated.

**Section 2.** Said streets and easements are vacated reserving, however, unto the City of Dixon, Missouri, and unto its franchised utility companies, any easements under, across and above the vacated portion of said real estate which are presently being used for sanitary sewer lines, storm sewer lines, water lines, electrical lines, telephone lines, cable television lines, fiber optics lines, gaslines, utility poles and guy wires.

**Section 3.** This Ordinance shall be in full force and effect from and after the date of its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 1st DAY OF JUNE, 1998.

*Al Wall*  
AL WALL, MAYOR

ATTEST:

*Ronalee M. Matlock*  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 1st day of June, 1998.

*Al Wall*  
AL WALL, MAYOR

ATTEST:

*Ronalee M. Matlock*  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C.

By: *Richard W. Wood*  
Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
DUAYN SLONE	YES	YES
TOMMY NICHOLS	YES	YES
WINSTON ALEXANDER	YES	YES
BETTY BURDICK-THILGES	YES	YES
ANDREW GEORGE	YES	YES
BETTY MCPHERSON	YES	YES

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on JUNE 04, 1998 at 12:08pm, duly filed for record in this office in DOCUMENT #: 1998 3605

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Slawson Deputy



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BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 422

**AN ORDINANCE REPEALING ORDINANCE NUMBER 50 OF THE GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI, AND ESTABLISHING REGULATIONS GOVERNING THE PRESENCE OF MINORS WITHIN THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to repeal existing General Ordinance Number 50 and establish regulations governing the presence of minors within the City of Dixon, Missouri.

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

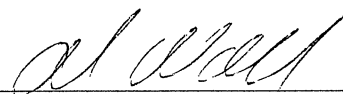
**Section 1.** General Ordinance Number 50 of the Ordinances of the City of Dixon, Missouri, is hereby repealed.

**Section 2.** Any person under the age of seventeen years who shall be upon any of the public streets, alleys or commons of the City of Dixon, Missouri, between the hours of 10:00 p.m. and 5:00 a.m. on Monday, Tuesday, Wednesday and Thursday evenings; or between the hours of 11:30 p.m. and 6:00 a.m. on Friday, Saturday, Sunday and holiday evenings; or between the hours of 8:30 a.m. and 3:00 p.m. on Monday, Tuesday, Wednesday, Thursday and Friday, while school is in session; not accompanied by their parents or guardian shall be in violation of this ordinance. Upon violation of this ordinance, the parents or guardian of the person under the age of seventeen violating this provision shall be summoned to municipal court, and, upon conviction, be fined a minimum of \$50.00 and a maximum of \$200.00.

**Section 3.** Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 4.** This ordinance shall be in full force and effect from and after its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 3rd DAY OF August, 1998.**



AL WALL, MAYOR

ATTEST:

  
RONALEE MATLOCK, CITY CLERK

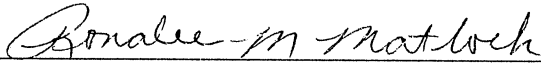
(CITY SEAL)

Approved this 3rd day of August, 1998.



AL WALL, MAYOR

ATTEST:

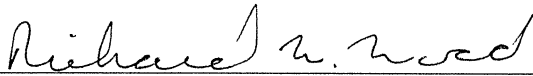


RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C.

By: 

Richard W. Wood, #43718  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Duayn Slone	yes	yes
Tommy Nichols	yes	yes
Winston Alexander	yes	yes
Betty Burdick-Thilges	yes	yes
Andrew George	yes	yes
Betty McPherson	yes	yes

ORDINANCE NO. 423

**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON,  
MISSOURI.**

WHEREAS, a public hearing was held regarding the said proposed annexation on September 14, 1998;

WHEREAS, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

WHEREAS, no parties appeared at said hearing in opposition to the proposed annexation; and

WHEREAS, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on September 14, 1998.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon, Missouri has the ability to furnish normal municipal services of the City to said area proposed to be annexed within a reasonable time after said annexation.

Section 6. The real property described below as follows is hereby annexed to the City of Dixon, Missouri:

Lot 1 & 2 and north 1/2 of lot 3 in Block 2 of Warren Parker Subdivision, Pulaski County, Missouri per survey by E.J. Jones dated 13 May 1957.

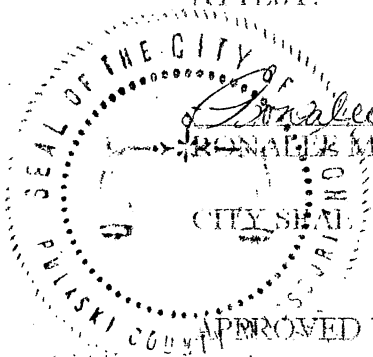
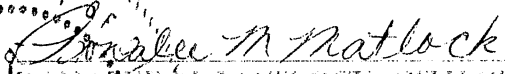
Section 7. The Clerk of the City of Dixon, Missouri shall cause a certified copy of this ordinance to be filed with the Clerk of Pulaski County, Missouri.

Section 8. This ordinance shall take full force and be in full effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI THIS 14TH DAY OF SEPTEMBER, 1998.

  
ALFRED S. WALL, MAYOR

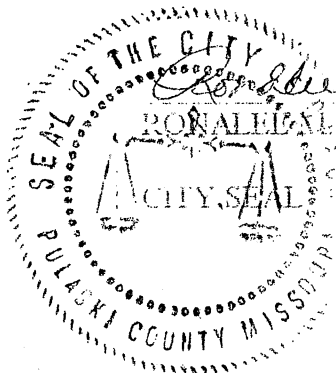
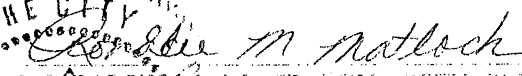
ATTEST:

  
  
RONALD M. MATLOCK, CITY CLERK

APPROVED THIS 14TH DAY OF SEPTEMBER, 1998.

  
ALFRED S. WALL, MAYOR

ATTEST:

  
  
RONALD M. MATLOCK, CITY CLERK



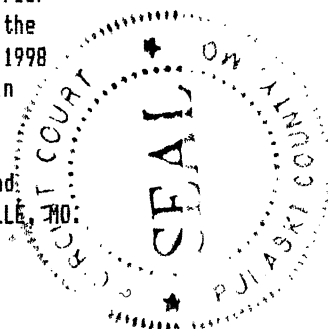
ORDINANCE # 423

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
<u>Duayn Slone</u>	<u>yes</u>	<u>yes</u>
<u>Winston Alexander</u>	<u>yes</u>	<u>yes</u>
<u>Betty McPherson</u>	<u>yes</u>	<u>yes</u>
<u>Tommy Nichols</u>	<u>yes</u>	<u>yes</u>
<u>Betty Burdick- Hilges</u>	<u>yes</u>	<u>yes</u>
<u>Andrew George</u>	<u>yes</u>	<u>yes</u>

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on SEPTEMBER 23, 1998 at 12:09pm, duly filed for record in this office in DOCUMENT #: 1998 6092

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO:  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Slawson ac, Deputy



24  
58089  
#9089  
200

AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, AUTHORIZING, FIXING, AND DETERMINING A RATE OF LEVY ON THE HUNDRED DOLLAR VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CITY FOR THE YEAR OF 1998.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:

Section 1. That pursuant to the laws of the State of Missouri, relevant to cities of the fourth class and pursuant to the authority of the qualified voter at due and proper elections held in said City, that there shall be levied and collected as taxes for the year 1998, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$1.05 cents of the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.45
FOR PUBLIC LIBRARY.....	0.05
DEBT SERVICE.....	0.55
 TOTAL.....	 1.05

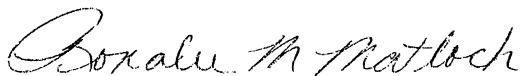
And that the above tax rate levy on the \$100.00 assessed valuation of taxable property in said City of Dixon, be and is hereby made the true and lawful levy for said City for the year of 1998.

Section 2. That the City Clerk is hereby authorized and directed to furnish a copy of this ordinance to the Clerk of the County of Pulaski County, Missouri, within the time required by Law for the filing of city rates with said Clerk.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 14TH DAY OF SEPTEMBER, 1998.

  
\_\_\_\_\_  
Alfred S. Wall, Mayor

ATTEST:

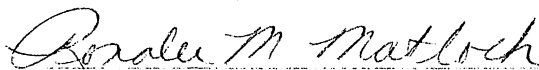
  
\_\_\_\_\_  
Roxalee M. Matlock, City Clerk

(CITY SEAL)

APPROVED THIS 14TH DAY OF SEPTEMBER, 1998.

  
Alfred S. Wall, Mayor

(ATTEST):

  
Ronalee M. Matlock, City Clerk

(CITY SEAL)

ALDERMEN	FIRST READING	SECOND READING
<u>Diavn Stone</u>	<u>yes</u>	<u>yes</u>
<u>Tommy Nichols</u>	<u>yes</u>	<u>yes</u>
<u>Winston Alexander</u>	<u>yes</u>	<u>yes</u>
<u>Betty Burdick-White</u>	<u>yes</u>	<u>yes</u>
<u>Andrew George</u>	<u>yes</u>	<u>yes</u>
<u>Betty McPherson</u>	<u>yes</u>	<u>yes</u>

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI    }  
                                  }SS  
COUNTY OF PULASKI   }

I, Ronalee M. Matlock, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of Ordinance No. 424 as the same appears of record and on file in my office.

IN WITNESS WHEREOF, I have hereunto subscribed my hand and affixed the seal of said city at my office in Dixon, Missouri, this 14th day of September, 1998.



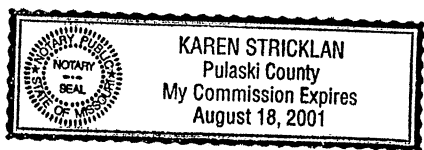
Ronalee M. Matlock  
Ronalee M. Matlock, City Clerk of the  
City of Dixon

(CITY SEAL)

I, Karen Stricklan, Notary Public, Pulaski County, Missouri, hereby certify that the above and foregoing is true, full, and exact copy of Ordinance No. 424 as the same appears of record and on file.

IN WITNESS WHEREOF, I have hereunto subscribed my hand and affixed my seal at my office in Dixon, Missouri, this 14th day of September, 1998.

Karen Stricklan  
Karen Stricklan, Notary Public



**ORDINANCE AMENDING THE WATER RATE AND CHARGES AND THE WASTE WATER USER CHARGES SYSTEM IN EFFECT IN THE CITY OF DIXON, MISSOURI.**

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, has by Ordinance Numbers 257 & 373, adopted a comprehensive sewer user charges in order to provide funds needed to operate, maintain and retire certain debts associated with its combined water and waste water treatment system; and

WHEREAS, the City of Dixon, Missouri, has by Ordinance Number 151, and amendments thereto, adopted a comprehensive water user rate system to provide funds needed to operate, maintain and retire certain debts associated with its combined water and waste water treatment : and

WHEREAS, Ordinance Number 232 and Ordinance Number 257 and Ordinance Number 373 of the City of Dixon, Missouri, requires that the user charge system for the combined water works and sewerage system generate adequate annual revenues to pay costs of annual operation and maintenance, including replacement and other costs associated with debt retirement ;of bonded capital; and

WHEREAS, the current water rate and charge system and user charge system for waste water treatment are no longer adequate to generate and provide annual revenues to pay costs of operation maintenance and replacement of the combined water works and sewerage system in the City of Dixon, Missouri; and

WHEREAS, the voters of the City of Dixon, Missouri, authorized by general election on November 6, 1979, the issuance of general obligation bonds and revenue bonds for the purpose of extending and improving the combined water works and sewerage system of the City of Dixon, Missouri; and

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, has determined that it is in the best interests of the citizens of the City of Dixon, Missouri, and necessary to adequately operate, maintain, and improve the combined water works and sewerage system to increase the water rate and charge system as well as the user charge system for waste water treatment.

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

**Section 1. Bases for water rates and services:**

A. For the quantity of water used as determined by the meter each month, the resident user shall pay a minimum of SIX AND 95/100 (\$6.95) for all water used up to the first one hundred gallons used per month and for each one hundred gallons of water used over the first one hundred gallons per month, the sum of NO AND 13/100THS DOLLARS (\$0.13).

B. For the quantity of water used as determined by the meter each month, the non-resident user shall pay a minimum of TEN AND 95/100THS DOLLARS (\$10.95) for all water used up to and to the first one hundred gallons per month, and for each one hundred gallons thereafter, the sum of NO AND 16/100THS DOLLARS (\$0.16).

**Section 2. Bases for wastewater rates and services:**

A. The quantity of wastewater used upon any premises furnished by the City of Dixon, Missouri, shall be measured by the quantity of water used upon any premises furnished by the City of Dixon, Missouri, measured by the water meter serving said premises.

B. For the quantity of wastewater contributed to the combined sewerage treatment center each month, the residential user/contributor shall pay a minimum of FOUR AND 35/100THS DOLLARS (\$4.35) for the first one hundred gallons of wastewater contributed each month, and for the each one hundred gallons of additional wastewater contributed each month , the sum of NO AND 16/100THS DOLLARS (\$0.16).

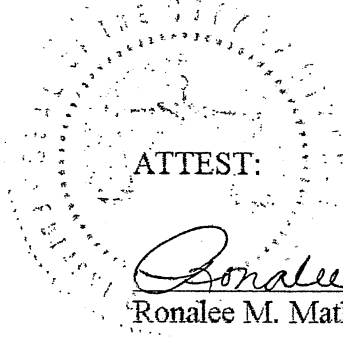
C. For the quantity of wastewater contributed to the combined sewerage treatment center each month, the non-resident user/contributor shall pay a minimum of SIX AND 85/100THE DOLLARS (\$6.85) for the first one hundred gallons of wastewater contributed per month, and for each one hundred gallons of additional wastewater contributed each month, the sum of NO AND 19/100THE DOLLARS (\$0.19).

**Section 3. Conflicting sections thereof.** All other sections of Ordinances in conflict with this Ordinance are hereby repealed, and all Ordinances or Sections therein not in direct conflict with the Ordinance shall remain in full force and effect.

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

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 14th DAY OF SEPTEMBER, 1998.

Alfred S. Wall  
Alfred S. Wall, Mayor



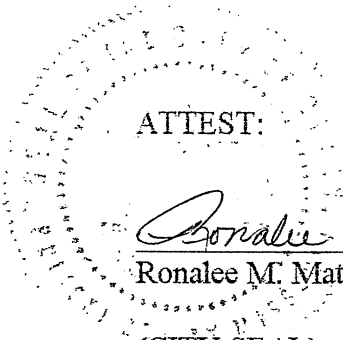
ATTEST:

Ronalee M. Matlock  
Ronalee M. Matlock, City Clerk

(CITY SEAL)

Approved this 14th day of September, 1998.

Alfred S. Wall  
Alfred S. Wall, Mayor



ATTEST:

Ronalee M. Matlock  
Ronalee M. Matlock, City Clerk

(CITY SEAL)

ALDERMAN	FIRST READING	SECOND READING
<u>Duayn Slone</u>	<u>yes</u>	<u>yes</u>
<u>Tommy Nichols</u>	<u>yes</u>	<u>yes</u>
<u>Winston Alexander</u>	<u>yes</u>	<u>yes</u>
<u>Betty Burdick-Thilges</u>	<u>yes</u>	<u>yes</u>
<u>Andrew George</u>	<u>yes</u>	<u>yes</u>
<u>Betty McPherson</u>	<u>yes</u>	<u>yes</u>

**AN ORDINANCE REPEALING ORDINANCE NUMBERS 274, 358, 385, AND 394 OF THE ORDINANCES OF THE CITY OF DIXON, MISSOURI, AND ESTABLISHING REGULATIONS FOR THE COLLECTION AND REMOVAL OF SOLID WASTE WITHIN THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to repeal Ordinance Numbers 274, 358, 385 and 394 of the Ordinances of the City of Dixon, Missouri, and establish regulations for the collection and removal of refuse within the City of Dixon, Missouri.

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

**Section 1.** Ordinance Numbers 274, 358, 385 and 394 are hereby repealed.

**Section 2.** For the purposes of this Ordinance, the following words and terms shall have the meanings respectively ascribed to them by this Section:

***Commercial refuse customer*** - The term "commercial refuse customer" shall mean any commercial, industrial or institutional establishment or group of establishments together with its/their owner(s) or officer(s), and housing facilities containing more than two dwelling units if so designated by the superintendent.

***Commercial Trash Hauler*** - Any person who, except as an agent of the city, collects and disposes of solid waste and receives money or other consideration for said service.

***Dwelling unit*** - The term "dwelling unit" shall mean any room or group of rooms located within a structure which form(s) a single habitable unit with facilities for living, sleeping, cooking and hygiene.

***Garbage*** - The word "garbage" shall mean all animal and vegetable wastes subject to decay resulting from the handling, preparation, cooking and consumption of food.

***Major appliances*** - The term "major appliances" means clothes washers and dryers, water heaters, trash compactors, dishwashers, microwave ovens, conventional ovens, ranges, stoves, woodstoves, air conditioners, refrigerators and freezers.

***Occupant*** - The word "occupant" shall mean any person who singly or jointly or severally with others shall be in actual possession of any dwelling unit either as owner or tenant.

***Refuse*** - The word "refuse" shall include both garbage and solid waste as defined in this Section.

***Residential refuse customer*** - The term "residential refuse customer" shall mean the occupant of any dwelling unit, unless said occupant is otherwise designated in the manner established in this Chapter.

**CROSS REFERENCES:**

Health and Sanitation, Ch. 19; Nuisances, Ch. 28; Sewers and Water, Ch. 35; removal storage, etc., of rubbish, etc., from burned buildings, §36-56.



**STATE REFERENCES:**

**Garbage disposal, RSMo. §71.680, §71.690.**

**Solid waste** - The word "solid waste" shall mean paper products, metal, cans, glassware, etc. The words "solid waste" and "inorganic material" shall be interchangeable in this Chapter.

**Superintendent** - The word "superintendent" shall mean the head of the sanitation department.

**Yard waste** - The term "yard waste" means organic debris (e.g. grass clippings, leaves, tree limbs, bark, branches, flowers, etc.) which is produced as part of yard and garden development and maintenance.

**Section 3.** The City of Dixon, through its duly authorized agents, shall have an exclusive right to collect and remove refuse within the city, and it shall be unlawful for any other person to collect and remove refuse in the city, except as may otherwise be provided in this Chapter.

The storage, collection, processing and disposal of solid waste will be managed in accordance with local and state laws and rules. All processing facilities and disposal areas utilized shall have appropriate local and state permits.

**Section 4.** The City of Dixon shall, as a matter of public welfare, adopt such charges as will encourage refuse customers to recycle appropriate solid waste materials.

**Section 5.** A person may be authorized to operate as a commercial solid waste hauler within the city upon obtaining such licenses as may be required by the city and a determination by the City Council that the public convenience and necessity are served by such authorization.

All vehicles used to collect and transport solid waste shall be maintained in a safe, clean and sanitary condition. The vehicles are to be of standard refuse packer body design with watertight and covered bodies.

**Section 6.** It shall be unlawful for any refuse customer to:

(a) Deposit refuse in any refuse container other than his/her own or that assigned for his/her use by the city.

(b) Accumulate or dispose of refuse in any manner or at any location which the superintendent deems a nuisance to the public health or safety.

(c) Fail to place their refuse container at the nearest street curb or street edge on the date of collection for collection purposes, except refuse customers who have provided the city with a written verification from a physician stating they are physically unable to place the refuse container at the street, in which case all refuse will be placed in securely tied plastic bags.

(d) Fail to remove the refuse container from the curb side or street edge to the front line of the house within twenty-four (24) hours of the day of collection.

(e) Fail to place garbage in tied plastic bags prior to depositing such refuse in containers.

**Section 7.** The city may enforce collection of such service charge as may be established by the Board of Aldermen of the City of Dixon by bringing legal action against any refuse customer to recover any sums due for services plus the cost of such action.

**Section 8.** Collection Charges and Schedules. The Board of Aldermen of the City of Dixon, Missouri shall, from time to time, establish the service charge to be charged to refuse customers for the collection and disposal of refuse within the City of Dixon, Missouri. The Board of Aldermen of the City of Dixon, Missouri, shall also establish, from time to time, a schedule for collection of solid waste within the City of Dixon, Missouri. A current list of both the service charge and collection schedule shall be on file for inspection in the office of the City Clerk of the City of Dixon, Missouri.

**Section 9.** Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 10.** This ordinance shall be in full force and effect from and after its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 28th DAY OF September, 1998.**


  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 28th day of September, 1998.

  
\_\_\_\_\_  
AL WALL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C.

By: \_\_\_\_\_

Richard W. Wood, #43718  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
<u>DUAYN SLONE</u>	YES	YES
<u>WINSTON ALEXANDER</u>	YES	YES
<u>ANDREW GEORGE</u>	YES	YES
<u>BETTY MCPHERSON</u>	YES	YES
<u>TOMMY NICHOLS</u>	ABSENT	ABSENT
<u>BETTY BURDICK-THILGES</u>	ABSENT	ABSENT

AUTHORIZING ORDINANCE

ORDINANCE NO. 427 Truck

AN ORDINANCE TO ENTER INTO A LEASE PURCHASE AGREEMENT WITH THE STATE BANK OF DIXON, FOR THE PURPOSE OF FINANCING EQUIPMENT TO BE USED BY THE CITY OF DIXON, MISSOURI.

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

Section 1. Lease Purchase Agreement between City of Dixon, Missouri and State Bank of Dixon, Missouri.


The Board of Aldermen of the City of Dixon, Missouri, having determined that there is a need to obtain and finance certain equipment and does hereby authorize the City of Dixon, Missouri, to enter into a Lease Purchase Agreement with the State Bank of Dixon, a Missouri corporation. A copy of said Agreement being attached to this Ordinance and being labeled Exhibit No. 1 and incorporated by reference.

Section 2. Authority to Execute Contract.

The Mayor of the City of Dixon, Missouri, is authorized to execute the contract on behalf of the City and to bind the City by its terms.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7TH DAY OF DECEMBER, 1998.

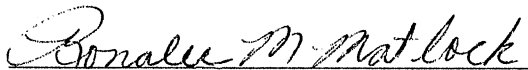
  
\_\_\_\_\_  
Alfred S. Wall, Mayor

  
\_\_\_\_\_  
Ronalee M, Matlock, City Clerk

seal

Approved this 7th day of December, 1998.

  
\_\_\_\_\_  
Alfred S. Wall, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

seal

Alderman	First Reading	Second Reading
<u>DUAYN SLONE</u>	<u>YES</u>	<u>YES</u>
<u>KEITH ELDER</u>	<u>YES</u>	<u>YES</u>
<u>WINSTON ALEXANDER</u>	<u>YES</u>	<u>YES</u>
<u>BETTY BURDICK-THILGES</u>	<u>YES</u>	<u>YES</u>
<u>ANDREW GEORGE</u>	<u>YES</u>	<u>YES</u>
<u>BETTY McPHERSON</u>	<u>YES</u>	<u>YES</u>

**AUTHORIZING ORDINANCE**

**ORDINANCE NO. 428** *December*

**AN ORDINANCE TO ENTER INTO A LEASE PURCHASE AGREEMENT WITH THE STATE BANK OF DIXON, FOR THE PURPOSE OF FINANCING EQUIPMENT TO BE USED BY THE CITY OF DIXON, MISSOURI.**

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

**Section 1. Lease Purchase Agreement between City of Dixon, Missouri and State Bank of Dixon, Missouri.**

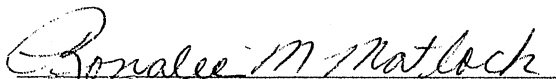
The Board of Aldermen of the City of Dixon, Missouri, having determined that there is a need to obtain and finance certain equipment and does hereby authorize the City of Dixon, Missouri, to enter into a Lease Purchase Agreement with the State Bank of Dixon, a Missouri corporation. A copy of said Agreement being attached to this Ordinance and being labeled Exhibit No. 1 and incorporated by reference.

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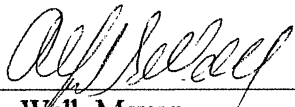
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7TH DAY OF DECEMBER, 1998.**

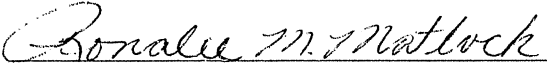
  
\_\_\_\_\_  
Alfred S. Wall, Mayor

  
\_\_\_\_\_  
Ronalee M, Matlock, City Clerk

seal

Approved this 7th day of December, 1998.

  
\_\_\_\_\_  
Alfred S. Wall, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

seal

Alderman	First Reading	Second Reading
<u>DUAYN SLONE</u>	<u>YES</u>	<u>YES</u>
<u>KEITH ELDER</u>	<u>YES</u>	<u>YES</u>
<u>WINSTON ALEXANDER</u>	<u>YES</u>	<u>YES</u>
<u>BETTY BURDICK-THILGES</u>	<u>YES</u>	<u>YES</u>
<u>ANDREW GEORGE</u>	<u>YES</u>	<u>YES</u>
<u>BETTY McPHERSON</u>	<u>YES</u>	<u>YES</u>

ORDINANCE #429

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI TO ENTER INTO A LEASE AGREEMENT WITH THE DIXON RURAL VOLUNTEER FIRE PROTECTION DISTRICT.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into a lease agreement with the Dixon Rural Volunteer Fire Protection District, to lease the Fire Department building, and

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

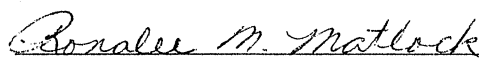
Section 1. Authority to execute contract. The Mayor of the City of Dixon, Missouri, is authorized to execute on behalf of the city. (See exhibit A, attached).

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

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF JANUARY 1999.**

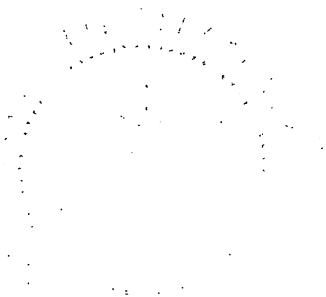
  
\_\_\_\_\_  
Alfred S. Wall, Mayor

(city seal)

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk



Approved this 4th day of January 1999.



*Alfred S. Wall*

Alfred S. Wall, Mayor

*Ronalee M. Matlock*

Ronalee M. Matlock, City Clerk

(seal)

Aldermen	First Reading	Second Reading
<u>Keith Elder</u>	Yes	Yes
<u>Winston Alexander</u>	Yes	Yes
<u>Betty Burdick-Thilges</u>	Yes	Yes
<u>Andrew George</u>	Yes	Yes
<u>Betty McPherson</u>	Yes	Yes
<u>Duayn Slone</u>	Yes	Yes

*Fire Dept*

COMMERCIAL REAL ESTATE LEASE

This Lease is made on January 4, 1999 between the City of Dixon, Missouri (LANDLORD) and Dixon Rural Fire Protection District (TENANT).

1. **Lease** - LANDLORD leases to TENANT and TENANT accepts as lessee the Property located in Pulaski, Missouri, more particularly described on the attached Exhibit A.

2. **Purpose** - The Property shall be used for operating a fire protection facility and for such other purposes as are customarily associated with that use upon the conditions set out below and for no other purpose without the written consent of LANDLORD.

3. **Initial Term** - This Lease shall begin on January 1, 2000 and end on December 31, 2004 (Initial Term).

4. **Extended Terms** - Upon expiration of the Initial Term, this Lease may, at the option of TENANT, be extended for one, five year Extended Term. Each Extended Term shall begin automatically unless TENANT gives LANDLORD at least 60 days written notice prior to the end of the Initial or any Extended Term of TENANT's intention not to exercise the option to extend this Lease. The conditions of this Lease shall apply to each Extended Term. TENANT shall have the right to terminate this Lease at any time upon 60 days notice to LANDLORD. Any termination of this Lease during the Initial Term or any Extended Term shall terminate all other rights of extension.

5. **Amount of Rent** - TENANT shall pay as Rent during the Initial Term in one annual payment of \$12.00 due at the beginning of the year.

6. **Adjustments to Rent** - There shall be no adjustments to the Rent payable during this Lease except as herein stated or unless otherwise agreed to in writing by LANDLORD and TENANT.

7. **Payment of Rent and Quiet Enjoyment** - Except as otherwise stated, all Monthly Rent shall be due and payable in advance on the first day of every month, without demand, at such place as the LANDLORD may from time-to-time designate in writing. In the event the beginning date of this Lease is other than the first day of the month, the Monthly Rent for the first and last months will be prorated based upon the number of days in a thirty-day month. The first month's rent so prorated shall be paid on the first day of this Lease. Other Monthly Rent, including the last month's prorated rent, will be paid on the first day of the month. Any other amount due under this Lease shall be paid as and when provided.

Upon payment of Rent and performance of the agreements of this Lease, TENANT shall have quiet enjoyment of the Property without hindrance or molestation. TENANT shall permit the use of the outside restrooms located on the property to be used by the public throughout the Initial Term and any Extended Term of this Lease.

8. **Security Deposit** - No Security Deposit shall be required from TENANT.

9. **Assignment by Tenant** - This Lease shall not be assigned by TENANT and no part of the Property shall be let or sublet or used for any purpose other than as herein provided without the written consent of LANDLORD.

10. **Maintenance and Repair** - TENANT shall keep the entire Property in good repair and condition at all times during this Lease. TENANT at TENANT's expense shall be responsible for all maintenance and repairs to the Property, including maintenance and repairs to the interior, exterior and structural parts of the property to all heating, cooling, plumbing and electric systems and equipment, and to all parking lots, sidewalks and exterior areas. TENANT shall keep the driveways and parking areas free from refuse, snow and ice. TENANT shall return the Property to LANDLORD in as good condition as received at expiration of this Lease, subject to normal use, wear and tear.

11. **Utilities and Janitorial Expenses** - TENANT shall pay for all electricity, water, and heating fuel or gas consumed on the Property, including sewer use charges assessed on the basis of water use. TENANT shall be responsible for all janitorial services for the Property, except the outside bathrooms.

12. **Decorations and Improvements** - All decorations, alterations, improvements and additions to the Property of a non-structural nature deemed necessary by TENANT shall be made by TENANT at TENANT's expense but shall, except for trade fixtures installed by TENANT, remain the property of LANDLORD to be surrendered with the Property upon Termination of this Lease.

13. **Removal of Trade Fixtures** - If not in default under this Lease, TENANT may remove its furniture, trade fixtures, equipment, and personal property regardless of the manner in which fastened to the Property. TENANT shall, however, at TENANT's expense, fully repair all damages to the Property resulting from such removal.

14. **Signs** - TENANT may install signs of any kind at any place on the Property.

15. **Structural Changes** - TENANT shall not alter any structural part of the Property for any purpose without the written consent of LANDLORD. In the event TENANT violates this paragraph, LANDLORD may repair any damage caused to the Property and charge the cost of repair to the TENANT or, at LANDLORD's option, pursue any other remedy allowed by this Lease.

16. **Nuisance** - TENANT shall keep the Property free from any nuisance, and shall not permit any part of the Property to be used for any purpose forbidden by law or by this Lease.

17. **Inspection** - LANDLORD may at all reasonable times between the hours of 8:00 A.M. and 5:00 P.M. on regular business days enter the Property for the purpose of examining its condition.

18. **Premises Liability Insurance** - TENANT shall maintain premises liability insurance for the Property naming both LANDLORD and TENANT as insureds with a minimum single limit of liability coverage of \$1,000,000.00 insuring against damage to the personal property of and personal injury to third parties. TENANT shall provide LANDLORD with a copy of the policy or certificate evidencing the existence of the policy at least annually or more frequently if the term of the policy is less than annual. If TENANT fails to do so, LANDLORD may procure and maintain the insurance required by this paragraph. Any premiums paid by LANDLORD for this insurance shall be added to rent and be immediately due and payable. TENANT appoints LANDLORD as TENANT's agent to communicate with and obtain information concerning the insurance required under this paragraph directly from the insurance carrier.

19. **Casualty Insurance** - TENANT shall maintain and pay for extended casualty insurance on the Property with companies and in amounts as LANDLORD may reasonably determine for the benefit of LANDLORD and TENANT as their interests may appear. TENANT shall provide LANDLORD with a copy of the policy or certificate evidencing the existence of the policy at least annually or more frequently if the term of the policy is less than annual. If TENANT fails to do so, LANDLORD may procure and maintain the insurance required by this paragraph. Any premiums paid by LANDLORD for this insurance shall be added to rent and be immediately due and payable. TENANT appoints LANDLORD as TENANT's agent to communicate with and obtain information concerning the insurance required under this paragraph directly from the insurance carrier.

20. **Use Increases Insurance Premium** - If the premium charged for any insurance on the Property maintained by LANDLORD shall increase because of any use of the Property by TENANT, TENANT shall upon demand pay to LANDLORD as additional rent the increased insurance premium. Nothing in this paragraph shall be construed to allow any use of the Property not permitted under this Lease.

21. **Property Taxes** - LANDLORD shall pay all state, county and city real estate taxes, and any special taxes or assessments, levied against the Property during the Initial or any Extended Term of this Lease.

22. **Property Damaged or Destroyed** - In the event of damage to or destruction of the Property from any cause during the Initial or any Extended Term of this Lease, then:

A. If the Property is totally destroyed, this Lease shall automatically terminate.

B. If the Property is wholly untenable, LANDLORD shall have the option to terminate this Lease by giving TENANT written notice within ten days after the damage.

C. If the Property is wholly untenable but the damage can be repaired within sixty days from the date of the damage and LANDLORD does not elect to terminate this Lease, or in the event the Property is not wholly untenable, LANDLORD shall repair the building with all reasonable speed.

D. If the Property is wholly untenable and the damage is not repairable within sixty days from the date of damage and LANDLORD does not elect to terminate this Lease, TENANT shall have the option to terminate this Lease by giving LANDLORD written notice within ten days after the damage.

E. In any case, prepaid Rent shall be refunded or credited in whole or in part, and future Rent shall abate in whole or in part, as may be equitable under the circumstances.

**23. Mechanics' Liens** - TENANT shall have no right to charge any lien or other encumbrance against the Property and shall not permit the same. Any person providing services or materials to TENANT, or TENANT's agents or employees, for the Property shall be deemed to release and waive all claims against the LANDLORD and the Property. If any lien or encumbrance is charged against the property in violation of this paragraph, LANDLORD may remove the same and collect from TENANT upon demand as additional Rent all costs and expenses associated with such removal.

**24. Default** - In the event TENANT (1) fails to pay any Rent when due, (2) violates any other provision of this Lease, and such violation continues more than ten days after written notice of the violation is given to TENANT, (3) abandons the Property, or (4) declares bankruptcy, has a receiver appointed, is adjudged insolvent or makes a general assignment for the benefit of creditors, LANDLORD may by written notice declare TENANT in Default under this Lease. Upon Default, Monthly Rent shall be accelerated and the entire Rent reserved under this Lease shall become immediately due and payable. This Lease shall then terminate and LANDLORD may, with or without demand, take possession of the Property whereupon all interests of TENANT to possession shall cease. LANDLORD shall have no duty to mitigate damages upon Default by TENANT by reletting the Property or otherwise. If LANDLORD does relet the Property for any portion of the Term of TENANT's Lease remaining at the time of Default, any rent received for the reletting shall be paid to TENANT to the extent TENANT has paid the entire Rent due under this Lease, or shall be credited to any such Rent still owed under this Lease.

**25. Condemnation** - If any portion of the Property is condemned for public use to the extent it is unsuitable for the purposes of this Lease, this Lease shall terminate when possession is taken by the condemning authority and Rent shall be equitably accounted for between the parties as of that date. LANDLORD shall receive the entire condemnation award, except TENANT shall receive any portion given for moving or relocation expenses.

**26. Surrender Upon Termination** - TENANT shall promptly and peaceably surrender the Property at the termination of this Lease in as good condition as received, subject to normal use, wear, and tear. TENANT shall shampoo any carpet on the Property immediately prior to surrender, shall cause all interior and exterior light fixtures to have working light bulbs, and shall have performed all maintenance and repair obligations required of TENANT under this Lease. TENANT shall have no obligation to correct any defective conditions identified and listed in a writing signed by the parties as existing on the beginning date of this Lease.

**27. Failure to Surrender** - If TENANT remains in possession of the Property after termination of this Lease without execution of a new lease, TENANT shall be deemed to be occupying the Property as a tenant from month-to-month subject to all conditions of this Lease as may be consistent with a month-to-month tenancy.

**28. Subordination** - This Lease shall be subordinate to the lien of any existing or subsequently created mortgage or deed of trust provided the holder of any such mortgage or deed of trust agrees in writing that TENANT's possession of the Property and other rights under the Lease will remain in effect so long as TENANT is in compliance with the Lease. In the event the Property is sold under a power contained in any mortgage or deed of trust, TENANT shall attorn to and recognize the purchaser as the landlord under this Lease. Although no further act by TENANT shall be required for this subordination, the TENANT will sign such further instruments subordinating this Lease to the lien of any mortgage or deed of trust as may be

requested by any mortgagee, trustee or beneficiary. TENANT irrevocably appoints LANDLORD as TENANT's attorney-in-fact to sign any such instrument for the TENANT.

**29. Environmental Matters** - LANDLORD has no knowledge of any Hazardous Material on the Property. TENANT shall not allow any Hazardous Material to be brought upon the Property except as is necessary for TENANT's business. Any Hazardous Material permitted on the Property shall be handled, stored, and disposed of in compliance with all laws and regulations. TENANT shall not allow the emission of any material from the Property if the emission (as determined by any governmental authority) may (1) cause any pollution, (2) adversely affect the welfare of any person wherever located, or (3) adversely affect the condition or use of the Property. TENANT shall be fully liable for all damages, costs, and expenses related to the use, storage, and disposal of any Hazardous Material on the Property by TENANT. TENANT shall give immediate notice to LANDLORD of any actual or potential violation of this paragraph. TENANT shall defend, indemnify, and hold harmless LANDLORD from all claims, demands, penalties, fines, liabilities, settlements, damages (including any decrease in the value of the Property), costs, and expenses (including attorney and consultant fees, court costs and litigation expenses), known or unknown, contingent or otherwise, arising out of or in any way related to TENANT's use or possession of Hazardous Material on the Property, including (1) the presence, disposal, release or threatened release of Hazardous Material on or from the Property, (2) any personal injury (including wrongful death) or property damage (real or personal) arising out of or related to the Hazardous Material, (3) any lawsuit brought or threatened, settlement reached, or government order relating to the Hazardous Material or (4) any violation of laws applicable to Hazardous Material. In addition, TENANT shall, under LANDLORD's direction, promptly pay for and take all action necessary to remove any Hazardous Material contaminating the Property. The provisions of this paragraph shall be in addition to any other obligations and liabilities TENANT may have to LANDLORD at law or in equity and shall survive the termination of this Lease. As used in this paragraph, Hazardous Material means (1) any Hazardous Waste as defined by the Resource Conservation and Recovery Act of 1976, as amended, and its regulations, (2) any Hazardous Substance as defined by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, and its regulations, (3) any petroleum product or by-product, or (4) any substance which is or becomes regulated by any governmental authority.

**30. Americans With Disabilities Act** - LANDLORD makes no warranties or representations that the Property is in compliance with the Americans with Disabilities Act. TENANT shall be responsible during this Lease for ensuring compliance with the Act. TENANT shall indemnify and hold harmless LANDLORD from all claims of any kind that the Property does not comply with the Act.

**31. Relationship of Landlord and Tenant** - Nothing in this Lease shall be construed as creating a relation of principal and agent, partnership, or joint venture between the parties. The relationship between the parties shall be solely of LANDLORD and TENANT.

**32. Statement of Leasehold** - TENANT upon not less than twenty days prior written notice shall execute and deliver to LANDLORD a written statement (1) certifying that this Lease is unmodified and in full force and effect (or if modified, stating the nature of the modification and certifying that this Lease as so modified is in full force and effect), (2) the date to which rent is paid in advance, and (3) acknowledging that there are not, to TENANT's knowledge, any uncured defaults on the part of LANDLORD, or specifying any defaults claimed. Such a statement may be relied upon by a prospective purchaser of the Property or any of LANDLORD's lenders having an interest in the Property.

**33. Waiver, Merger and Amendment** - No waiver of any provision under this Lease, by acceptance of Rent or otherwise, shall waive the right of either party to insist upon performance of the same or any similar provision in the future. This Lease contains all agreements of the parties and replaces any prior agreements, oral or written. No amendment to this Lease shall be effective unless placed in a writing signed by both parties.

**34. Severability** - The invalidity or unenforceability of any provision of this Lease shall not affect the validity or enforceability of any other provision. A court of competent jurisdiction shall have authority to amend any invalid or unenforceable provision to the minimum extent necessary to make that provision enforceable while meeting to the greatest extent possible the original intent of the parties. Any such

provision which cannot be so amended shall severed from this Lease and all other provisions shall remain enforceable.

35. **Consent** - Whenever LANDLORD's consent is required under any provision of this Lease, it shall not be unreasonably withheld, denied or delayed.

36. **Notices** - Any notice or demand provided for in this Lease may be given to the party to be served by personal service or by certified mail addressed to that party at the address shown below or at such other address as may be subsequently given writing.

37. **Recordation** - This Lease shall not be recorded in any public recording place. LANDLORD will, upon the request and expense of TENANT, prepare and sign a memorandum of this Lease in a form acceptable to TENANT which may be recorded.

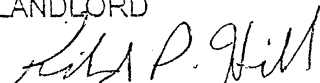
38. **Definitions and Binding Effect** - Whenever the words LANDLORD or TENANT are used, they shall be construed to include the singular and the plural, the masculine, feminine and neuter, and the successors, and assigns of LANDLORD and TENANT.

39. **Counterpart and Facsimile Execution** - This Lease may be signed in any number of counterparts, each of which, when executed and delivered, shall constitute an original. All such counterparts shall be one and the same instrument. A signature contained on a Lease delivered by facsimile transmission shall be considered for all purposes as an original signature.

40. **LIABILITY WAIVER AND RELEASE** - LANDLORD SHALL NOT BE LIABLE FOR DAMAGES OF ANY KIND AND HOWEVER CAUSED TO THE PERSON OR PROPERTY OF ANY OTHER PERSON INCLUDING TENANT, TENANTS AGENTS, EMPLOYEES, INVITEES OR ANY OTHER THIRD PARTY, WHILE IN OR UPON THE PROPERTY AT ANY TIME DURING THIS LEASE. TENANT SHALL INDEMNIFY AND HOLD HARMLESS LANDLORD FROM ALL SUCH DAMAGES, INCLUDING COSTS, EXPENSES AND REASONABLE ATTORNEY'S FEES ARISING IN CONNECTION WITH ANY CLAIM FOR SUCH DAMAGES MADE AGAINST LANDLORD. NOTHING IN THIS PARAGRAPH SHALL RELIEVE LANDLORD FROM ANY CLAIMS FOR DAMAGES RESULTING FROM LANDLORD'S INTENTIONAL TORTS, GROSS NEGLIGENCE OR PARTICIPATION IN ACTIVITIES INVOLVING MATTERS OF PUBLIC INTEREST.

Signed by the parties as of the day and year first above written.

LANDLORD



City of Dixon, Missouri  
P. O. Box 177  
Dixon, MO 65459

TENANT



Dixon Rural Fire Protection District

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C., FOR THE PROVIDING OF LEGAL SERVICES TO THE CITY OF DIXON, MISSOURI.

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City enter into a contract with Williams, Robinson, White, Rigler & Parker, P.C., for the providing of legal services to the City of Dixon, Missouri.

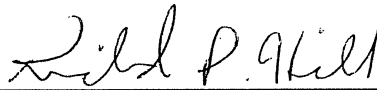
NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

**Section 1.** The City of Dixon, Missouri shall enter into a contract with Williams, Robinson, White, Rigler & Parker, P.C., for the providing of legal services to the City of Dixon, Missouri. A copy of said contract is attached hereto as Exhibit A.

**Section 2.** The Mayor of the City of Dixon, Missouri is authorized to execute the contract on behalf of the City.

**Section 3.** This ordinance shall be in full force and effect from and after its passage and approval

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 30th DAY OF August, 1999.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

ATTEST:

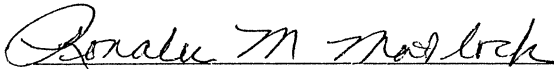
  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 30th day of August, 1999.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Duayn Slone	aye	aye
William Carter	aye	aye
Winston Alexander	aye	aye
Betty Burdick Thilges	nay	nay
Lois Hayes	aye	aye
Dan Biggs	aye	aye



## LEGAL SERVICES CONTRACT

This agreement entered into this 30th day of August, 1999, by and between the City of Dixon, Missouri, a Missouri municipality of the fourth class (herein "City"), and Williams, Robinson, White, Rigler & Parker, P.C. (herein "Attorneys"), wherein it is agreed as follows:

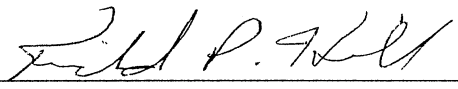
1. City will employ Attorneys as City's general counsel for a term of two (2) years beginning April 1, 1999 through March 31, 2001.
2. Attorneys will provide legal representation to City, both civil and criminal, during the term of this contract.
3. City will pay to Attorneys for representation as City Prosecutor in the City's Municipal Court for the term of this contract equal monthly payments of THREE HUNDRED TWENTY FIVE AND NO/100THS DOLLARS (\$325.00), payable on or before the first day of each month.
4. City will pay to Attorneys the sum of NINETY AND NO/100THS DOLLARS (\$90.00) per hour for general legal representation on all legal matters other than representation as City Prosecutor in the City's Municipal Court (i.e., attending Board of Aldermen meetings and drafting ordinances) and for legal matters, both civil and criminal, before Missouri Circuit and Appellate Courts and United States Courts. Attorneys will bill City monthly for fees and allowable expenses incurred pursuant to this paragraph and City will pay Attorneys monthly within thirty (30) days from receipt of statements.
5. City shall be required to reimburse Attorneys for out-of-pocket expenses incurred for mileage within the State of Missouri, long distance telephone expense, postage and photocopy expense. City will reimburse Attorneys or will pay directly expenses incurred for depositions, Missouri Circuit or Appellate Court or United States Court filing fees, transcript fees, expert witness fees, and trial exhibits. City will reimburse Attorneys for all travel and lodging expended outside the State of Missouri.
6. Attorneys will attend twelve (12) regularly scheduled Municipal Court sessions every year.
7. With respect to general legal representation on all legal matters other than representation as City Prosecutor in the City's Municipal Court, Attorneys will perform such services only as requested by the City and such services shall be performed pursuant to the terms set forth in paragraph 4 above.
8. Attorneys reserve the right to assign any particular attorney who is an employee of Attorneys to attend Board of Aldermen meetings and Court sessions, and to perform work on any particular project.
9. Attorneys may terminate this Contract at any time upon giving sixty (60) days written notice to the City. City may terminate the Contract in accordance with City ordinances and State statutes regarding the removal of appointed officers of the City. In the event of termination, Attorneys will return to City all

original City Code Books and other original City documents, and Attorneys shall retain for a period of at least ten (10) years following such termination copies of all client files of City.

10. This agreement shall be binding upon the parties, their successors and assigns.

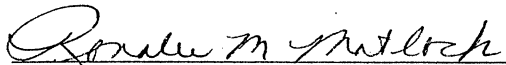
IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the day and year first above written.

**CITY OF DIXON, MISSOURI**

By:   
Mayor, Richard P. Hill

“CITY”

ATTEST:

  
RONALEE MATLOCK, CITY CLERK

**WILLIAMS, ROBINSON, WHITE, RIGLER & PARKER, P.C.**

By: \_\_\_\_\_  
Carolyn G. Boehm, #42766  
CBOEHM@TEAMLEX.COM

“ATTORNEYS”

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH THE FORT LEONARD WOOD REGIONAL COMMERCE AND GROWTH ASSOCIATION FOR THE PURPOSE OF PROVIDING COMMUNITY DEVELOPMENT SERVICES.

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to enter into a contract with the RCGA for the purpose of providing community development services.

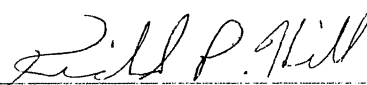
THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

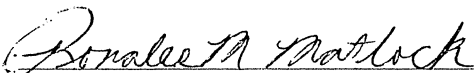
Section 1: The City of Dixon, Missouri shall enter into a contract with the Fort Leonard Wood Regional Commerce and Growth Association for the purpose of providing community development services. A copy of said contract is attached hereto as "Exhibit A".

Section 2: The Mayor of the City of Dixon, Missouri is authorized to execute the contract on behalf of the City.


Section 3: This ordinance shall be in full force and effect from and after its passage and approval.

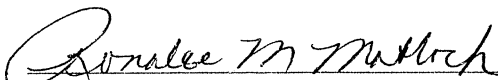
READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 13th DAY OF September, 1999.

  
Richard P. Hill, Mayor

  
Ronalee M. Matlock, City Clerk

Approved this 13th day of September, 1999.

  
Richard P. Hill, Mayor

  
Ronalee M. Matlock, City Clerk



## SCOPE OF WORK

### I. Contractor Activities

1. The contractor shall provide necessary, administrative, technical, managerial and support functions to assist with marketing and planning for present and future community and economic development needs.
  - 1.1 The contractor shall assist with correspondence, records management, documentation and financial management. The contractor will provide assistance with completion of applications and meeting of eligibility requirements for grants and other forms of financial assistance. The contractor will assist in preparation of the necessary documentation, including, but not limited to, maps, charts, graphics, presentations and any other oral or written material required.
  - 1.2 The contractor shall assist with obtaining any financial assistance in form of grants, loans, or other financial aid.
  - 1.3 The contractor will ensure that all applicable state and federal regulation, rules and guidelines are complied with and that schedules are met.
  - 1.4 Public communications, client negotiations, and reporting will be coordinated by the contractor.
  - 1.5 Any and all other forms of required managerial and technical assistance and advice shall be provided as needed.
2. The contractor will continue to promote housing developments in Pulaski County as needed to support the expected increase of military personnel at Fort Leonard Wood. The contractor will monitor endorsed housing projects to ensure compliance with the contractor goal.
3. The contractor shall continue to promote the development of the proposed Fort Leonard Wood Research Park. The contractor will coordinate their activities with the efforts of the Fort Leonard Wood Garrison Command, the Missouri Department of Economic Development, and University of Missouri System. In addition to the Fort Leonard Wood Research Park, the contractor will pursue other opportunities for job creation.
4. The contractor shall continue to work with the Missouri Department of Transportation, Fort Leonard Wood, and local governing bodies to improve the transportation system within Pulaski County.

## II. Contract Reporting

1. The contractor shall prepare a monthly activity report and a detailed expenditure report. Invoices, canceled checks, and other documentation shall be maintained for a period of three (3) years by the contractor to verify expenditures.

---

***Fort Leonard Wood  
Regional Commerce and Growth Association***

---

Date: August 20, 1999

Invoice #: 1001

<p><b>City of Dixon 303 South Elm P.O. Box 177 Dixon, MO 65459</b></p>
------------------------------------------------------------------------------------

*Please return top portion with contribution.*

Amount Enclosed \$ \_\_\_\_\_

---

<u>Description</u>	<u>Amount</u>
FY 2000 Contribution	\$4,000.00
Received 7/2/99	- <u>\$2,000.00</u>
	Total: \$2,000.00
	Prior Balance: \$0.00
	<b>New Balance: \$2,000.00</b>

320 Engineer Loop, Suite 120 ♦ Fort Leonard Wood, Missouri 65473  
Phone: (573) 329-6604 ♦ Fax: (573) 329-6750

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH MUNICIPAL TAX CONSULTING AND MANAGEMENT FOR THE PURPOSE OF RECOVERING TAXES PAID BY THE CITY.

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to enter into a contract with Municipal Tax Consulting and Management for the purpose of recovering taxes paid by the City.

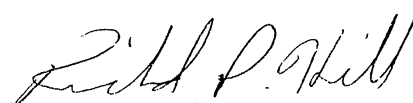
THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1: The City of Dixon, Missouri shall enter into a contract with Municipal Tax Consulting and Management for the purpose of collecting taxes paid by the City. A copy of said contract is attached hereto as "Exhibit A".

Section 2: The Mayor of the City of Dixon, Missouri is authorized to execute the contract on behalf of the City.

Section 3: This ordinance shall be in full force and effect from and after its passage and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 13th DAY OF SEPTEMBER, 1999.

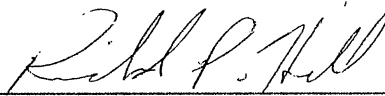


Richard P. Hill, Mayor

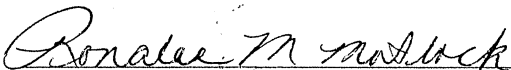


Ronalee M. Matlock, City Clerk

Approved this 13th day of September, 1999.



Richard P. Hill, Mayor



Ronalee M. Matlock, City Clerk



# MUNICIPAL      CONSULTING AND MANAGEMENT

OFFICES NATIONWIDE

Telephone 1-800-249-4616 • Fax 1-800-334-2789

Mayor Richard Hill  
City of Dixon  
P.O. Box 177  
Dixon, MO 65459

August 24, 1999

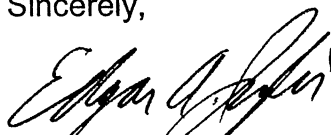
Dear Mayor Hill:

Municipal Tax Consulting and Management is a tax consulting firm specializing in the recovery of eight (8) taxes paid by cities. The first tax issue alone is worth **\$3,500.00**. This is the Federal excise tax on gasoline used in the City of Dixon vehicles. Your prompt action in reviewing and approving the attached agreement will benefit you with a new source of revenue at absolutely no risk. The important points are:

- 1) Our firm can recover **\$3,500.00** according to data supplied by the City of Dixon, but a significant amount of that will be forfeited soon due to the statute of limitations.
- 2) There are seven (7) other taxes we recover for our clients. These other taxes are often much more significant than the fuel tax and will only be offered to clients after we process the excise tax recoveries.
- 3) There is no risk. We must prove the recovery amount through an audit process. After the audit is complete, you will receive your recovery checks directly from the United States Treasury payable to the City of Dixon. Our firm is simply paid one third of the actual amount recovered after you deposit your Treasury checks. If the audit does not generate any revenue, you do not pay our firm a penny. You simply cannot lose.
- 4) The information needed requires less than one (1) hour of your time, we realize your staff has no time to waste. Our accounting staff will complete the documentation and research necessary for this recovery audit. The entire recovery amount will then be sent directly to you by the U.S. Treasury.

We work efficiently and quickly for our clients to eliminate any loss due to delinquent filing, as significant portions of this recovery will be forfeited due to the statutes of limitations. Thank you again. We look forward to working with you and your staff on these special tax issues and recovering your funds.

Sincerely,



Edgar A. Inglis  
EA:cas

Headquarters  
1728 Main St.  
Columbia, SC 29201

## **Executive Summary of Proposal**

Are you aware that you are paying five (5) taxes in the price of gasoline? We recover the Federal excise tax included in the price of the fuel (gasoline) used in the vehicles owned by the City of Dixon by all departments (police, water, streets, etc). We have performed this service for hundreds of cities nationwide for over six years. It is risk free.

### **How does the audit process work?**

Step 1: Sign the attached contract to begin the work.

Step 2: Municipal Tax staff executes and completes the audit.

Step 3: U. S. Treasury sends checks directly to the City of Dixon.

### **Why is this proposal risk-free?**

Because we generate substantial new revenues for our clients by recovering excise taxes paid to the U.S. Treasury. The Federal government collects this tax at the refinery. They know they have the tax money. We have the experience to prove this through the audit process. The burden of proof is on a potential claimant. Our staff will take the claim through the audit process and have recovery checks sent directly from the U.S. Treasury to the City of Dixon. If we cannot prove it, the U. S. Treasury will not send the recovery checks to the City of Dixon. If you do not receive a recovery, you do not pay us. We only work with municipalities with substantial recoveries available to them. We are never paid until after our clients are paid.

Time is of the essence to recover the full amount. To help expedite the recovery process, please proceed using the following steps:

- 1) Have an authorized person (**Mayor, Manager, Clerk or Treasurer**) sign and date the attached agreement page where indicated.
- 2) Fax the signed agreement page to **Municipal Tax Consulting at 1-(800)-334-2789.**

Please call to speak with a trained tax consultant if you have any questions. The 24 hour toll-free technical support line for "AFTER HOURS" use is 1-877-249-4616.

# MUNICIPAL TAX CONSULTING AND MANAGEMENT

OFFICES NATIONWIDE

Telephone 1-800-249-4616 • Fax 1-800-334-2789

## LETTER OF AGREEMENT (CONTRACT FOR SERVICE)

Municipal Tax Consulting and Management offers a service to recover Federal excise taxes paid by the City of Dixon. The City of Dixon (the client) hereby contracts with Municipal Tax Consulting and Management (the firm) to file for said tax recoveries for the previous years and the current year. Annual renewals may be offered for client approval by future renewal letter.

Now, whereas the firm has invested substantial amounts of time, expense and effort in researching the legal and accounting requirements and whereas the firm has performed analysis procedures necessary to disclose the estimated recovery of amounts paid by the client, the firm will charge a fee equal to one third of the gross recovery amount paid to the client as a result of said filing. The client herein agrees to pay this fee to the firm within ten (10) days of receipt by the client of each recovery amount. The tax filing results in recovery checks from the government made payable to the client. If the client does not receive a recovery no fee will be charged.

The client recognizes that the information concerning the methodology, content and concepts resulting in recoveries will not be disseminated or shared with any other party without prior written consent from the firm. Exemption from this will be granted in the event a legal request for disclosure is made by the press or other interested parties. The above stated terms and conditions are accepted by the following officials of the respective parties:

City of Dixon, MO

Municipal Tax Consulting and Management

  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Signature

Richard P. Hill  
\_\_\_\_\_  
Printed Name

Edgar Inglis  
\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
President

Date

Title

September 13, 1999

\_\_\_\_\_  
August 24, 1999

Headquarters  
1728 Main St.  
Columbia, SC 29201

*copy faxed 9-14-99  
Original mailed 9-14-99*

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI TO ENTER INTO A CONTRACT FOR JAILER / DISPATCHER DUTIES.**

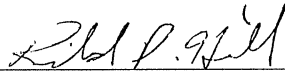
**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into a contract to provide jailer and dispatcher duties.

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

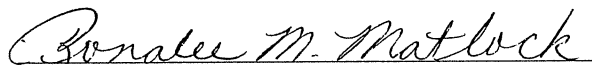
Section 1. Authority to execute contract. The Mayor of the City of Dixon, Missouri, is authorized to execute on behalf of the city. (See exhibit A, attached).

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

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 15th DAY OF NOVEMBER 1999.**

  
\_\_\_\_\_  
Richard P. Hill, Mayor


(city seal)

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

Approved this 15th day of November 1999.



Richard P. Hill, Mayor



Ronalee M. Matlock, City Clerk  
(seal)

Aldermen	First Reading	Second Reading
<u>Lois Hayes</u>	aye	aye
<u>Winston Alexander</u>	aye	aye
<u>Betty Burdick-Thilges</u>	aye	aye
<u>William Carter</u>	absent	absent
<u>Daniel Biggs</u>	aye	aye
<u>Duayn Slone</u>	aye	aye

Ordinance #433

**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, a public hearing was held regarding the said proposed annexation on November 1, 1999.

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on November 1, 1999..

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon, Missouri has the ability to furnish normal municipal services of the City to said area proposed to be annexed within a reasonable time after said annexation.

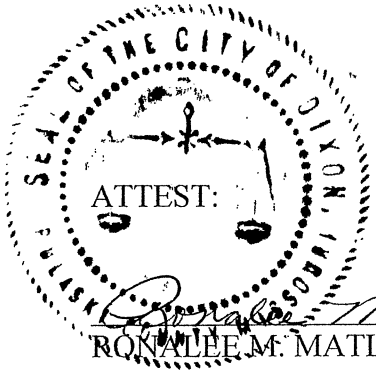
**Section 6.** The real property described below as follows is hereby annexed to the City of Dixon, Missouri:

Lots 11 & 12 and 13, Gilbert Sease sub-division. All of lot (11) block numbered (2), Pulaski county, Missouri. Same being located in S1/2 of NW1/4 of SW1/4 of SW1/4 of section 24, Township 38 North of Range 11 west of 5th Principal Meridian.

**Section 7.** The Clerk of the City of Dixon, Missouri shall cause a certified copy of this ordinance to be filed with the Clerk of Pulaski County, Missouri.

**Section 8.** This ordinance shall take full force and be in full effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

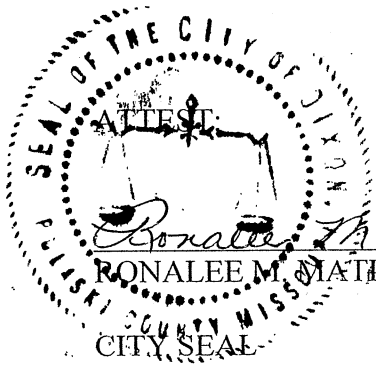
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI THIS 6TH DAY OF DECEMBER, 1999.**




  
RICHARD P HILL, MAYOR

CITY SEAL

APPROVED THIS 6TH DAY OF DECEMBER, 1999.



  
RICHARD P. HILL, MAYOR

RONALEE M. MATLOCK, CITY CLERK

ORDINANCE # 434

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
<u>Duayn Slone</u>	<u>aye</u>	<u>aye</u>
<u>Winston Alexander</u>	<u>aye</u>	<u>aye</u>
<u>Lois Hayes</u>	<u>aye</u>	<u>aye</u>
<u>William Carter</u>	<u>aye</u>	<u>aye</u>
<u>Betty Burdick-Thilges</u>	<u>aye</u>	<u>aye</u>
<u>Dan Biggs</u>	<u>absent</u>	<u>absent</u>

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on DECEMBER 14, 1999 at 01:31pm, duly filed for record in this office in DOCUMENT #: 1999 8348

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Stawson, Deputy



24  
FF 1333  
CoD



**AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF DIXON, MISSOURI, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF DIXON, MISSOURI, A PROPOSITION THAT WILL AUTHORIZE THE IMPOSITION OF A MUNICIPAL SALES TAX OF ONE-HALF OF ONE PERCENT FOR THE PURPOSE OF FUNDING CAPITAL IMPROVEMENTS WHICH MAY INCLUDE THE RETIREMENT OF DEBT UNDER PREVIOUSLY AUTHORIZED BONDED INDEBTEDNESS.**

**WHEREAS**, Section 94.577 of the Revised Statutes of Missouri provides that the governing body of any municipality is authorized to impose, by ordinance or order, a one-eighth, one-fourth, three-eighths, or one-half of one percent sales tax on all retail sales made in such municipality which are subject to taxation under the provisions of Sections 144.010 to 144.520, R.S.Mo., for the purpose of funding capital improvements, including the operation and maintenance of capital improvements; and

**WHEREAS**, Section 94.577 of the Revised Statutes of Missouri further provides that the tax authorized by Section 94.577 shall be in addition to any and all other sales taxes allowed by law; but no ordinance imposing a sales tax and other provisions of this section shall be effective unless the governing body of the municipality submits to the voters of the municipality, at a municipal or state general, primary or special election, a proposal to authorize the governing body of the municipality to impose such tax; and

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, has determined that it is in the best interests of the City to call a special election in the City of Dixon, Missouri, for the purpose of submitting to the qualified voters of the City of Dixon, Missouri, a proposition that will authorize the imposition of a one-half of one percent sales tax on all retail sales made in such municipality which are subject to taxation under the provisions of Section 144.010 to 144.525 of the Revised Statutes of Missouri for the purpose of funding capital improvements, including the operation and maintenance of capital improvements; and

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it would be advisable to direct the submission of the proposition hereinafter set forth at a special election to be held on the General Municipal Election Day, Tuesday, the 4th day of April, 2000.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1.** That a special election be and the same is called and ordered hereby to be held in the City of Dixon, Pulaski County, Missouri, on the General Municipal Election Day, Tuesday, the 4th day of April, 2000, in which there shall be submitted to the qualified electors of said city the following proposition, to-wit:

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

**Section 2.** That the qualified electors of the City residing in the election precincts located within said City shall vote at the polling places stated in the "NOTICE OF SPECIAL ELECTION" as hereinafter set forth in Sections 6 and 9 of this ordinance; that the polls of said election shall be opened at the hour of six o'clock in the morning, Central Standard Time, on said date and shall be kept open until the hour of seven o'clock in the evening, Central Standard Time, on said date; that, except for absentee ballots cast by persons in federal service, the election judges shall allow no person to vote whose name does not appear in the precinct register without the express sanction of the election authority; and that, in order to vote in said election, a person must be registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m. on Wednesday, the 8th day of March, 2000.

**Section 3.** That the County Clerk of Pulaski County, Missouri, shall conduct the election herein provided for and shall serve as the election authority for said election, and the said County Clerk shall perform the duties required of her as election authority for said election under the provisions of Chapter 115 of the Revised Statutes of Missouri.

**Section 4.** That the County Clerk of Pulaski County, Missouri, as election authority for the election herein provided for, shall give the notice of said election required of her by law, shall appoint the election judges for the polling places at which said election is to be held, and shall apply all ballot boxes, ballots, tally sheets, precinct registers, and other supplies necessary for the conduct of said election.

**Section 5.** That the ballots to be used at said special election shall be in substantially the following form, subject to such revisions therein as may be required by the use of an electronic voting system:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 4th day of April, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

YES

NO

Absentee ballots shall be in the form above set forth except that the caption shall read "OFFICIAL ABSENTEE BALLOT" in lieu of "OFFICIAL BALLOT".

**Section 6.** That the City Clerk be and is authorized and directed hereby to give notice of the submission of the aforesaid Proposition at the aforesaid election by publication in the *Dixon Pilot*, a newspaper printed and published in Pulaski County, Missouri, and of general circulation therein. The said notice shall be published in said newspaper once a week for at least three (3) consecutive weeks. The first publication of said notice shall be made at least twenty-one (21) days before the date of said election, and the last publication shall be made within two (2) weeks of the date of said election. The said notice to be so published shall be in substantially the following form, to-wit:

**NOTICE OF SPECIAL ELECTION**

CITY OF DIXON, PULASKI COUNTY, MISSOURI

Notice is given hereby that at a special election to be held in the City of Dixon, Pulaski County, Missouri, on General Municipal Election Day,

Tuesday, the 4th day of April, 2000,

there will be submitted to the qualified electors of said City the following proposition, to-wit:

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

Qualified electors of the City residing in the election precincts located within the said City shall vote at the following polling places established for said precincts:

PRECINCT

POLLING PLACE

Ward One

Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

Ward Two

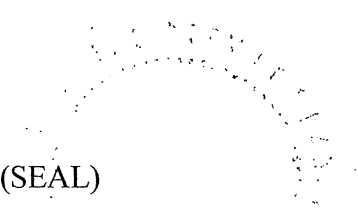
Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

Ward Three

Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

The polls of said election will be opened at the hour of six o'clock in the morning, Central Standard Time, and will remain open until the hour of seven o'clock in the evening, Central Standard Time, on the aforesaid date. Except for absentee ballots cast by persons in federal service, no person shall be allowed to vote whose name does not appear in the precinct register without the express sanction of the election authority, and, in order to vote in said election, a person must have been registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m. on Wednesday, the 8th day of March, 2000.

Given under my hand and the corporate seal of the City of Dixon, Missouri, this 3<sup>rd</sup>  
day of Dec January, 2000.

  
*Ronald M Matlock*  
City Clerk, City of Dixon, Missouri

(SEAL)

**Section 7.** That, in order to comply with the provisions of Section 115.125 of the Revised Statutes of Missouri, the City Clerk be and the said Clerk is directed hereby to transmit to the County Clerk of Pulaski County, Missouri, who shall serve as the election authority for the election herein provided for, a notice in substantially the following form, to-wit:

Aldermen

First Reading

Second Reading

DUAYN SLONE

AYE

AYE

---

WILLIAM CARTER

AYE

AYE

---

WINSTON ALEXANDER

AYE

AYE

---

BETTY BURDICK THILGES

AYE

AYE

---

LOIS HAYES

AYE

AYE

---

DAN BIGGS

AYE

AYE

---

Honorable Stephanie Leuthen  
Pulaski County Clerk  
Courthouse  
301 Historic Route 66 East  
Waynesville, Missouri 65583

RE: CITY OF DIXON  
PULASKI COUNTY, MISSOURI  
BALLOT ISSUE  
April 4, 2000

Dear Ms. Leuthen:

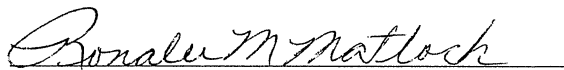
This is to notify you that the Board of Aldermen of the City of Dixon, Pulaski County, Missouri, on the 3rd day of January, 2000, did call a special election to be held on General Municipal Election Day, Tuesday, the 4th day of April, 2000. So that you may be informed as to the question to be submitted to the qualified electors in said election, I am enclosing herewith the following:

1. A certified copy of Ordinance No. 435 of said City, passed and approved on the 3rd day of January, 2000, which said Ordinance calls and provides for the holding of said special election;
2. A suggested form for the first notice which you are required to give pursuant to the provisions of paragraph 2 of Section 115.127 of the Revised Statutes of Missouri; and
3. A suggested form for the second notice which you are required to give pursuant to the provisions of paragraph 2 of Section 115.127 of the Revised Statutes of Missouri (if you do not elect to give the notice contemplated by Section 115.129 of the Revised Statutes of Missouri).

Your attention is called to the fact that Section 5 of the Ordinance calling and providing for the holding of the said election specifies the form of the ballots to be used at the said election.

The notices referred to in paragraphs 2 and 3, above, should be published in the *Dixon Pilot* on the 22nd and 29th days of March, 2000.

Very truly yours,

  
City Clerk, City of Dixon, Missouri

Said notice and the enclosures mentioned therein shall be transmitted by said City Clerk so as to be received by said County Clerk not later than 5:00 p.m., Central Standard Time, on Tuesday, the 25th day of January, 2000.

**Section 8.** That the form of notice mentioned in paragraph 2 of the notice provided for in Section 7 hereinabove shall be in substantially the following form, to-wit:

IN WITNESS WHEREOF, I have set my hand and affixed the seal of my office hereunto  
this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
County Clerk and Election Authority for  
Pulaski County, Missouri

(SEAL)

**Section 9.** That the form of notice mentioned in paragraph 3 of the notice provided for in Section 7 hereinabove shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTION

CITY OF DIXON, PULASKI COUNTY, MISSOURI

Notice is given hereby to the qualified electors of the City of Dixon, Pulaski County, Missouri, that the Board of Aldermen for said City has called a special election to be held in said City on the General Municipal Election Day,

Tuesday, the 4th day of April, 2000,

commencing at six o'clock in the morning, Central Standard Time, and closing at seven o'clock in the evening, Central Standard Time, on said date.

Qualified electors of the City residing in the election precincts located within the said City shall vote at the following polling places established for said precincts:

<u>PRECINCT</u>	<u>POLLING PLACE</u>
Ward One	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri
Ward Two	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri
Ward Three	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri

The ballots to be used at said special election shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Notice is given hereby to the qualified electors of the City of Dixon, Pulaski County, Missouri, that the Board of Aldermen of said City has called a special election to be held in said City on the General Municipal Election Day,

Tuesday, the 4th day of April, 2000,

commencing at six o'clock in the morning, Central Standard Time, and closing at seven o'clock in the evening, Central Standard Time, on said date.

The ballots to be used at said special election shall be in substantially the following form, to-wit:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 4th day of April, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

PROPOSITION

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

YES

NO

The qualified electors of the City residing in the election precincts located within the said City shall vote at the polling places established for said precincts, as those places shall be designated in a notice to be published by me in the *Dixon Pilot* on the 29th day of March, 2000.



OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 4th day of April, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

PROPOSITION

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness? YES   
NO

Except for absentee ballots cast by persons in federal service, no person shall be allowed to vote whose name does not appear in the precinct register without the express sanction of the election authority, and, in order to vote in said election, a person must have been registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m., on Wednesday, the 8th day of March, 2000.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of my office hereunto this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
County Clerk and Election Authority,  
Pulaski County, Missouri

(SEAL)

**Section 10.** That all ordinances or parts of ordinances in conflict with this Ordinance shall be and the same are repealed hereby insofar as they may so conflict.

**Section 11.** That this ordinance shall be in force and take effect from and after its passage and approval.

Aldermen

First Reading

Second Reading

Signature

Duayn Slone	aye	aye	<i>Duayn Slone</i>
William Carter	aye	aye	<i>William Carter</i>
Winston Alexander	aye	aye	<i>Winston Alexander</i>
Betty Burdick-Thilges	aye	aye	<i>Betty Burdick-Thilges</i>
Lois Hayes	aye	aye	<i>Lois Hayes</i>
Dan Biggs	aye	aye	<i>Dan Biggs</i>

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A SPECIAL WARRANTY DEED FROM THE CITY OF DIXON, MISSOURI, TO DIXON SENIOR CENTER, INC.**

**WHEREAS**, the City of Dixon, Missouri (City), is the fee holder of record of the following described real estate located in Pulaski County, Missouri:

A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M. described as follows: Commencing at the Northeast Corner of the South Half of the Southeast Quarter of the Southwest Quarter of said Section 24; thence North 85°31'20" West, 261.85 feet along the North line of said South Half of the Southeast Quarter of the Southwest Quarter to the true point of beginning of the hereinafter described tract: Thence South 0°34'30" West, 209.30 feet; thence North 85°31'20" West, 423.91 feet to the East right of way of Old Y Road; thence North 7°28' East, 42.31 feet, and, North 3°19' East, 108.61 feet, and, North 6°10" West, 58.88 feet, all along said East right of way to the North line of the aforesaid South Half of the Southeast Quarter of the Southwest Quarter; thence South 85°31'20" East, 420.54 feet along said North line to the true point of beginning. Above described tract contains 2.00 acres, more or less, per plat of survey R-9139, dated November 18, 1999, by Elgin Surveying & Engineering, Inc.

Including all appurtenant easements inuring to the benefit of the above land as the dominant tenement and subject to all easements to which the above land is the servient tenement.

Subject to all dedications, covenants, reservations and restrictions on use of record.

**WHEREAS**, the Board of Aldermen of the City has determined that the City has no present or future intended use for said real estate; and

**WHEREAS**, the Board of Aldermen of the City has determined that it is in the best interest of the City to convey, grant, and transfer its fee interest in the above-described real estate to Dixon Senior Center, Inc.

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

**Section 1.** The Mayor of the City, is authorized to convey a Special Corporation Warranty Deed to Dixon Senior Center, Inc. for the above-described parcel of land, which Special Corporation Warranty Deed is attached hereto as Exhibit "A".

**Section 2.** The City shall from this date forward have no obligation or interest in the above-described real estate.

**Section 3.** This ordinance shall be in full force and effect from and after the date of its passage and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 7th DAY OF February, 2000.

Richard P. Hill  
RICHARD P. HILL, MAYOR

Attest:

Ronalee M. Matlock  
RONALEE MATLOCK, CITY CLERK

(City Seal)

Approved this 7th day of February, 2000.

Richard P. Hill  
RICHARD P. HILL, MAYOR

Attest:

Ronalee M. Matlock  
RONALEE MATLOCK, CITY CLERK

(City Seal)

Approved as to the form.

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65401  
(314) 341-2266

ATTORNEYS FOR THE  
CITY OF DIXON, MISSOURI

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH THE DIXON SENIOR CITIZENS FOR THE PURCHASE OF TWO ACRES OF LAND.

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri (City), has determined that it is in the best interest of the City to enter into a contract with the Dixon Senior Citizens for the purchase of two acres of land to build a new Senior Citizens Center on.

BE IT ORDAINED, by the Board of Aldermen of the City of Dixon, Missouri, as follows:

Section 1: The City of Dixon, Missouri, shall enter into a contract with the Senior Citizens for the purchase of two acres of land to build a Senior Citizens Center. A copy of said contract is attached hereto as Exhibit "A".

Section 2: The Mayor of the City of Dixon, Missouri, is authorized to execute the contract on behalf of the City.

Section 3: This ordinance shall be in full force and effect from and after its passage and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF FEBRUARY, 2000.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
(CITY SEAL)

Approved this 7th day of February, 2000.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
(CITY SEAL)

<u>ALDERMEN</u>	<u>FIRST READING</u>	<u>SECOND READING</u>
<u>WINSTON ALEXANDER</u>	<u>AYE</u>	<u>AYE</u>
<u>DAN BIGGS</u>	<u>AYE</u>	<u>AYE</u>
<u>LOIS HAYES</u>	<u>AYE</u>	<u>AYE</u>
<u>BETTY BURDICK-THILGES</u>	<u>AYE</u>	<u>AYE</u>
<u>DUAYN SLONE</u>	<u>AYE</u>	<u>AYE</u>
<u>WILLIAM CARTER</u>	<u>AYE</u>	<u>AYE</u>

BILL NO. \_\_\_\_\_

SPECIAL ORDINANCE NO. 438

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT FOR SALE OF REAL ESTATE FOR THE CONVEYANCE OF PROPERTY OWNED BY THE CITY OF DIXON, MISSOURI, TO TOWN & COUNTRY SUPERMARKETS, INC. OF SALEM, MISSOURI.**

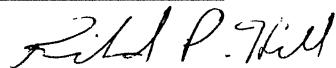
WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined it is in the best interests of the City of authorize the Mayor of the City to enter into a Contract for Sale of Real Estate to convey property owned by the City to Town & Country Supermarkets, Inc. of Salem, Missouri.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the City of Dixon, Missouri, as follows:

**Section 1:** The Mayor of the City of Dixon, Missouri, is hereby authorized to enter into a Contract for Sale of Real Estate for the conveyance of property owned by the City of Dixon, Missouri, to Town & Country Supermarkets, Inc. of Salem, Missouri. A copy of said contract is attached hereto as Exhibit "A".

**Section 2:** This ordinance shall be in full force and effect upon its passage and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 20th DAY OF APRIL, 2000.


  
Richard P. Hill, Mayor

Attest:

  
Ronalee Matlock, City Clerk

(City Seal)

Approved this 20th day of April, 2000.

  
Richard P. Hill, Mayor

Attest:

  
Ronalee Matlock, City Clerk

(City Seal)

Approved as to the form.

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
William Carter	aye	aye
Keith Elder	aye	aye
Patrick Duncan	aye	aye
Mitchell Seaman	aye	aye
Dan Biggs	aye	aye
Lois Hayes	absent	absent



AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO EXECUTE A DEED OF RELEASE RELEASING A DEED OF TRUST GIVEN BY PAUL MCGINNIS D/B/A UNIVERSAL MFG. AND EQUIPMENT COMPANY A/K/A UMECO, DATED APRIL 5, 1995, AND FILED IN THE OFFICE OF THE RECORDER OF DEEDS OF PULASKI COUNTY, MISSOURI, ON APRIL 24, 1995, AS DOCUMENT NUMBER 9501684, TO EXECUTE A UCC-3 RELEASING A FINANCING STATEMENT FILED WITH REBECCA M. COOK ON MAY 12, 1995, AS DOCUMENT NUMBER 2540282, AND TO EXECUTE A UCC-3 RELEASING A FINANCING STATEMENT FILED IN THE OFFICE OF THE RECORDER OF DEEDS OF PULASKI COUNTY, MISSOURI, ON JUNE 2, 1995, IN BOOK 13848 AT PAGE 600.

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has been paid in full pursuant to a promissory note described in a Deed of Trust dated April 5, 1995, given by Paul McGinnis d/b/a Universal Mfg. and Equipment Company, a/k/a UMECO recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri, on April 24, 1995, as Document Number 9501684; and

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to authorize the Mayor of the City to execute a deed of release releasing a Deed of Trust given by Paul McGinnis d/b/a Universal Mfg. and Equipment Company a/k/a UMECO, dated April 5, 1995, and filed in the Office of the Recorder of Deeds of Pulaski County, Missouri, on April 24, 1995, as Document Number 9501684, to execute a UCC-3 releasing a financing statement filed with Rebecca M. Cook on May 12, 1995, as Document Number 2540282, and to execute a UCC-3 releasing a financing statement filed in the Office of the Recorder of Deeds of Pulaski County, Missouri, on June 2, 1995, in Book 13848 at Page 600.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Aldermen of the City of Dixon, Missouri, as follows:

**Section 1:** The Mayor of the City of Dixon, Missouri, is hereby authorized to execute a deed of release releasing a deed of trust given by Paul McGinnis d/b/a Universal Mfg. and Equipment Company a/k/a UMECO, dated April 5, 1995, and filed in the Office of the Recorder of Deeds of Pulaski County, Missouri, on April 24, 1995, as Document Number 9501684, to execute a UCC-3 releasing a financing statement filed with Rebecca M. Cook on May 12, 1995, as Document Number 2540282, and to execute a UCC-3 releasing a financing statement filed in the Office of the Recorder of Deeds of Pulaski County, Missouri, on June 2, 1995, in Book 13848 at Page 600. A copy of said Deed of Release and UCC-3's are attached hereto as Exhibit "A".

**Section 2:** This ordinance shall be in full force and effect upon its passage and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 20th DAY OF April, 2000.

Richard P. Hill  
Richard P. Hill, Mayor

Attest:

Ronalee Matlock  
Ronalee Matlock, City Clerk

(City Seal)

Approved this 20th day of April, 2000.

Richard P. Hill  
Richard P. Hill, Mayor

Attest:

Ronalee Matlock  
Ronalee Matlock, City Clerk

(City Seal)

Approved as to the form.

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
<u>William Carter</u>	aye	aye
<u>Keith Elder</u>	aye	aye
<u>Patrick Duncan</u>	aye	aye
<u>Mitchell Seaman</u>	aye	aye
<u>Dan Biggs</u>	aye	aye
<u>Lois Hayes</u>	absent	absent

ORDINANCE NO. 440

**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON,  
MISSOURI.** (202 N Doyel Street) *Brookhaven*

**WHEREAS**, a public hearing was held regarding the said proposed annexation on June 5, 2000.

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on June 5, 2000.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon, Missouri has the ability to furnish normal municipal services of the City to said area proposed to be annexed within a reasonable time after said annexation.

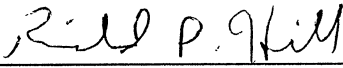
**Section 6.** The real property described below as follows is hereby annexed to the City of Dixon, Missouri:

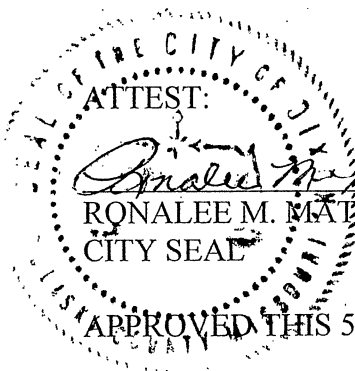

All of Lot 13 and all of the South half of Lot 12 and a part of Lot 14 in Block 2 of WARREN PARKER SUBDIVISION of Pulaski County, Missouri, per the Supplemental Plat being particularly described as follows: Beginning at the Southwest corner of Lot 18 in said Block 2; thence North 1 degree 10 minutes 20 seconds East 284.82 feet along the East line of High Street (as shown on said plat) to the true point of beginning of the tract herein described; thence continuing North 1 degree 10 minutes 20 seconds East 105.18 feet along the East line of said High Street to the Northwest corner of the South half of said Lot 12; thence South 89 degrees 07 minutes East 132.42 feet along the North line of the south half of said Lot 12 to the West line of a 20 foot wide alley (as shown on said plat); thence South 1 degree 14 minutes 20 seconds West 105.18 feet along the West line of said alley; thence North 89 degrees 07 minutes West 132.3 feet to the true point of beginning of the tract herein described.


**Section 7.** The Clerk of the City of Dixon, Missouri shall cause a certified copy of this ordinance to be filed with the Clerk of Pulaski County, Missouri.

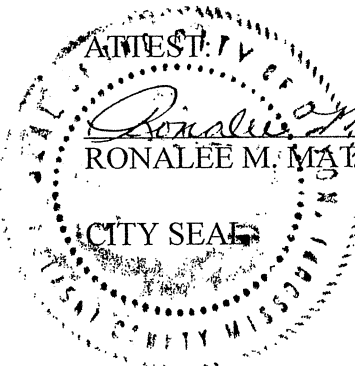
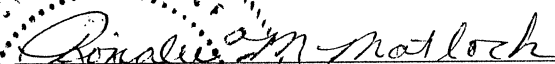
**Section 8.** This ordinance shall take full force and be in full effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI THIS 5TH DAY OF JUNE, 2000.**

  
\_\_\_\_\_  
RICHARD P HILL, MAYOR

  
ATTEST:  
  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
CITY SEAL  
APPROVED THIS 5TH DAY OF JUNE, 2000.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

  
ATTEST:  
  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
CITY SEAL

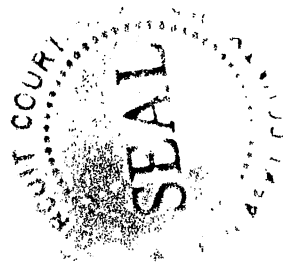
ORDINANCE # 440

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Mitch Seaman	aye	aye
William Carter	aye	aye
Keith Elder	aye	aye
Patrick Duncan	aye	aye
Lois Hayes	aye	aye
Dan Biggs	aye	aye

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on JUNE 08, 2000 at 01:07pm, duly filed for record in this office in DOCUMENT #: 2000 2951

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Stawson, Deputy



24  
PULASKI  
(121)

**AN ORDINANCE ANNEXING REAL PROPERTY TO THE CITY OF DIXON,  
MISSOURI.** (303 N High Street) *Rosenbaker / York*

**WHEREAS**, a public hearing was held regarding the said proposed annexation on June 5, 2000.

**WHEREAS**, notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri;

**WHEREAS**, no parties appeared at said hearing in opposition to the proposed annexation; and

**WHEREAS**, the Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon has the ability to furnish normal municipal services of the City to the said area proposed to be annexed within a reasonable time after said annexation.

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

**Section 1.** A verified petition for voluntary annexation was duly filed the Board of Aldermen, signed by the owners of all fee interests of record, requesting that certain real property, as described below, be annexed to the City of Dixon, Missouri, pursuant to and in accordance with the provisions of Section 71.012 et seq., of the Revised Statutes of Missouri (1996).

**Section 2.** A public hearing was held regarding the said proposed annexation on June 5, 2000.

**Section 3.** Notice of the said public hearing was given, as required by law, by publication in a newspaper of general circulation in the City of Dixon, Missouri.

**Section 4.** No parties appeared at said hearing in opposition to the proposed annexation.

**Section 5.** The Board of Aldermen, after holding the said public hearing, has determined, and hereby determines that the area proposed for annexation is contiguous and compact to the existing corporate limits of the City of Dixon, Missouri, that the proposed annexation is reasonable and necessary to the proper development of the City of Dixon, Missouri, and that the City of Dixon, Missouri has the ability to furnish normal municipal services of the City to said area proposed to be annexed within a reasonable time after said annexation.

**Section 6.** The real property described below as follows is hereby annexed to the City of Dixon, Missouri:


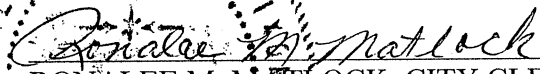
All of Lot 7 and the North half of Lot 8, ALL in block 2 of The WARREN PARKER SUBDIVISION of Pulaski County, Missouri, filed of record in the office of the Recorder of Deeds on May 20, 1957, and Supplemental Plat of Warren Parker's Subdivision of Pulaski County, Missouri, filed December 4, 1957 in the said Recorder's Office. Subject to any easements of record.

**Section 7.** The Clerk of the City of Dixon, Missouri shall cause a certified copy of this ordinance to be filed with the Clerk of Pulaski County, Missouri.


**Section 8.** This ordinance shall take full force and be in full effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.



**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI THIS 5TH DAY OF JUNE, 2000.**

  
\_\_\_\_\_  
RICHARD P HILL, MAYOR

ATTEST:   
  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
CITY SEAL

APPROVED THIS 5TH DAY OF JUNE, 2000.

  
\_\_\_\_\_  
RICHARD P. HILL, MAYOR

ATTEST:   
  
\_\_\_\_\_  
RONALEE M. MATLOCK, CITY CLERK  
CITY SEAL



ORDINANCE # 441

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Mitch Seaman	aye	aye
William Carter	aye	aye
Keith Elder	aye	aye
Patrick Duncan	aye	aye
Lois Hayes	aye	aye
Dan Biggs	aye	aye

I, NANCY DOOLIN, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on JUNE 08, 2000 at 01:07pm, duly filed for record in this office in DOCUMENT #: 2000 2952

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
NANCY DOOLIN (CIRCUIT CLERK)

BY Jim Stawson, Deputy



2001  
# 200135  
6013

**AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF DIXON, MISSOURI, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF DIXON, MISSOURI, A PROPOSITION THAT WILL AUTHORIZE THE IMPOSITION OF A MUNICIPAL SALES TAX OF ONE-HALF OF ONE PERCENT FOR THE PURPOSE OF FUNDING CAPITAL IMPROVEMENTS WHICH MAY INCLUDE THE RETIREMENT OF DEBT UNDER PREVIOUSLY AUTHORIZED BONDED INDEBTEDNESS.**

**WHEREAS**, Section 94.577 of the Revised Statutes of Missouri provides that the governing body of any municipality is authorized to impose, by ordinance or order, a one-eighth, one-fourth, three-eighths, or one-half of one percent sales tax on all retail sales made in such municipality which are subject to taxation under the provisions of Sections 144.010 to 144.520, R.S.Mo., for the purpose of funding capital improvements, including the operation and maintenance of capital improvements; and

**WHEREAS**, Section 94.577 of the Revised Statutes of Missouri further provides that the tax authorized by Section 94.577 shall be in addition to any and all other sales taxes allowed by law; but no ordinance imposing a sales tax and other provisions of this section shall be effective unless the governing body of the municipality submits to the voters of the municipality, at a municipal or state general, primary or special election, a proposal to authorize the governing body of the municipality to impose such tax; and

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, has determined that it is in the best interests of the City to call a special election in the City of Dixon, Missouri, for the purpose of submitting to the qualified voters of the City of Dixon, Missouri, a proposition that will authorize the imposition of a one-half of one percent sales tax on all retail sales made in such municipality which are subject to taxation under the provisions of Section 144.010 to 144.525 of the Revised Statutes of Missouri for the purpose of funding capital improvements, including the operation and maintenance of capital improvements; and

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it would be advisable to direct the submission of the proposition hereinafter set forth at a special election to be held on the General Election Day, Tuesday, the 7th day of November, 2000.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1.** That a special election be and the same is called and ordered hereby to be held in the City of Dixon, Pulaski County, Missouri, on the General Election Day, Tuesday, the 7th day of November, 2000, in which there shall be submitted to the qualified electors of said city the following proposition, to-wit:

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

**Section 2.** That the qualified electors of the City residing in the election precincts located within said City shall vote at the polling places stated in the "NOTICE OF SPECIAL ELECTION" as hereinafter set forth in Sections 6 and 9 of this ordinance; that the polls of said election shall be opened at the hour of six o'clock in the morning, Central Standard Time, on said date and shall be kept open until the hour of seven o'clock in the evening, Central Standard Time, on said date; that, except for absentee ballots cast by persons in federal service, the election judges shall allow no person to vote whose name does not appear in the precinct register without the express sanction of the election authority; and that, in order to vote in said election, a person must be registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m. on Wednesday, the 11th day of October, 2000.

**Section 3.** That the County Clerk of Pulaski County, Missouri, shall conduct the election herein provided for and shall serve as the election authority for said election, and the said County Clerk shall perform the duties required of her as election authority for said election under the provisions of Chapter 115 of the Revised Statutes of Missouri.

**Section 4.** That the County Clerk of Pulaski County, Missouri, as election authority for the election herein provided for, shall give the notice of said election required of her by law, shall appoint the election judges for the polling places at which said election is to be held, and shall apply all ballot boxes, ballots, tally sheets, precinct registers, and other supplies necessary for the conduct of said election.

**Section 5.** That the ballots to be used at said special election shall be in substantially the following form, subject to such revisions therein as may be required by the use of an electronic voting system:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 7th day of November, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

YES

NO

Absentee ballots shall be in the form above set forth except that the caption shall read "OFFICIAL ABSENTEE BALLOT" in lieu of "OFFICIAL BALLOT".

**Section 6.** That the City Clerk be and is authorized and directed hereby to give notice of the submission of the aforesaid Proposition at the aforesaid election by publication in the *Dixon Pilot*, a newspaper printed and published in Pulaski County, Missouri, and of general circulation therein. The said notice shall be published in said newspaper once a week for at least three (3) consecutive weeks. The first publication of said notice shall be made at least twenty-one (21) days before the date of said election, and the last publication shall be made within two (2) weeks of the date of said election. The said notice to be so published shall be in substantially the following form, to-wit:

**NOTICE OF SPECIAL ELECTION**

CITY OF DIXON, PULASKI COUNTY, MISSOURI

Notice is given hereby that at a special election to be held in the City of Dixon, Pulaski County, Missouri, on General Municipal Election Day,

Tuesday, the 7th day of November, 2000,

there will be submitted to the qualified electors of said City the following proposition, to-wit:

**PROPOSITION**

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

Qualified electors of the City residing in the election precincts located within the said City shall vote at the following polling places established for said precincts:

PRECINCT

POLLING PLACE

Ward One

Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

Ward Two

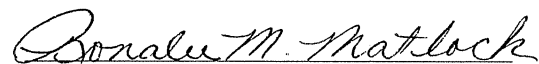
Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

Ward Three

Dixon R-I School District  
Administration Building  
106 West Fourth Street  
Dixon, Missouri

The polls of said election will be opened at the hour of six o'clock in the morning, Central Standard Time, and will remain open until the hour of seven o'clock in the evening, Central Standard Time, on the aforesaid date. Except for absentee ballots cast by persons in federal service, no person shall be allowed to vote whose name does not appear in the precinct register without the express sanction of the election authority, and, in order to vote in said election, a person must have been registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m. on Wednesday, the 11th day of October, 2000.

Given under my hand and the corporate seal of the City of Dixon, Missouri, this 7th  
day of August, 2000.

  
City Clerk, City of Dixon, Missouri

(SEAL)

**Section 7.** That, in order to comply with the provisions of Section 115.125 of the Revised Statutes of Missouri, the City Clerk be and the said Clerk is directed hereby to transmit to the County Clerk of Pulaski County, Missouri, who shall serve as the election authority for the election herein provided for, a notice in substantially the following form, to-wit:

Honorable Stephanie Leuthen  
Pulaski County Clerk  
Courthouse  
301 Historic Route 66 East  
Waynesville, Missouri 65583

RE: CITY OF DIXON  
PULASKI COUNTY, MISSOURI  
BALLOT ISSUE  
November 7, 2000

Dear Ms. Leuthen:

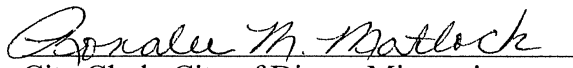
This is to notify you that the Board of Aldermen of the City of Dixon, Pulaski County, Missouri, on the 7th day of August, 2000, did call a special election to be held on General Election Day, Tuesday, the 7th day of November, 2000. So that you may be informed as to the question to be submitted to the qualified electors in said election, I am enclosing herewith the following:

1. A certified copy of Ordinance No. 430 of said City, passed and approved on the 7th day of August, 2000, which said Ordinance calls and provides for the holding of said special election;
2. A suggested form for the first notice which you are required to give pursuant to the provisions of paragraph 2 of Section 115.127 of the Revised Statutes of Missouri; and
3. A suggested form for the second notice which you are required to give pursuant to the provisions of paragraph 2 of Section 115.127 of the Revised Statutes of Missouri (if you do not elect to give the notice contemplated by Section 115.129 of the Revised Statutes of Missouri).

Your attention is called to the fact that Section 5 of the Ordinance calling and providing for the holding of the said election specifies the form of the ballots to be used at the said election.

The notices referred to in paragraphs 2 and 3, above, should be published in the *Dixon Pilot* on the 25th day of October, 2000, and the 1st day of November, 2000.

Very truly yours,

  
City Clerk, City of Dixon, Missouri

Said notice and the enclosures mentioned therein shall be transmitted by said City Clerk so as to be received by said County Clerk not later than 5:00 p.m., Central Standard Time, on Tuesday, the 29th day of August, 2000.

**Section 8.** That the form of notice mentioned in paragraph 2 of the notice provided for in Section 7 hereinabove shall be in substantially the following form, to-wit:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 7th day of November, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

PROPOSITION

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

YES

NO

Except for absentee ballots cast by persons in federal service, no person shall be allowed to vote whose name does not appear in the precinct register without the express sanction of the election authority, and, in order to vote in said election, a person must have been registered no later than 5:00 p.m., Central Standard Time, or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m., on Wednesday, the 11th day of October, 2000.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of my office hereunto this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
County Clerk and Election Authority,  
Pulaski County, Missouri

(SEAL)

**Section 10.** That all ordinances or parts of ordinances in conflict with this Ordinance shall be and the same are repealed hereby insofar as they may so conflict.

**Section 11.** That this ordinance shall be in force and take effect from and after its passage and approval.

NOTICE OF SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Notice is given hereby to the qualified electors of the City of Dixon, Pulaski County, Missouri, that the Board of Aldermen of said City has called a special election to be held in said City on the General Election Day,

Tuesday, the 7th day of November, 2000,

commencing at six o'clock in the morning, Central Standard Time, and closing at seven o'clock in the evening, Central Standard Time, on said date.

The ballots to be used at said special election shall be in substantially the following form, to-wit:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF DIXON  
PULASKI COUNTY, MISSOURI

Tuesday, the 7th day of November, 2000

Instructions to voters:

If you are in favor of the question, place an "X" in the box opposite "YES".  
If you are opposed to the question, place an "X" in the box opposite "NO".

PROPOSITION

Shall the Municipality of Dixon, Missouri, impose a sales tax of one-half of one percent for the purpose of funding capital improvements which may include the retirement of debt under previously authorized bonded indebtedness?

YES

NO

The qualified electors of the City residing in the election precincts located within the said City shall vote at the polling places established for said precincts, as those places shall be designated in a notice to be published by me in the *Dixon Pilot* on the 1st day of November, 2000.



IN WITNESS WHEREOF, I have set my hand and affixed the seal of my office hereunto  
this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
County Clerk and Election Authority for  
Pulaski County, Missouri

(SEAL)

**Section 9.** That the form of notice mentioned in paragraph 3 of the notice provided for in Section 7 hereinabove shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTION

CITY OF DIXON, PULASKI COUNTY, MISSOURI

Notice is given hereby to the qualified electors of the City of Dixon, Pulaski County, Missouri, that the Board of Aldermen for said City has called a special election to be held in said City on the General Election Day,

Tuesday, the 7th day of November, 2000,

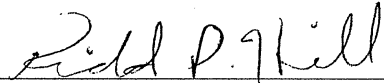
commencing at six o'clock in the morning, Central Standard Time, and closing at seven o'clock in the evening, Central Standard Time, on said date.

Qualified electors of the City residing in the election precincts located within the said City shall vote at the following polling places established for said precincts:

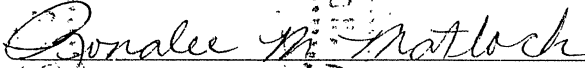
<u>PRECINCT</u>	<u>POLLING PLACE</u>
Ward One	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri
Ward Two	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri
Ward Three	Dixon R-I School District Administration Building 106 West Fourth Street Dixon, Missouri

The ballots to be used at said special election shall be in substantially the following form, to-wit:

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 7th DAY OF AUGUST, 2000.

  
RICHARD P. HILL, MAYOR

ATTEST:

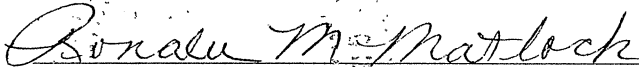
  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 7th day of August, 2000.

  
RICHARD P. HILL, MAYOR

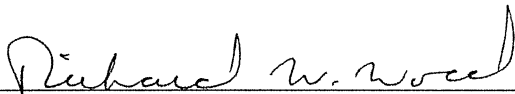
ATTEST:

  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By:   
Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Aldermen

First Reading

Second Reading

William Carter	aye	aye
Keith Elder	aye	aye
Patrick Duncan	aye	aye
Allan Kuehl	aye	aye
Dan Biggs	aye	aye
Mitch Seaman	absent	absent

**AN ORDINANCE REPEALING GENERAL ORDINANCE NO. 247 OF THE GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI.**

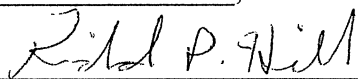
WHEREAS, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to repeal General Ordinance No. 247 of the General Ordinances of the City of Dixon, Missouri.

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

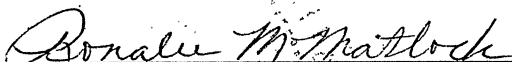
**Section 1 - Ordinance 247 Repealed:** Ordinance No. 247 of the General Ordinances of the City of Dixon, Missouri, is hereby repealed.

**Section 2 - Effective Date:** This Ordinance shall be in full force and effect upon its passage and approval by the Board of Aldermen of the City of Dixon, Missouri.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF AUGUST, 2000.


  
\_\_\_\_\_  
Richard P. Hill, Mayor

Attest:

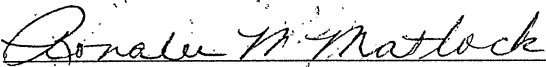
  
\_\_\_\_\_  
Ronalee Matlock, City Clerk

(City Seal)

Approved this 7th day of August, 2000.

  
\_\_\_\_\_  
Richard P. Hill, Mayor

Attest:

  
\_\_\_\_\_  
Ronalee Matlock, City Clerk

(City Seal)

Approved as to the form.

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood

Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
William Carter	aye	aye
Keith Elder	aye	aye
Patrick Duncan	aye	aye
Allan Kuehl	aye	aye
Dan Biggs	aye	aye
Mitch Seaman	aye	aye

ORDINANCE # 444

AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, authorizing, fixing, and determining a rate of levy on the hundred dollar valuation of all taxable property within the City for the year of 2000.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:

Section 1. That pursuant to the laws of the State of Missouri, relevant to cities of the fourth class and pursuant to the authority of the qualified voter at due and proper elections held in said City, that there shall be levied and collected as taxes for the year 2000, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$1.10 cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.47
FOR PUBLIC LIBRARY.....	0.05
DEBT SERVICE.....	0.58
TOTAL.....	1.10

And that the above tax rate levy on the \$100.00 assessed valuation of taxable property in said City of Dixon, be and is hereby made the true and lawful levy for said City for the year of 2000.

Section 2. That the City Clerk is hereby authorized and directed to furnish a copy of this ordinance to the Clerk of the County Court of Pulaski County, Missouri, within the time required by Law for the filing of city rates with said Clerk.

Read the first and second time and approved by the following votes:

AYES 5 NAYS 0

PASSED AND APPROVED THIS 21TH DAY OF AUGUST, 2000.

ATTEST:

*Ronalee M. Matlock*  
Ronalee M. Matlock, City Clerk

*Richard P. Hill*  
Richard P. Hill, Mayor

**AN ORDINANCE WHEREBY THE CITY OF DIXON PROVIDES  
RETIREMENT COVERAGE TO ELIGIBLE EMPLOYEES.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, desires to cover its eligible employees with retirement coverage as provided by the Missouri Local Government Employees' Retirement System;

**BE IT RESOLVED** that the Board of Aldermen on behalf of the City of Dixon, Missouri, a "political subdivision" as defined in 70.600 through 70.760, RSMo 1978, as amended, hereby elects to have covered by the Missouri Local Government Employees' Retirement System all its eligible present and future General and Police Employees and to cover such employees under Benefit Program L-7 (1.5%).

The City of Dixon hereby elects that 100% of prior employment be considered for prior service credit in computing benefits and contributions to the system and further elects that all employees with 1,500 or more hours of annual employment, who are not excluded by State Law, to be considered eligible employees.

The City of Dixon hereby elects to have the "final average salary" of its employee members determined over a 60 consecutive-month period.

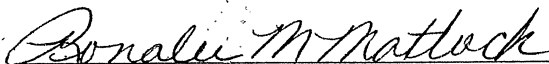
The City of Dixon hereby elects to require 4% of gross salary and wages as contributions from covered employees.

**BE IT FURTHER RESOLVED**, the City Clerk is hereby authorized and directed to deduct from the wages and salaries of each employee member, the contributions, if any, required by 70.705, RSMo, and to remit promptly the deductions to the Retirement system, together with the employer contributions required by 70.705 and 70.730, RSMo 1978, as amended. Contributions are to be effective the first day of December 2000.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE  
CITY OF DIXON, MISSOURI, THIS** 6th **DAY OF** November, 2000.



Richard P. Hill, Mayor



Ronalee M. Matlock, City Clerk


Alderman

First Reading

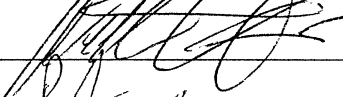
Second Reading

Signature

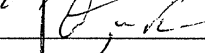
Dan Biggs




William Carter



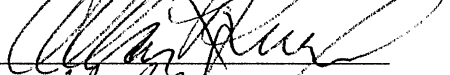
Patrick Duncan



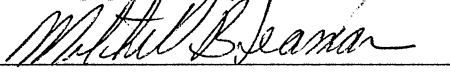
Keith Elder



Allan Kuehl



Mitch Seaman





**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI TO ENTER INTO A CONTRACT WITH ARCHER ENGINEERING TO PROVIDE ENGINEERING SERVICES TO THE CITY.**

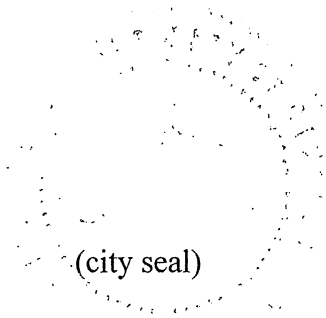
WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into a contract to provide engineering services.

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


Section 1. Authority to execute contract. The Mayor of the City of Dixon, Missouri, is authorized to execute on behalf of the city. (See exhibit A, attached).

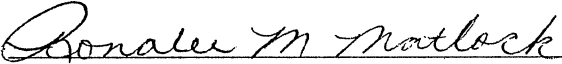
Section 2. This ordinance shall be in full force and effect from and after the date of its passage and approval.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 5th DAY OF February 2001.**

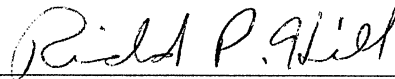


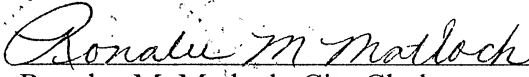
(city seal)

  
Richard P. Hill, Mayor

  
Ronalee M. Matlock, City Clerk

Approved this 5th day of February 2001.

  
Richard P. Hill, Mayor

  
Ronalee M. Matlock, City Clerk  
(seal)

Aldermen	First Reading	Second Reading
<u>Mitch Seaman</u>	<u>absent</u>	<u>absent</u>
<u>Allan Kuehl</u>	<u>aye</u>	<u>aye</u>
<u>Patrick Duncan</u>	<u>absent</u>	<u>absent</u>
<u>William Carter</u>	<u>aye</u>	<u>aye</u>
<u>Daniel Biggs</u>	<u>aye</u>	<u>aye</u>
<u>Keith Elder</u>	<u>aye</u>	<u>aye</u>

Ordinance # 446

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI TO ENTER INTO A CONTRACT WITH FLYNN DRILLING TO PROVIDE WELL DRILLING SERVICES TO THE CITY.**


WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into a contract to provide drilling services

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

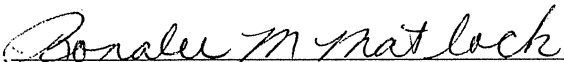
Section 1. Authority to execute contract. The Mayor of the City of Dixon, Missouri, is authorized to execute on behalf of the city. (See exhibit A, attached).

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

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 5th DAY OF MARCH 2001.**

  
Richard P. Hill, Mayor

(city seal)

  
Ronalee M. Matlock, City Clerk

Approved this 5th day of March 2001.

Richard P. Hill  
Richard P. Hill, Mayor

Ronalee M. Matlock  
Ronalee M. Matlock, City Clerk  
(seal)

Aldermen	First Reading	Second Reading
<u>Mitch Seaman</u>	aye	aye
<u>Allan Kuehl</u>	absent	absent
<u>Patrick Duncan</u>	aye	aye
<u>William Carter</u>	aye	aye
<u>Daniel Biggs</u>	aye	aye
<u>Keith Elder</u>	aye	aye

Ordinance # 447

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 448

**AN ORDINANCE REPEALING GENERAL ORDINANCE NO. 416.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to repeal General Ordinance No. 416.

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

**Section 1:** Ordinance No. 416 of the General Ordinances of the City of Dixon, Missouri, is hereby repealed.

**Section 2:** This ordinance shall be in full force and effect upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 2nd DAY OF April, 2001.

*rm*

*rm*

*Richard P. Hill*

\_\_\_\_\_  
RICHARD P. HILL, MAYOR

ATTEST:

*Ronalee Matlock*

\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 2nd day of April, 2001.

*rm*

*rm*

*Richard P. Hill*

\_\_\_\_\_  
RICHARD P. HILL, MAYOR

ATTEST:

*Ronalee Matlock*

\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

ORDINANCE 448

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood  
Richard W. Wood, #43718  
Attorney at Law  
901 North Pine Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>		<u>Second Reading</u>	<u>Signature</u>
<u>Dan Biggs</u>	nay	nay		<u>Dan Biggs</u>
<u>Allan Kuehl</u>	aye	aye		<u>Allan Kuehl</u>
<u>Patrick Duman</u>	aye	aye		<u>Patrick Duman</u>
<u>Keith Elder</u>	nay	nay		<u>Keith D Elder</u>
<u>William Carter</u>	aye	aye		<u>William Carter</u>
<u>Mitch Seaman</u>	aye	aye		<u>WB Seaman</u>

**AN ORDINANCE REPEALING GENERAL ORDINANCE NO. 145 AND ADOPTING CHAPTER 300, REVISED STATUTES OF MISSOURI, KNOWN AS THE "MODEL TRAFFIC ORDINANCE" AS AND FOR THE TRAFFIC ORDINANCE OF THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri has determined that its existing "model traffic ordinance" needs to be made to adopt all changes to Chapter 300, Revised Statutes of Missouri, since the adoption of General Ordinance No. 145.

**WHEREAS**, the intent of this ordinance is to repeal its existing model traffic ordinance and adopt a new model traffic ordinance including revisions to Chapter 300, Revised Statutes of Missouri, since adoption of General Ordinance No. 145.

**WHEREAS**, the adoption of a new model traffic ordinance is in the best interest of the City and its residents.

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

**Section 1:** General Ordinance No. 145 of the General Ordinances of the City of Dixon, Missouri, is hereby repealed.

**Section 2:** The Board of Aldermen of the City of Dixon, Missouri, hereby adopt Chapter 300 of the Revised Statutes of Missouri. Any future amendments to Chapter 300 of the Revised Statutes of Missouri shall automatically be adopted by the City and shall have the same force and effect as the provisions of Chapter 300 as adopted this date.

**Section 3:** The Municipal Court shall establish a Traffic Violations Bureau to assist the court with the clerical work of traffic cases. The Bureau shall be in charge of such person or persons and shall be open at such hours as the Municipal Judge may designate.

The Judge of the Municipal Court who hears traffic cases shall designate the specified offenses under this law or under the traffic ordinances of the City and the state traffic laws in accordance with Supreme Court Rule No. 37.50 in respect to which payment of fines may be accepted by the Traffic Violations Bureau in satisfaction thereof, and shall specify suitable schedules of the amount of such fines for first, second and subsequent offenses, provided such fines are within the limits declared by law or ordinance, and shall further specify what number of such offenses shall require appearance by the court.

**Section 4:** Unless another penalty is expressly provided by law, every person convicted of a violation of any provision of this ordinance shall be punished by a fine of not more than \$500.00 or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment.

**Section 5:** All existing ordinances or parts of ordinances in conflict with the "Model Traffic Ordinance" are hereby repealed on the effective date hereof.

**Section 6:** This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS** 2nd **DAY OF** April, 2001.

Richard P. Hill  
RICHARD P. HILL, MAYOR

ATTEST:

Ronalee Matlock  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 2nd day of April, 2001.

Richard P. Hill  
RICHARD P. HILL, MAYOR

ATTEST:

Ronalee Matlock  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: Richard W. Wood  
Richard W. Wood, #43718  
Attorney at Law  
202 W. Ninth Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

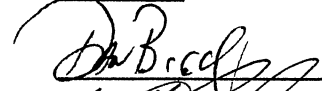

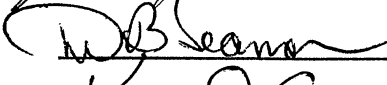
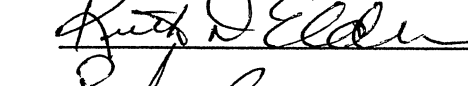
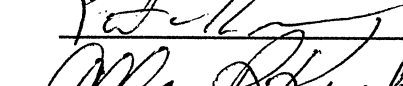
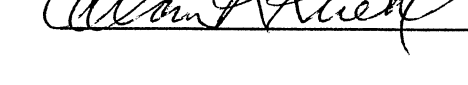
ATTORNEYS FOR THE CITY OF DIXON, MISSOURI



Aldermen

First Reading

Second Reading

	aye	aye	Dan Biggs
	aye	aye	William Carter
	aye	aye	Mitch Seaman
	aye	aye	Keith Elder
	aye	aye	Patrick Duncan
	aye	aye	Allan Kuehl

**ORDINANCE # 450**

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH THE FORT LEONARD WOOD REGIONAL COMMERCE AND GROWTH ASSOCIATION FOR THE PURPOSE OF PROVIDING COMMUNITY DEVELOPMENT SERVICES.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to enter into a contract with the RCGA for the purpose of providing community development services.


**THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

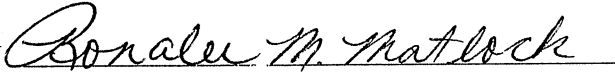
**Section 1:** The City of Dixon, Missouri shall enter into a contract with the Fort Leonard Wood Regional Commerce and Growth Association for the purpose of providing community development services. A copy of said contract is attached hereto as "Exhibit A".

**Section 2:** The Mayor of the City of Dixon, Missouri is authorized to execute the contract on behalf of the City.

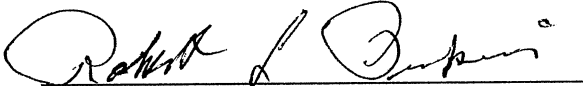
**Section 3:** This ordinance shall be in full force and effect from and after its passage and approval.

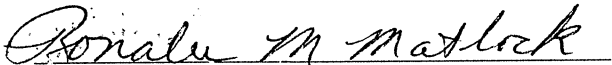
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF June, 2001**

  
Robert L. Perkins, Mayor

  
Ronalee M. Matlock, City Clerk

Approved this 4th day of June, 2001.

  
Robert L. Perkins, Mayor

  
Ronalee M. Matlock, City Clerk

**ORDINANCE #450**

ALDERMEN	FIRST READING	SECOND READING	SIGNATURE
<u>KEITH ELDER</u>	<u>AYE</u>	<u>AYE</u>	
<u>PATRICK DUNCAN</u>	<u>AYE</u>	<u>AYE</u>	
<u>ALLAN KUEHL</u>	<u>AYE</u>	<u>AYE</u>	
<u>JAMES DOBYNS</u>	<u>AYE</u>	<u>AYE</u>	
<u>WILLIAM CARTER</u>	<u>ABSENT</u>	<u>ABSENT</u>	
<u>MITCH SEAMAN</u>	<u>ABSENT</u>	<u>ABSENT</u>	

ORDINANCE # 451

**AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, authorizing, fixing, and determining a rate of levy on the hundred dollar valuation of all taxable property within the City for the year of 2001.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:**

Section 1. That pursuant to the laws of the State of Missouri, relevant to cities of the fourth class and pursuant to the authority of the qualified voter at due and proper elections held in said City, that there shall be levied and collected as taxes for the year 2001, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$1.10 cents on the \$100.00 assessed valuation as per the following purposes:

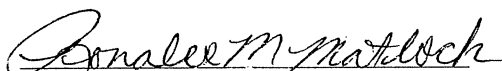
GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.47
FOR PUBLIC LIBRARY.....	0.05
DEBT SERVICE.....	0.58
TOTAL.....	1.10

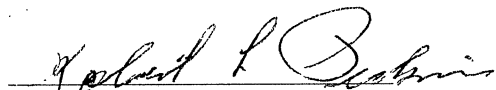
And that the above tax rate levy on the \$100.00 assessed valuation of taxable property in said City of Dixon, be and is hereby made the true and lawful levy for said City for the year of 2001.

Section 2. That the City Clerk is hereby authorized and directed to furnish a copy of this ordinance to the Clerk of the County Court of Pulaski County, Missouri, within the time required by Law for the filing of city rates with said Clerk.

PASSED AND APPROVED THIS 30TH DAY OF AUGUST, 2001.

ATTEST:

  
Ronalee M. Matlock, City Clerk

  
Robert L. Perkins, Mayor


**AN ORDINANCE REPEALING ORDINANCE NUMBER 174 OF THE  
GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI, AND  
ESTABLISHING REGULATIONS GOVERNING DRIVING WHILE  
INTOXICATED.**

**WHEREAS**, The Board of Aldermen of the City of Dixon, Missouri, have determined that it is in the best interests of the City to repeal existing General Ordinance Number 174 and establish regulation governing driving while intoxicated.

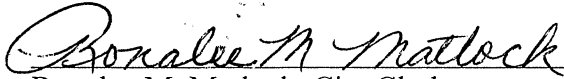
**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF  
ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

1. A person commits the offense of "driving while intoxicated" if he operates a motor vehicle while in an intoxicated or drugged condition.
2. As used in this ordinance, the term "driving" means physically driving or operating a motor vehicle. As used in this ordinance, a person is in an "intoxicated condition" when he is under the influence of alcohol, a controlled substance, or drug, or any combination thereof.
3. Any tests that may be conducted to determine the alcoholic content of a person's blood under this ordinance shall be in accordance with the provisions of Sections 577.020 to 577.041 RSMo.
4. The penalty for violation of this ordinance shall be the same as for the violation of traffic ordinance 449.
5. Ordinance Number 174, passed and approved on the 1st day of March, 1976, is hereby repealed.
6. This ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED BY THE BOARD OF RESOLUTIONS OF THE CITY OF  
MISSOURI, AND APPROVED BY THE MAYOR THIS 1<sup>ST</sup> DAY OF OCTOBER,  
2001.



Robert L. Perkins, Mayor



Ronalee M. Matlock, City Clerk

Aldermen	First Reading	Second Reading
<u>Mitch Seaman</u>	aye	aye
<u>Joyce Hickey</u>	aye	aye
<u>Patrick Duncan</u>	aye	aye
<u>Allan Kuehl</u>	aye	aye
<u>James Dobyms</u>	aye	aye
<u>Keith Elder</u>	absent	absent

ORDINANCE # 452

**AN ORDINANCE REPEALING ORDINANCE NUMBER 173 OF THE GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI, AND ESTABLISHING REGULATIONS GOVERNING DRIVING WITH EXCESSIVE BLOOD ALCOHOL CONTENT.**

**WHEREAS**, The Board of Aldermen of the City of Dixon, Missouri, have determined that it is in the best interests of the City to repeal existing General Ordinance Number 173 and establish regulation governing driving with excessive blood alcohol content.

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

1. (a) A person commits the municipal offense of "driving with excessive blood alcohol content" if such person shall operate a motor vehicle in the city limits of Dixon, Missouri, when the person has eight-hundredths of one percent or more by weight of alcohol in such person's blood.

(b) As used by this ordinance, percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred milliliters of blood or two hundred ten liters of breath and may be shown by chemical analysis of the person's blood, breath, saliva or urine. For the purposes of determining the alcoholic content of a person's blood under this ordinance, the test shall be conducted in accordance with the provisions of Sections 577.020 to 577.041 RSMo.

2. As used in this ordinance, the term "driving" means physically driving or operating a motor vehicle.

3. The penalty for violation of this ordinance shall be the same as for the violation of traffic ordinance 449.

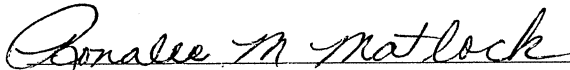
4. Ordinance Number 173, passed and approved on the 5th day of January, 1976, is hereby repealed.

5. This ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 1<sup>ST</sup> DAY OF OCTOBER,  
2001.



Robert L. Perkins, Mayor



Ronalee M. Matlock, City Clerk

Aldermen	First Reading	Second Reading
<u>Mitch Seaman</u>	aye	aye
<u>Joyce Hickey</u>	aye	aye
<u>Patrick Duncan</u>	aye	aye
<u>Allan Kuehl</u>	aye	aye
<u>James Dobyns</u>	aye	aye
<u>Keith Elder</u>	absent	absent

Ordinance #453



ORDINANCE NO. 454

**AN ORDINANCE REPEALING ORDINANCE NUMBER 319 OF THE GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI, AND AUTHORIZING THE JUDGE OF THE MUNICIPAL COURT OF THE CITY OF DIXON, MISSOURI, TO ENTER A JUDGMENT IN FAVOR OF THE STATE OF MISSOURI'S CRIME VICTIM'S COMPENSATION FUND AGAINST PERSONS CONVICTED OF VIOLATING CERTAIN MUNICIPAL ORDINANCES.**

**WHEREAS**, The Board of Aldermen of the City of Dixon, Missouri, have determined that it is in the best interests of the City to repeal existing General Ordinance Number 319 and establish regulation governing the court costs in favor of the State of Missouri's Crime Victim's Compensation fund, and

**WHEREAS**, the City of Dixon, Missouri, is a City of the Fourth Class, and

**WHEREAS**, said city is authorized by law to provide for court costs in cases involving violations of its ordinances, and

**WHEREAS**, the city is authorized to assess and collect a judgment against persons found guilty of violating city ordinances, said judgment to be used for compensating the victims of crime, and

**WHEREAS**, it is the intent of the Board of Aldermen to have the municipal court impose and collect such judgment on behalf of the victims of crime,

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

1. In addition to other court costs provided for by ordinance of the City of Dixon, Missouri, a judgment in the amount of \$7.50 shall be assessed and collected in each court proceeding for the Crime Victim's Compensation Fund as provided by state law. This fee shall be assessed for municipal ordinance violations that are disposed of on or after the date of adoption of this ordinance. The fee shall be collected and the city shall pay over \$7.13 to the state Department of Revenue and \$0.37 to the city treasurer as provided in section 595.045.3 R.S.Mo.2001.

2. The judgment and fee authorized by this section shall not be collected for violations of non-moving traffic ordinances, in any proceeding where the charge against the defendant has been dismissed by the court, or when the costs are to be paid by the City on behalf of an indigent defendant.

3. Ordinance Number 319, passed and approved on the 2nd day of July, 1990, is hereby repealed.

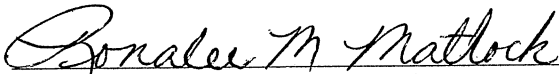
4. This ordinance shall be in full force and effect from and after the date of its passage and approval.

Ordinance #454

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 1<sup>ST</sup> DAY OF OCTOBER,  
2001.**



Robert L. Perkins, Mayor



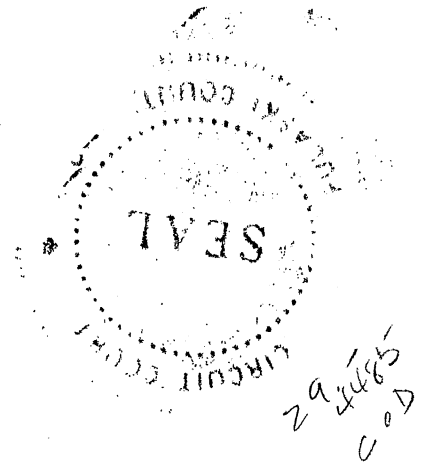
Ronalee M. Matlock, City Clerk

Aldermen	First Reading	Second Reading
<u>Mitch Seaman</u>	aye	aye
<u>Joyce Hickey</u>	aye	aye
<u>Patrick Duncan</u>	aye	aye
<u>Allan Kuehl</u>	aye	aye
<u>James Dobyns</u>	aye	aye
<u>Keith Elder</u>	absent	absent

I, RACHELLE BEASLEY, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on FEBRUARY 07, 2002 at 03:20pm, duly filed for record in this office in DOCUMENT #: 2002 821

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
RACHELLE BEASLEY (CIRCUIT CLERK)

BY Jammi Coleman, Deputy



**ORDINANCE # 455**

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS AND COMPACT TO THE EXISTING CORPORATE LIMITS UPON REQUEST OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUTES OF MISSOURI.**

WHEREAS, a petition properly verified requesting annexation and signed by the owners of all fee interests of record in an area of land contiguous to the existing corporate limits of the City of Dixon, Missouri was presented to the Board of Alderman of the city on October 6, 2001; and

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, set the day of Monday, November 5, 2001, at the hour of 6:30 o'clock p.m. at the City Hall in the City of Dixon, Missouri, as the date, place and time for a public hearing concerning the matter of the proposed annexation, the date of said public hearing being not less than fourteen (14) nor more than sixty (60) days after petition requesting the annexation was received; and

WHEREAS, notice of the public hearing on the proposed annexation was published according to law and hearing was held not less than seven (7) days after notice of the hearing was published in the *Dixon Pilot*, a newspaper of general circulation in the City of Dixon, Missouri, qualified to publish legal matters; and

WHEREAS, on Monday, November 5, 2001, at the hour of 6:30 o'clock p.m. a public hearing was had and evidence was presented regarding the proposed annexation; and

WHEREAS, no written or oral objection to the proposed annexation was made at said hearing or was filed with the Board of Alderman not later than fourteen (14) days after the public hearing.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1: The Board of Alderman of the City of Dixon, Missouri, after the aforesaid public hearing, found that the annexation of the parcel of land is reasonable and necessary to the proper development of the City of Dixon and that the City of Dixon has developed a plan and intent and has the ability to furnish the normal municipal services of said city to said unincorporated area within a reasonable time after said annexation becomes effective, that the area proposed to be annexed is used by the public of the City of Dixon, that it is necessary that the city be able to impose its police power in said area and enforce its ordinances in said area for the prevention of crime and for the promotion of the general public health and welfare of the City of Dixon, and its inhabitants, that the normal municipal services now furnished by the City of Dixon consist of police protection and enforcement of the city ordinances, water and sewer services, and that the personnel and equipment are available to provide such services immediately or within a reasonable time.

Section 2: The corporate limits of the City of Dixon, Missouri, are extended to include the following described real property situated in Pulaski County, Missouri:

Tract E:

A fractional part of Lot 4, all of Lots 5 and 6, and a fractional part of Lot 7, Block 2, Warren Parker Subdivision, a subdivision in Pulaski County, Missouri, and more particularly described as follows: Commencing at the Northeast corner of Lot 3, said Block 2; thence South 1 - 18'-40" West, 113.61 feet along the West line of Doyle Street to the true point of beginning of the tract hereinafter described: thence continuing South 1 - 18'-40" West, 128.53 feet along said West line of Doyle Street: thence North 89 - 26' West, 120.18 feet: thence North 1 - 14'-20" East, 131.76 feet along the East line of a 20 foot alley, thence South 87 - 54' East, 120.35 feet to the true point of beginning. Above tract contains 0.36 acres ±. (300 N Doyle - Driscoll)

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, THIS 4<sup>th</sup> DAY OF FEBRUARY, 2002.

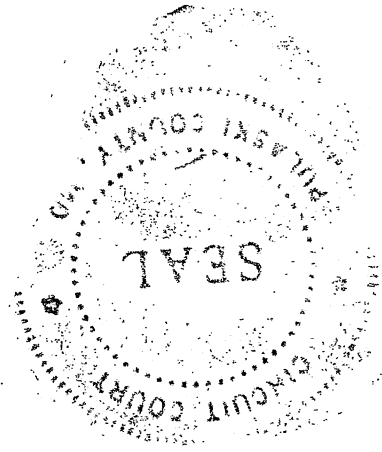
*Keith D Elder*  
KEITH D. ELDER, MAYOR PRO TEM

ATTEST  
*Ronalee Matlock*  
RONALEE MATLOCK, CITY CLERK  
Approved this 4<sup>th</sup> day of February, 2002.

*Keith D Elder*  
KEITH D. ELDER, MAYOR PRO TEM

*Ronalee Matlock*  
RONALEE M. MATLOCK, CITY CLERK

I, RACHELLE BEASLEY, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on FEBRUARY 07, 2002 at 03:41pm, duly filed for record in this office in DOCUMENT #: 2002 822



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
RACHELLE BEASLEY (CIRCUIT CLERK)

BY Jammie Cooley, Deputy

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**ORDINANCE # 456**

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS AND COMPACT TO THE EXISTING CORPORATE LIMITS UPON REQUEST OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUES OF MISSOURI.**

WHEREAS, a petition properly verified requesting annexation and signed by the owners of all fee interests of record in an area of land contiguous to the existing corporate limits of the City of Dixon, Missouri was presented to the Board of Alderman of the city on November 15, 2001; and

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, set the day of Monday, January 7, 2002, at the hour of 6:30 o'clock p.m. at the City Hall in the City of Dixon, Missouri, as the date, place and time for a public hearing concerning the matter of the proposed annexation, the date of said public hearing being not less than fourteen (14) nor more than sixty (60) days after petition requesting the annexation was received; and

WHEREAS, notice of the public hearing on the proposed annexation was published according to law and hearing was held not less than seven (7) days after notice of the hearing was published in the *Dixon Pilot*, a newspaper of general circulation in the City of Dixon, Missouri, qualified to publish legal matters; and

WHEREAS, on Monday, January 7, 2002, at the hour of 6:30 o'clock p.m. a public hearing was had and evidence was presented regarding the proposed annexation; and

WHEREAS, no written or oral objection to the proposed annexation was made at said hearing or was filed with the Board of Alderman not later than fourteen (14) days after the public hearing.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN  
OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1: The Board of Alderman of the City of Dixon, Missouri, after the aforesaid public hearing, found that the annexation of the parcel of land is reasonable and necessary to the proper development of the City of Dixon and that the City of Dixon has developed a plan and intent and has the ability to furnish the normal municipal services of said city to said unincorporated area within a reasonable time after said annexation becomes effective, that the area proposed to be annexed is used by the public of the City of Dixon, that it is necessary that the city be able to impose its police power in said area and enforce its ordinances in said area for the prevention of crime and for the promotion of the general public health and welfare of the City of Dixon, and its inhabitants, that the normal municipal services now furnished by the City of Dixon consist of police protection and enforcement of the city ordinances, water and sewer services, and that the personnel and equipment are available to provide such services immediately or within a reasonable time.

Section 2: The corporate limits of the City of Dixon, Missouri, are extended to include the following described real property situated in Pulaski County, Missouri:

Tract E:

A fractional part of Block 3, Warren Parker Subdivision, a subdivision in Pulaski County, Missouri and more particularly described as follows: Commencing at the Southwest corner of said Block 3 and at the intersection of the North right-of-way of Missouri State Highway 28 and the East line of High Street; thence North 1-10'-29" East, 185.53 feet along said East line of High Street to the true point of beginning of the tract hereinafter described: thence continuing North 1-10'-20" East, 154.47 feet along said East line of High Street: thence south 89-07" East, 81.68 feet along the South line of a 20' foot alley; thence south 1-10'-20" West, 154.31 feet; thence North 89-13'-20" West, 81.68 feet to the true point of beginning. Above tract contains 0.29 acres ±. (103 N High - Hunt)



READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, THIS 4<sup>th</sup> DAY OF FEBRUARY, 2002.

*Keith D Elder*

KEITH D. ELDER, MAYOR PRO TEM

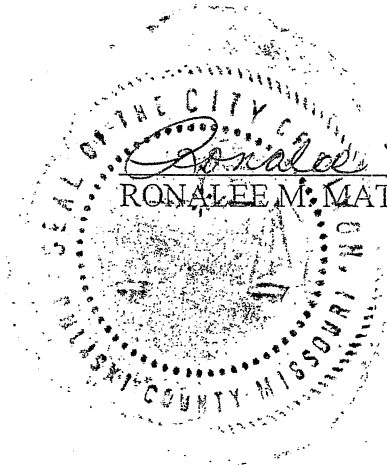


*Ronalee Matlock*  
RONALEE MATLOCK, CITY CLERK

Approved this 4<sup>th</sup> day of February, 2002.

*Keith D Elder*

KEITH D. ELDER, MAYOR PRO TEM



*Ronalee Matlock*  
RONALEE M. MATLOCK, CITY CLERK

**ORDINANCE : 457**

**ORDINANCE AMENDING THE WATER RATE AND CHARGES AND THE WASTE WATER USER CHARGES SYSTEM IN EFFECT IN THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, has by Ordinance Numbers 257 & 373, adopted a comprehensive sewer user charges in order to provide funds needed to operate, maintain and retire certain debts associated with its combined water and waste water treatment system; and

**WHEREAS**, the City of Dixon, Missouri, has by Ordinance Number 151, and amendments thereto, adopted a comprehensive water user rate system to provide funds needed to operate, maintain and retire certain debts associated with its combined water and waste water treatment : and

**WHEREAS**, Ordinance Number 232 and Ordinance Number 257 and Ordinance Number 373 of the City of Dixon, Missouri, requires that the user charge system for the combined water works and sewerage system generate adequate annual revenues to pay costs of annual operation and maintenance, including replacement and other costs associated with debt retirement ;of bonded capital; and

**WHEREAS**, the current water rate and charge system and user charge system for waste water treatment are no longer adequate to generate and provide annual revenues to pay costs of operation maintenance and replacement of the combined water works and sewerage system in the City of Dixon, Missouri; and

**WHEREAS**, the voters of the City of Dixon, Missouri, authorized by general election on November 6, 1979, the issuance of general obligation bonds and revenue bonds for the purpose of extending and improving the combined water works and sewerage system of the City of Dixon, Missouri; and

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, has determined that it is in the best interests of the citizens of the City of Dixon, Missouri, and necessary to adequately operate, maintain, and improve the combined water works and sewerage system to increase the water rate and charge system as well as the user charge system for waste water treatment.

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

**Section 1. Bases for water rates and services:**

A. For the quantity of water used as determined by the meter each month, the resident user shall pay a minimum of EIGHT AND 75/100 DOLLARS (\$8.75) for all water used up to the first one hundred gallons used per month and for each one thousand gallons of water used over the first one hundred gallons per month, the sum of ONE AND 75/100THS DOLLARS (\$1.75).

B. For the quantity of water used as determined by the meter each month, the non-resident user shall pay a minimum of TWELVE AND 75/100THS DOLLARS (\$12.75) for all water used up to and to the first one hundred gallons per month, and for each one thousand gallons thereafter, the sum of ONE AND 90/100THS DOLLARS (\$1.90).

**Section 2. Bases for wastewater rates and services:**

A. The quantity of wastewater used upon any premises furnished by the City of Dixon, Missouri, shall be measured by the quantity of water used upon any premises furnished by the City of Dixon, Missouri, measured by the water meter serving said premises.

B. For the quantity of wastewater contributed to the combined sewerage treatment center each month, the residential user/contributor shall pay a minimum of FOUR AND 50/100THS DOLLARS (\$4.50) and for each one thousand gallons of additional wastewater contributed each month, the sum of ONE AND 85/100THS DOLLARS (\$1.85).

C. For the quantity of wastewater contributed to the combined sewerage treatment center each month, the non-resident user/contributor shall pay a minimum of SEVEN AND 00/100THE DOLLARS (\$7.00) and for each one thousand gallons of additional wastewater contributed each month, the sum of TWO AND 15/100THE DOLLARS (\$2.15).

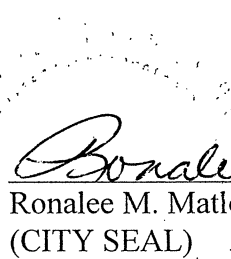
**Section 3. Yearly increase.**

A. Beginning January 1, 2003, the amount the resident user shall pay as described in Section 1, A and B and Section 2 A,B and C of this ordinance shall increase 5% on the first day of each year starting with the year 2003.

**Section 4. Conflicting sections thereof.** All other sections of Ordinances in conflict with this Ordinance are hereby repealed, and all Ordinances or Sections therein not in direct conflict with the Ordinance shall remain in full force and effect.

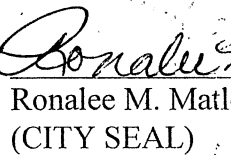
**Section 5.** This Ordinance shall be in full force and effect from and after the date of its passage and approval.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF FEBRUARY, 2002.**

  
*Ronalee M. Matlock*  
Ronalee M. Matlock, City Clerk  
(CITY SEAL)

*Keith D. Elder*  
Keith D. Elder, Mayor Pro Tem

Approved this 4<sup>th</sup> day of February, 2002.

  
*Ronalee M. Matlock*  
Ronalee M. Matlock, City Clerk  
(CITY SEAL)

*Keith D. Elder*  
Keith D. Elder, Mayor Pro Tem

ALDERMAN	FIRST READING	SECOND READING
James Dobyms	aye	aye
Patrick Duncan	aye	aye
Alan Kuehl	aye	aye
Joyce Hickey	aye	aye
Mitch Seaman	aye	aye
Keith Elder	aye	aye

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS AND COMPACT TO THE EXISTING CORPORATE LIMITS UPON REQUEST OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUTES OF MISSOURI.**

WHEREAS, a petition properly verified requesting annexation and signed by the owners of all fee interests of record in an area of land contiguous to the existing corporate limits of the City of Dixon, Missouri, was presented to the Board of Aldermen of the city on 25 February, 2002; and

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, set the day of Monday, April 1, 2002, at the hour of 6:45 o'clock p.m. at the City Hall in the City of Dixon, Missouri, as the date, place and time for a public hearing concerning the matter of the proposed annexation, the date of said public hearing being not less than fourteen (14) nor more than sixty (60) days after the petition requesting the annexation was received; and

WHEREAS, notice of the public hearing on the proposed annexation was published according to law and the hearing was held not less than seven (7) days after notice of the hearing was published in the *Dixon Pilot*, a newspaper of general circulation in the City of Dixon, Missouri, qualified to publish legal matters; and

WHEREAS, on Monday, April 1, 2002, at the hour of 6:45 o'clock p.m. a public hearing was had and evidence was presented regarding the proposed annexation; and

WHEREAS, no written or oral objection to the proposed annexation was made at said hearing or was filed with the Board of Aldermen not later than fourteen (14) days after the public hearing.

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

Section 1: The Board of Aldermen of the City of Dixon, Missouri, after the aforesaid public hearing, found that the annexation of the parcel of land is reasonable and necessary to the proper development of the City of Dixon and that the City of Dixon has developed a plan and intent and has the ability to furnish the normal municipal services of said city to said unincorporated area within a reasonable time after said annexation becomes effective, that the area proposed to be annexed is used by the public of the City of Dixon, that it is necessary that the city be able to impose its police power in said area and enforce its ordinances in said area for the prevention of crime and for the promotion of the general public health and welfare of the City of Dixon and its inhabitants, that the normal municipal services now furnished by the City of Dixon consist of police and fire protection and enforcement of city ordinances and electric, water and sewer services, and that the personnel and equipment are available to provide such services immediately or within a reasonable time.

Section 2: The corporate limits of the City of Dixon, Missouri, are extended to include the following described real property situated in Pulaski County, Missouri:



A fractional part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M. described as follows: Commencing at the Southwest Corner of the North Half of the Southwest Quarter of the Southeast Quarter of said Section 24; thence North  $62^{\circ}20'50''$  East, 388.99 feet to the true point of beginning of the hereinafter described tract: Thence North  $29^{\circ}18'40''$  East, 129.69 feet; thence northerly, 24.65 feet along the arc of a curve, concave westerly with a radius of 25.60 feet, the chord of which is North  $1^{\circ}43'10''$  East, 23.71 feet; thence North  $25^{\circ}52'20''$  West, 15.64 feet; thence North  $65^{\circ}59'50''$  East, 152.44 feet; thence South  $77^{\circ}46'20''$  East, 99.34 feet; thence South  $15^{\circ}39'30''$  East, 117.17 feet; thence South  $13^{\circ}45'50''$  West, 141.61 feet; thence South  $4^{\circ}34'$  East, 60.02 feet; thence South  $59^{\circ}20'40''$  West, 89.76 feet; thence northwesterly, 104.89 feet along the arc of a curve, concave southwesterly with a radius of 242.03 feet, the chord of which is North  $49^{\circ}57'50''$  West, 104.07 feet; thence North  $62^{\circ}22'40''$  West, 147.89 feet; thence northerly, 33.30 feet along the arc of a curve, concave easterly with a radius of 20.81 feet, the chord of which is North  $16^{\circ}32'$  West, 29.86 feet to the true point of beginning. Above described tract contains 1.85 acre, more or less, per plat of survey R-10211, dated January 31, 2002, by Elgin Surveying & Engineering, Inc.

A fractional part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M. described as follows: Commencing at the Southwest Corner of the North Half of the Southwest Quarter of the Southeast Quarter of said Section 24; thence North  $62^{\circ}20'50''$  East, 388.99 feet; thence southerly, 33.30 feet along the arc of a curve, concave easterly with a radius of 20.81 feet, the chord of which is South  $16^{\circ}32'$  East, 29.86 feet; thence South  $62^{\circ}22'40''$  East, 147.89 feet; thence southeasterly, 104.89 feet along the arc of a curve, concave southwesterly with a radius of 242.03 feet, the chord of which is South  $49^{\circ}57'50''$  East, 104.07 feet to the true point of beginning of the hereinafter described tract: Thence North  $59^{\circ}20'40''$  East, 89.76 feet; thence South  $72^{\circ}28'50''$  East, 34.31 feet; thence North  $51^{\circ}02'30''$  East, 172.50 feet; thence North  $82^{\circ}54'20''$  East, 66.32 feet; thence South  $41^{\circ}50'20''$  East, 118.82 feet; thence South  $12^{\circ}33'10''$  East, 116.98 feet; thence North  $85^{\circ}37'40''$  West, 391.80 feet; thence northwesterly, 18.39 feet along the arc of a curve, concave northeasterly with a radius of 20.44 feet, the chord of which is North  $59^{\circ}51'40''$  West, 17.77 feet; thence northwesterly, 14.58 feet along the arc of a curve, concave southwesterly with a radius of 242.03 feet, the chord of which is North  $35^{\circ}49'20''$  West, 14.58 feet to the true point of beginning. Above described tract contains 1.10 acre, more or less, per plat of survey R-10211, dated January 31, 2002, by Elgin Surveying & Engineering, Inc.

A fractional part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the North Half of the Southwest Quarter of the Southeast Quarter of said Section 24; thence South  $0^{\circ}37'20''$  West, 649.91 feet along the East line of said North Half of the Southwest Quarter of the Southeast Quarter to its southeast corner; thence North  $85^{\circ}26'40''$  West, 667.95 feet, and, North  $85^{\circ}31'50''$  West, 340.62 feet, all along the South line of said North Half of the Southwest Quarter of the Southeast Quarter; thence North  $13^{\circ}16'$  West, 531.60 feet; thence North  $4^{\circ}44'50''$  East, 146.57 feet to the North line of the aforesaid North Half of the Southwest Quarter of the Southeast Quarter; thence South  $85^{\circ}16'30''$  East, 38.10 feet along said North line; thence South  $25^{\circ}52'20''$  East, 337.47 feet; thence North  $65^{\circ}59'50''$  East, 152.44 feet; thence South  $77^{\circ}46'20''$  East, 99.34 feet; thence South  $15^{\circ}39'30''$  East, 117.17 feet; thence South  $13^{\circ}45'50''$  West, 141.61 feet; thence South  $4^{\circ}34'$  East, 60.02 feet; thence South  $72^{\circ}28'50''$  East, 34.31 feet; thence North  $51^{\circ}02'30''$  East, 172.50 feet; thence North  $82^{\circ}54'20''$  East, 66.32 feet; thence South  $41^{\circ}50'20''$  East, 118.82 feet; thence South  $12^{\circ}33'10''$  East, 116.98 feet; thence North

85°37'40" West, 391.80 feet; thence northwesterly, 18.39 feet along the arc of a curve, concave northeasterly with a radius of 20.44 feet, the chord of which is North 59°51'40" West, 17.77 feet; thence northwesterly, 119.47 feet along the arc of a curve, concave southwesterly with a radius of 242.03 feet, the chords of which are: North 35°49'20" West, 14.58 feet, and, North 49°57'50" West, 104.07 feet; thence North 62°22'40" West, 147.89 feet; thence northerly, 33.30 feet along the arc of a curve, concave easterly with a radius of 20.81 feet, the chord of which is North 16°32' West, 29.86 feet; thence North 29°18'40" East, 129.69 feet; thence northerly, 24.65 feet along the arc of a curve, concave westerly with a radius of 25.60 feet, the chord of which is North 1°43'10" East, 23.71 feet; thence North 25°52'20" West, 15.64 feet; thence North 25°52'20" West, 337.47 feet to the aforesaid North line of the North Half of the Southwest Quarter of the Southeast Quarter; thence South 85°16'30" East, 32.71 feet, and, South 85°15'10" East, 1055.38 feet, all along said North line to the true point of beginning. Above described tract contains 13.26 acres, more or less, per plat of survey R-10211, dated January 31, 2002, by Elgin Surveying & Engineering, Inc.

A fractional part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Southwest Corner of the North Half of the Southwest Quarter of the Southeast Quarter of said Section 24; thence North 0°35'30" East, 654.91 feet along the West line of said North Half of the Southwest Quarter of the Southeast Quarter to its northwest corner; thence South 85°16'30" East, 20.05 feet along the North line of said North Half of the Southwest Quarter of the Southeast Quarter; thence South 0°35'30" West, 147.56 feet; thence South 85°28'10" East, 178.76 feet; thence South 13°16' East, 531.60 feet to the South line of the aforesaid North Half of the Southwest Quarter of the Southeast Quarter; thence North 85°56'20" West, 113.82 feet, and, North 85°11'50" West, 212.64 feet, all along said South line of the point of beginning. Above described tract contains 3.12 acres, more or less, per plat of survey R-10211, dated January 31, 2002, by Elgin Surveying & Engineering, Inc.

All that part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section Twenty-Five (25), Township Thirty-Eight (38) North, Range Eleven (11) West of 5th P.M., Pulaski County, Missouri, described as follows: Beginning at the Northwest corner of said Northeast Quarter (NE1/4) of Northeast Quarter (NE1/4) of Northwest Quarter (NW1/4); thence East 9.8 feet; thence South 4 degrees East 154 feet to the true point of beginning of the tract herein described; thence South 11 degrees 15 minutes West 118 feet to the North line of Missouri Highway #28; thence North 75 degrees 30 minutes East 52 feet along the North line of said Highway #28; thence North 19 degrees East 110.9 feet along the West line of County Road; thence South 86 degrees West 58 feet to the true point of beginning of the tract herein described.

Grantor reserves a 3 x 10 easement on the back corner by back property line and Highway 28 for sign easement.

All that part of the NE quarter of NE quarter of NW1/4 of Section 25, Township 38 North, Range 11 West of 5th P.M. described as follows: Beginning at the Northwest corner of said NE quarter of the NE1/4 of NW1/4, thence East 9.8 feet; thence South 4° East 68 feet to the true point of beginning of the tract herein described, thence continuing South 4° East 86 feet, thence North 86° East 58 feet to the west line of county road, thence North 6°15' East 86' feet along said county road, thence South 87°15' West 73.6 feet to the true point of beginning of the tract herein described. Containing 13/100 acre more or less, subject to any easements of record. (102 Old Y Rd).

All that part of the Northeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 25, and of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 24, all in Township 38 North, Range 11 West of 5th P.M. described as follows: Beginning at the Northwest corner of said Northeast Quarter of Northeast Quarter of Northwest Quarter; thence East 9.8 feet to the true point of beginning of the tract herein described; thence South 4° East 68 feet; thence North 87°15' East 73.6 feet to the West line of County Road, now known as Pulaski County Road No. 72; thence North 4°30' West 81 feet and North 25° West 212 feet along the West line of said County Road; thence South 4° East 197 feet to the true point of beginning of the tract herein described; containing 0.3 acre, more or less. Description per survey made by E. J. Jones, Pulaski County Surveyor. Subject to any easements of record.

~~Section 3:~~ The City Clerk is ordered to file three certified copies of this ordinance with the County Clerk of Pulaski County, Missouri.

~~Section 4:~~ The City Clerk is directed to forward to the Director of Revenue of the State of Missouri by United States registered mail a certified copy of this ordinance and a map of the City of Dixon clearly showing the territory added thereto by this ordinance.

~~Section 5:~~ This ordinance shall become effective upon the date of filing of the three certified copies of this ordinance with the County Clerk of Pulaski County, Missouri, which date shall be inserted in this ordinance in the following space: \_\_\_\_\_, 2002.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF May, 2002.**

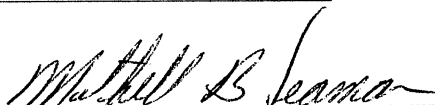
  
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this: 6th day of May, 2002.

  
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)



I, RACHELLE BEASLEY, Circuit Clerk officio Recorder  
of Deeds of PULASKI COUNTY do hereby certify that the  
within instrument of writing was on JUNE 07, 2002  
at 02:17pm, duly filed for record in this office in  
DOCUMENT #: 2002 3793

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed my official seal at my office in WAYNESVILLE, MO.  
RACHELLE BEASLEY (CIRCUIT CLERK)

Jammie Codeys Deputy



Document Title: General Ordinance  
Document Date: May 6, 2002  
Grantor's Name: City of Dixon  
Grantee's Name: City of Dixon  
Address of Grantee: P.O. Box 177, Dixon, Missouri 65459-0177  
Legal Description: See page 2, 3, 4, and 5

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 459

**AN ORDINANCE REPEALING GENERAL ORDINANCE NO. 413 OF THE GENERAL ORDINANCES OF THE CITY OF DIXON, MISSOURI. (CABO)**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri has determined that it is in the best interests of the City to repeal General Ordinance No. 413 of the General Ordinances of the City of Dixon, Missouri.

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

**Section 2 - Ordinance 413 repealed:** Ordinance number 413 of the General Ordinances of the City of Dixon, Missouri, is hereby repealed.

**Section 3 - Effective date:** This ordinance shall be in full force and effect upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF May, 2002.**



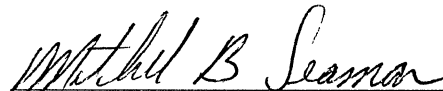
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 6th day of May, 2002.



\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

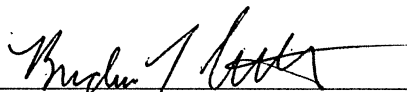
ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By:   
Brendan J. Cossette, #50962  
Attorney at Law  
901 N. Pine Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
James Dobyns	aye	aye
Allan Kuehl	aye	aye
Patrick Duncan	aye	aye
John Ward	aye	aye
Ben Hammock	aye	aye
Joyce Hickey	aye	aye

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 460

**AN ORDINANCE AMENDING DIXON GENERAL ORDINANCE NO. 4, PROVIDING FOR ELECTIONS WITHIN THE CITY OF DIXON, MISSOURI.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to amend its General Ordinance No. 4 to comply with the Revised Statutes of Missouri.

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

**Section 1:** Section 1 of General Ordinance No. 4 shall be amended and shall read as follows:

That a general election for the purpose of electing a mayor, municipal judge, and one alderman from each ward, shall be held on the first Tuesday after the first Monday in April, 1915, and every two (2) years thereafter; on the first Tuesday after the first Monday in April, 1914, and every two (2) years thereafter an election shall be held for the election of one alderman from each ward. If a vacancy occurs in any elective office, the mayor or the person exercising the duties of the mayor shall cause a special meeting of the Board of Aldermen to convene where a successor to the vacant office shall be selected by appointment by the mayor with the advice and consent of a majority of the remaining members of the Board of Aldermen. If the vacancy is in the office of mayor, nominations of a successor may be made any member of the Board of Aldermen and selected with the consent of a majority of the members of the Board of Aldermen. The successor shall serve until the next regular municipal election.

**Section 2:** This ordinance is meant to amend the existing General Ordinance No. 4. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 3:** This ordinance shall take full force and in effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF MAY, 2002.**

  
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 6th day of May, 2002.

*Mitchell B. Seaman*

MITCHELL B. SEAMAN, MAYOR

ATTEST:

*Ronalee Matlock*  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By: *Brendan J. Cossette*

Brendan J. Cossette, #50962  
Attorney at Law  
901 N. Pine Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>	<u>Signature</u>
Joyce Hickey	aye	aye	
Ben Hammock	aye	aye	
John Ward	aye	aye	
Patrick Duncan	aye	aye	
Allan Kuehl	aye	aye	
James Dobyans	aye	aye	

**ORDINANCE # 461**

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO A CONTRACT WITH THE FORT LEONARD WOOD REGIONAL COMMERCE AND GROWTH ASSOCIATION FOR THE PURPOSE OF PROVIDING COMMUNITY DEVELOPMENT SERVICES.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to enter into a contract with the RCGA for the purpose of providing community development services.


**THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

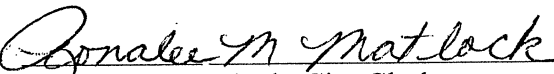
**Section 1:** The City of Dixon, Missouri shall enter into a contract with the Fort Leonard Wood Regional Commerce and Growth Association for the purpose of providing community development services. A copy of said contract is attached hereto as "Exhibit A".

**Section 2:** The Mayor of the City of Dixon, Missouri is authorized to execute the contract on behalf of the City.

**Section 3:** This ordinance shall be in full force and effect from and after its passage and approval.

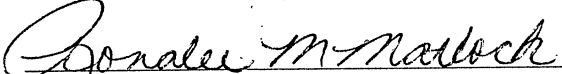
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 3RD DAY OF JUNE, 2002.**

  
\_\_\_\_\_  
Mitchell Seaman, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

Approved this 3rd day of June, 2002.

  
\_\_\_\_\_  
Mitchell Seaman, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

ORDINANCE # 461

**ORDINANCE #461**

ALDERMEN	FIRST READING	SECOND READING
<u>JAMES DOBYNS</u>	<u>AYE</u>	<u>AYE</u>
<u>JOHN THILGES</u>	<u>AYE</u>	<u>AYE</u>
<u>JOHN WARD</u>	<u>AYE</u>	<u>AYE</u>
<u>JOYCE HICKEY</u>	<u>AYE</u>	<u>AYE</u>
<u>BEN HAMMOCK</u>	<u>AYE</u>	<u>AYE</u>
<u>ALLAN KUEHL</u>	<u>ABSENT</u>	<u>ABSENT</u>

ORDINANCE # 461

**CONTRACT AGREEMENT  
BETWEEN THE CITY OF DIXON AND  
THE FORT LEONARD WOOD REGIONAL COMMERCE  
AND GROWTH ASSOCIATION**

THIS AGREEMENT, made and entered into this \_\_\_\_\_ by and between the City of Dixon and the Fort Leonard Wood Regional Commerce and Growth Association (hereinafter referred to as "FLWRCGA") (and hereinafter referred to as the "contractor").

WHEREAS, Section 100.040 RSMO authorizes the City of Dixon to contract with entities to provide community development services; and

WHEREAS, FLWRCGA is a private not-for-profit corporation dedicated to the betterment and development of the region surrounding Fort Leonard Wood; and

WHEREAS, FLWRCGA is currently a source in Pulaski County for community and economic development services; and

WHEREAS, FLWRCGA is currently willing, able, and appropriately designed to receive such funds.

NOW, THEREFORE IT IS AGREED by and between the parties hereto, as follows:

1. The period of this contract will be from July 1, 2002, through June 30, 2003.
2. The total not to exceed agreed upon amount for this contract will be \$3,000.
3. Payment will be conveyed to the contractor for activities outlined in Attachment A, Scope of Work. Payments will be subject to verification of actual and anticipated expenditures documented as set out in Attachment A, Scope of Work.
4. The Contractor shall understand and agree that all amounts are subject to withholding or reduction by \_\_\_\_\_, based on funds availability and contractual performance.
5. The Contractor shall understand and agree that all amounts must be supported and documented as expenses within the scope of this contractual agreement.

Erin Morris  
FLWRCGA President

Matt Seaman  
Mayor, City of Dixon

May 6, 2002  
Date

June 6, 2002  
Date



## SCOPE OF WORK

### I. Contractor Activities

1. The contractor shall provide necessary, administrative, technical, managerial and support functions to assist with marketing and planning for present and future community and economic development needs.
  - 1.1 The contractor shall assist with correspondence, records management, documentation and financial management. The contractor will provide assistance with completion of applications and meeting of eligibility requirements for grants and other forms of financial assistance. The contractor will assist in preparation of the necessary documentation, including, but not limited to maps, charts, graphics, presentations and any other oral or written material required.
  - 1.2 The contractor shall assist with obtaining any financial assistance in the form of grants, loans, or other financial aid.
  - 1.3 The contractor will ensure that all applicable state and federal regulation, rules and guidelines are complied with and that schedules are met.
  - 1.4 Public communications, client negotiations, and reporting will be coordinated by the contractor.
  - 1.5 Any and all other forms of required managerial and technical assistance and advice shall be provided as needed.
2. The contractor will continue to promote housing developments in Pulaski County as needed to support increases in military personnel at Fort Leonard Wood. The contractor will monitor endorsed housing projects to ensure compliance with the contractor's goals.
3. The contractor shall promote the University of Missouri Technology Park at Fort Leonard Wood. The contractor will coordinate their activities with the efforts of the Missouri Department of Economic Development, and the University of Missouri System. In addition to the University of Missouri Technology Park, the contractor will pursue other opportunities for job creation.

4. The contractor shall continue to work with the Missouri Department of Transportation, Fort Leonard Wood, and local governing bodies to improve the transportation system within Pulaski County.

## II. Contract Reporting

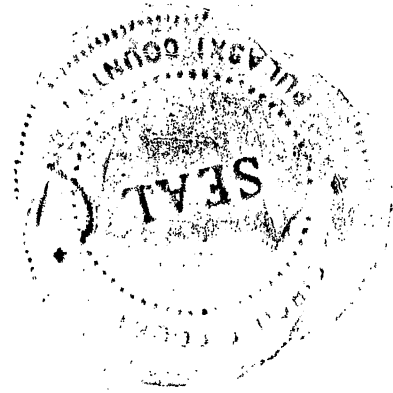
1. The contractor shall prepare a monthly activity report and a detailed expenditure report. Invoices, canceled checks, and other documentation shall be maintained for a period of three (3) years by the contractor to verify expenditure.

I, RACHELLE BEASLEY, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on JULY 09, 2002 at 04:23pm, duly filed for record in this office in DOCUMENT #: 2002 4611

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.

RACHELLE BEASLEY (CIRCUIT CLERK)

BY Jammi Collier, Deputy



ORDINANCE #462

**AN ORDINANCE NAMING A STREET IN THE CITY OF DIXON, MISSOURI FOR EMERGENCY 911 PURPOSES.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1.** The street running from the end of East 10<sup>th</sup> Street into the Bonjour Addition as shown by the plat of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, shall henceforth be known as Katie Lane.

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

**READ TWO TIMES AND PASSED BY THE BAORD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 1st DAY OF JULY, 2002.**



Ronalee M. Matlock  
Ronalee M. Matlock, City Clerk

Mitchell B. Seaman  
Mitchell B. Seaman, Mayor

Ordinance # 462

# ELGIN SURVEYING & ENGINEERING, INC.

310 EAST 6TH STREET  
ROLLA, MISSOURI 65401-3343

DR. RICHARD L. ELGIN  
Licensed Professional Engineer  
Licensed Professional Surveyor

Phone: (573) 364-6362  
FAX: (573) 364-4782

R-10211

February 6, 2002

## 20 FOOT ROAD EASEMENT

A 20.0 foot wide road easement in a fractional part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West of the 5th P.M., lying 10.0 feet on each side of the following described line: Commencing at the Southwest Corner of the North Half of the Southwest Quarter of the Southeast Quarter of said Section 24; thence South 85°11'50" East, 212.64 feet, and, South 85°56'20" East, 113.82 feet, all along the South line of said North Half of the Southwest Quarter of the Southeast Quarter; thence North 13°16' West, 531.60 feet; thence North 4°44'50" East, 146.57 feet to the North line of said North Half of the Southwest Quarter of the Southeast Quarter; thence South 85°16'30" East, 27.97 feet to the point of beginning of the hereinafter described centerline of easement: Thence South 25°52'20" East, 358.26 feet; thence southerly, 15.02 feet along the arc of a curve, concave westerly with a radius of 15.60 feet, the chord of which is South 1°43'10" West, 14.45 feet; thence South 29°18'40" West, 129.69 feet; thence southerly, 49.30 feet along the arc of a curve, concave easterly with a radius of 30.81 feet, the chord of which is South 16°32' East, 44.21 feet; thence South 62°22'40" East, 147.89 feet; thence southeasterly, 114.54 feet along the arc of a curve, concave southwesterly with a radius of 232.03 feet, the chord of which is South 48°14'20" East, 113.38 feet; thence southeasterly, 27.38 feet along the arc of a curve, concave northeasterly with a radius of 30.44 feet, the chord of which is South 59°51'40" East, 26.47 feet; thence South 85°37'40" East, 391.80 feet to the ending point of said centerline of easement. Per plat of survey R-10211, dated January 31, 2002, by Elgin Surveying & Engineering, Inc.

*Surveying Southern Missouri since 1962*

email: [eser@rollanet.org](mailto:eser@rollanet.org)  
URL: <http://www.rollanet.org/~elgin>

**AN ORDINANCE AMENDING DIXON GENERAL ORDINANCE NO. 249, ESTABLISHING A UNIFORM PERSONNEL POLICY FOR CITY EMPLOYEES AND REVOKING ALL PRIOR, INCONSISTENT CITY PERSONNEL POLICIES.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to amend its General Ordinance No. 249.

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

**Section 1:** Section 3 - Probation Period. All City employees are hired by the City on a ninety (90) day probationary period, and within that interim may be dismissed if their performance is determined to be unsatisfactory by the Mayor and Board of Aldermen. Before the expiration of the ninety (90) day probationary period, employees will not be allowed any absences based upon sick leave.

**Section 2:** Section 8 - Pay Increases: Section 8 of General Ordinance No. 249 shall be amended and shall read as follows:

(a) Basis salary increases will be considered annually in October of each year. Increases will be based on length of employment, job description, and overall performance as reflected in the employee's past evaluations.

(b) It is the intention of the City to provide its employees with annual, cost of living adjustments to their pay. It is understood, however, that all pay adjustments, including those for cost of living changes, are subject to the City's financial condition at the time and other budget limitations.

**Section 3:** Section 10 - Annual Leave and Vacation Time: Section 10 of General Ordinance No. 249 shall be amended and shall read as follows:

(a) Every permanent, full-time employee shall be entitled to receive and take five (5) business days of vacation time after one (1) full year of employment and ten (10) business days of vacation time per year after two (2) or more full years of employment, and fifteen (15) business days of vacation time per year after fifteen (15) or more full years of employment. All such leave may be taken by the employee with pay at his or her regular, pro-rated salary or hourly rate. All vacation time must be taken by the employee within one (1) year after it is earned or the right to use such time shall be forfeited. Vacation time may be used by the employee at any time during the year, provided that prior approval of the specific dates to be taken must be obtained from the employee's supervisor at least two (2) weeks in advance of the day selected.

(b) An employee entitled to vacation leave who has resigned or whose services have been otherwise terminated, shall be entitled to receive reimbursement for all such accrued leave computed and paid on the basis of said employee's regular salary or hourly rate. However, an employee entitled to paid sick leave who has resigned or whose services have been otherwise terminated, shall not be entitled to receive reimbursement for all such accrued

leave.

(c) Vacation leave shall not accrue to an employee while on leave of absence without pay.

(d) Temporary and permanent, part-time employees shall not accrue vacation leave.

(e) Sick leave hereunder is defined as a period during which the employee is incapacitated by reason of sickness or injury, or who is unable to work because of scheduled medical, surgical, dental, or optical examination or treatment, or where through exposure to contagious disease his or her presence on the job would jeopardize the health of others. An absence by an employee falling under sick leave in excess of five (5) days must be validated by a note from a licensed medical doctor stating the time for which the employee will need to recover and will be absent from work. An employee with a condition serious enough to warrant absence for more than thirty (30) days must inform the Mayor of the employee's expected length of absence so the City's needs may be met. If such a serious condition has arisen necessitating the invocation of the above requirements, an employee may return to work only with a release allowing unrestricted duty given by a licensed medical doctor. Disabilities caused or contributed to by pregnancy and recovery therefrom shall be covered by sick days. Sick leave shall also include loss of time due to an illness or death in the employee's immediate family which requires the employee's personal care and attention (the term "immediately family" as used shall describe children, husband, wife, parents, or brothers, sisters, grandparents, and spouse's parents), another excused absence from work due to circumstances beyond the employee's control. Whether an absence is excused or not excused shall be determined by the Mayor whose determination shall be final. The employee shall notify the City Clerk as much in advance of the taking of the sick leave as is practical under the circumstances.

(f) Personal days taken related to a death in an employee's immediate family, as defined in paragraph 10(e), shall not exceed three (3) days. If the deceased is a relative outside the employee's immediate family, the employee will be allowed personally to attend the funeral not to exceed one (1) day.

**Section 4:** Section 12 - Maternity Leave: Section 12 of General Ordinance No. 249 shall be amended and shall read as follows:

In accordance with the Family and Medical Leave Act of 1993 (FMLA), an employee shall be entitled to a total of twelve (12) work weeks of leave during any twelve-month period following the birth of a child, the placement of a child for adoption or foster care, or care for a seriously ill child. An employee requesting maternity leave must, where foreseeable, give notice to the City thirty (30) days prior to the beginning of the leave time. When the need for leave is not foreseeable, the employee must give notice to the City as soon as is practical. Any employee requiring leave under this Section shall be restored to the position held at the commencement of the leave with no loss of benefits and no reduction of compensation. Maternity leave may be extended by the Mayor past the twelve-week period with the approval of the Board of Aldermen and upon a doctor's written order that the employee is unavailable for work. Except to the extent that the employee uses available personal leave or vacation leave, maternity leave shall be granted as leave without pay.

**Section 5:** Section 18 - Holidays:

(a) The following days are official state holidays and will be observed by the City of Dixon, Missouri, as paid holidays:

- (1) January 1st as New Year's Day;
- (2) Third Monday in January, as Martin Luther King Jr. Day;
- (3) Third Monday in February, as President's Day;
- (4) Last Monday in May, as Memorial Day;
- (5) 4th day in July, as Independence Day;
- (6) 1st Monday in September, as Labor Day;
- (7) 11th day of November, as Veterans' Day;
- (8) 4th Thursday in November and the Friday following, as Thanksgiving Holiday;
- (9) 25th day of December, as Christmas Day.

(b) All employees will be expected to work the day before and the day after each of the above mentioned holidays with the exception being holidays falling during an employee's scheduled vacation.

**Section 6:** Section 20 - Travel Time: Section 20 of General Ordinance No. 249 shall be amended and shall read as follows:

(a) City employees shall be reimbursed for the extraordinary use of their private motor vehicles while attending to City business. Mileage will be reimbursed at the rate of 30¢ per mile. Mileage reimbursement will be allowed only for the actual, extraordinary miles traveled.

**Section 7:** Section 21 - Sexual Harassment: Section 12 of General Ordinance No. 249 shall be amended and shall read as follows:

(a) Applicability. This Section shall apply to all employees of the City of Dixon or any person present on City-owned premises.

(b) Definition. Sexual harassment - in accordance with the Equal Employment Opportunity Commission's sexual harassment guidelines, the City of Dixon shall consider unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature as constituting sexual harassment when (1) submission to such conduct is made either explicitly or implicitly a term or condition of employment, (2) submission to or a rejection of such conduct by an individual is used as a basis for employment decisions and/or (3) such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment.

(c) Other Harassment. Any physical or verbal conduct based upon an individual's race, religion, national origin, real or perceived disability, political affiliation, or personal association which has the purpose or effect of unreasonably interfering with an individual's work performance, denying employment, training, or promotional opportunities; or creating an intimidating, hostile or offensive working environment is prohibited.

All forms of harassment will be reported to the Mayor and/or Board of Aldermen for

immediate action.

**Section 8:** This ordinance is meant to amend the existing General Ordinance No. 249. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

**Section 9:** This ordinance shall take full force and effect immediately upon its passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS** 1st **DAY OF** July, 2002.

  
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved this 1st day of July, 2002.

  
\_\_\_\_\_  
MITCHELL B. SEAMAN, MAYOR

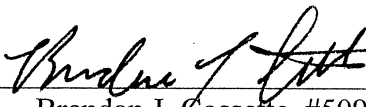
ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By:   
\_\_\_\_\_  
Brendan J. Cossette, #50962  
Attorney at Law  
901 N. Pine Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI



Aldermen

First Reading

Second Reading

James Dobyns	aye	aye
Allan Kuehl	aye	aye
John Thilges	aye	aye
John Ward	aye	aye
Ben Hammock	aye	aye
Joyce Hickey	absent	absent

I, RACHELLE BEASLEY, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on AUGUST 13, 2002 at 02:59pm, duly filed for record in this office in DOCUMENT #: 2002 5418



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
RACHELLE BEASLEY (CIRCUIT CLERK)

BY Jammie Cole, Deputy

2/21/22  
2/23/22  
2/24/22  
2/25/22  
2/26/22  
2/27/22  
2/28/22  
2/29/22  
2/30/22

**ORDINANCE # 464**

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS AND COMPACT TO THE EXISTING CORPORATE LIMITS UPON REQUEST OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUES OF MISSOURI.**

WHEREAS, a petition properly verified requesting annexation and signed by the owners of all fee interests of record in an area of land contiguous to the existing corporate limits of the City of Dixon, Missouri was presented to the Board of Alderman of the city on June 3, 2002; and

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, set the day of Monday, July 15, 2002, at the hour of 6:30 o'clock p.m. at the City Hall in the City of Dixon, Missouri, as the date, place and time for a public hearing concerning the matter of the proposed annexation, the date of said public hearing being not less than fourteen (14) nor more than sixty (60) days after petition requesting the annexation was received; and

WHEREAS, notice of the public hearing on the proposed annexation was published according to law and hearing was held not less than seven (7) days after notice of the hearing was published in the *Dixon Pilot*, a newspaper of general circulation in the City of Dixon, Missouri, qualified to publish legal matters; and

WHEREAS, on Monday, July 1, 2002, at the hour of 6:30 o'clock p.m. a public hearing was had and evidence was presented regarding the proposed annexation; and

WHEREAS, no written or oral objection to the proposed annexation was made at said hearing or was filed with the Board of Alderman not later than fourteen (14) days after the public hearing.

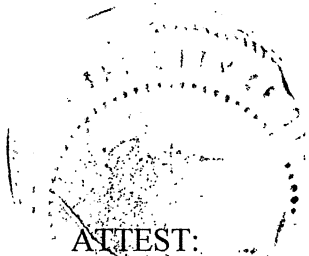
NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1: The Board of Alderman of the City of Dixon, Missouri, after the aforesaid public hearing, found that the annexation of the parcel of land is reasonable and necessary to the proper development of the City of Dixon and that the City of Dixon has developed a plan and intent and has the ability to furnish the normal municipal services of said city to said unincorporated area within a reasonable time after said annexation becomes effective, that the area proposed to be annexed is used by the public of the City of Dixon, that it is necessary that the city be able to impose its police power in said area and enforce its ordinances in said area for the prevention of crime and for the promotion of the general public health and welfare of the City of Dixon, and its inhabitants, that the normal municipal services now furnished by the City of Dixon consist of police protection and enforcement of the city ordinances, water and sewer services, and that the personnel and equipment are available to provide such services immediately or within a reasonable time.

Section 2: The corporate limits of the City of Dixon, Missouri, are extended to include the following described real property situated in Pulaski County, Missouri:

All that part of Block 3 of WARREN PARKER SUBDIVISION, a subdivision in Pulaski County, Missouri, per the plat thereof filed in the Recorder's Office of Pulaski County, Missouri, described as follows: Beginning at the Southwest corner of said Block 3 (which is at the intersection of the North right-of-way of Missouri Highway #28 and the East line of High Street) thence North 1 degree 10' 20" East 185.53 feet along the East line of said High Street; thence South 89 degrees 13' 20" East 81.68 feet; thence 16 degrees 24' 20" East 99.22 feet to the North right-of-way of said Highway #28; thence South 51 degrees 49' 40" West 144.35 feet along the chord of a curve along said North right-of-way to the point of beginning. Known as tract "K" on survey (S-5875) made by R. L. Elgin. Subject to any easements of record.  
(400 East 5<sup>th</sup> Street – Fisher)

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, THIS 5 DAY OF AUGUST 2002.**

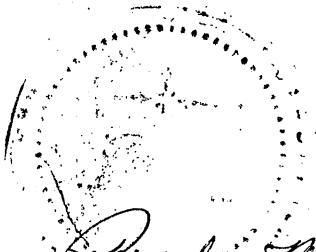


ATTEST:

Ronalee M Matlock  
RONALEE MATLOCK, CITY CLERK

Joyce B Hickey Mayor Pro Tem  
JOYCE HICKEY, MAYOR PRO TEM

Approved this 5<sup>th</sup> day of August, 2002.



*Joyce Hickey, Mayor Pro Tem*  
JOYCE HICKEY, MAYOR PRO TEM

*Ronalee M. Matlock*  
RONALEE M. MATLOCK, CITY CLERK

Aldermen	First Reading	Second Reading
Ben Hammock	aye	aye
Allan Kuehl	aye	aye
John Thilges	aye	aye
Joyce Hickey	aye	aye
James Dobyns	absent	absent
John Ward	absent	absent

I, RACHELLE BEASLEY, Circuit Clerk and ex-officio Recorder of Deeds of PULASKI COUNTY do hereby certify that the within instrument of writing was on AUGUST 13, 2002 at 02:58pm, duly filed for record in this office in DOCUMENT #: 2002 5417

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in WAYNESVILLE, MO.  
RACHELLE BEASLEY (CIRCUIT CLERK)

BY Jammie Collier, Deputy



29-11  
P. 10

**ORDINANCE # 465**

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS AND COMPACT TO THE EXISTING CORPORATE LIMITS UPON REQUEST OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUES OF MISSOURI.**

WHEREAS, a petition properly verified requesting annexation and signed by the owners of all fee interests of record in an area of land contiguous to the existing corporate limits of the City of Dixon, Missouri was presented to the Board of Alderman of the city on June 3, 2002; and

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, set the day of Monday, July 15, 2002, at the hour of 6:30 o'clock p.m. at the City Hall in the City of Dixon, Missouri, as the date, place and time for a public hearing concerning the matter of the proposed annexation, the date of said public hearing being not less than fourteen (14) nor more than sixty (60) days after petition requesting the annexation was received; and

WHEREAS, notice of the public hearing on the proposed annexation was published according to law and hearing was held not less than seven (7) days after notice of the hearing was published in the *Dixon Pilot*, a newspaper of general circulation in the City of Dixon, Missouri, qualified to publish legal matters; and

WHEREAS, on Monday, July 1, 2002, at the hour of 6:30 o'clock p.m. a public hearing was had and evidence was presented regarding the proposed annexation; and

WHEREAS, no written or oral objection to the proposed annexation was made at said hearing or was filed with the Board of Alderman not later than fourteen (14) days after the public hearing.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1: The Board of Alderman of the City of Dixon, Missouri, after the aforesaid public hearing, found that the annexation of the parcel of land is reasonable and necessary to the proper development of the City of Dixon and that the City of Dixon has developed a plan and intent and has the ability to furnish the normal municipal services of said city to said unincorporated area within a reasonable time after said annexation becomes effective, that the area proposed to be annexed is used by the public of the City of Dixon, that it is necessary that the city be able to impose its police power in said area and enforce its ordinances in said area for the prevention of crime and for the promotion of the general public health and welfare of the City of Dixon, and its inhabitants, that the normal municipal services now furnished by the City of Dixon consist of police protection and enforcement of the city ordinances, water and sewer services, and that the personnel and equipment are available to provide such services immediately or within a reasonable time.

Section 2: The corporate limits of the City of Dixon, Missouri, are extended to include the following described real property situated in Pulaski County, Missouri:

All of Lot 18 and a fractional part of Lot 17, Block 2, Warren Parker Subdivision, of Pulaski County, Missouri, per the plat thereof filed in the Recorder's Office of Pulaski County, Missouri, and more particularly described as follows: Beginning at the Southwest corner of said Lot 18; thence North 1 degree 10' 20" East, 91.55 feet along the East line of High Street; thence South 89 degrees 07' East 55.67 feet; thence North 76 degrees 01' East 32.57 feet; thence South 89 degrees 07' east 44.97 feet; thence South 1 degree 14' 20" West, 99.9 feet along the West line of a 20 foot alley; thence North 89 degrees 07' West 131.96 feet along the North line of a 20 foot alley to the point of beginning. Known as Tract "M" on survey S-5875 made by R.L. Elgin and Associates under date of May 18, 1982.  
(201 North High Street - Parker)

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, THIS 5 DAY OF AUGUST 2002.**

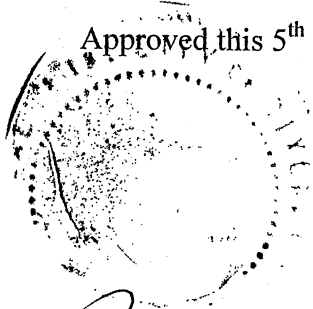


ATTEST:

Ronalee M Matlock  
RONALEE MATLOCK, CITY CLERK

Joyce Hickey Mayor Pro Tem  
JOYCE HICKEY, MAYOR PRO TEM

Approved this 5<sup>th</sup> day of August, 2002.



*Joyce Hickey Mayor Pro Tem*  
JOYCE HICKEY, MAYOR PRO TEM

*Ronalee M Matlock*  
RONALEE M. MATLOCK, CITY CLERK

Aldermen	First Reading	Second Reading
Ben Hammock	aye	aye
Allan Kuehl	aye	aye
John Thilges	aye	aye
Joyce Hickey	aye	aye
James Dobyms	absent	absent
John Ward	absent	absent

**ORDINANCE # 466**

**AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, authorizing, fixing, and determining a rate of levy on the hundred dollar valuation of all taxable property within the City for the year of 2002.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:**

Section 1. That pursuant to the laws of the State of Missouri, relevant to cities of the fourth class and pursuant to the authority of the qualified voter at due and proper elections held in said City, that there shall be levied and collected as taxes for the year 2002, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$1.10 cents on the \$100.00 assessed valuation as per the following purposes:

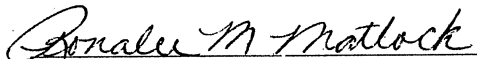
GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.47
FOR PUBLIC LIBRARY.....	0.05
DEBT SERVICE.....	0.58
 TOTAL.....	 1.10


And that the above tax rate levy on the \$100.00 assessed valuation of taxable property in said City of Dixon, be and is hereby made the true and lawful levy for said City for the year of 2002.

Section 2. That the City Clerk is hereby authorized and directed to furnish a copy of this ordinance to the Clerk of the County Court of Pulaski County, Missouri, within the time required by Law for the filing of city rates with said Clerk.

PASSED AND APPROVED THIS 12TH DAY OF AUGUST, 2002.

ATTEST:

  
Ronalee M. Matlock, City Clerk

  
Mitchell B. Seaman, Mayor



ORDINANCE #466

**AN ORDINANCE ENACTED PURSUANT TO MISSOURI REVISED STATUES,  
FIXING THE ANNUAL RATE OF LEVY FOR THE REAL ESTATE AND  
PERSONAL PROPERTY TAXES WITHIN THE CORPORATE LIMITS OF THE  
CITY OF DIXON, MISSOURI.**

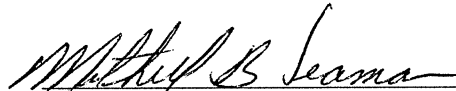
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DIXON, PULASKI  
COUNTY, MISSOURI AS FOLLOWS:**


SECTION 1: TAX LEVY. A tax levy of \$1.10 on the One Hundred Dollar valuation shall be assessed on all real property and all personal property within the corporate limits of the City of Dixon, Missouri, for the taxable year of 2002.

AYES 5

NAYS 0

Passed, signed and made effective by the Council of the City of Dixon, Missouri, this  
12<sup>th</sup> day of August 2002.

  
\_\_\_\_\_  
Mitchell B. Seaman, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI TO ENTER INTO A CONTRACT WITH UTILITY SERVICES COMMUNICATIONS CO. TO PROVIDE WIRELESS COMMUNICATIONS MANAGEMENT SERVICES TO THE CITY.**

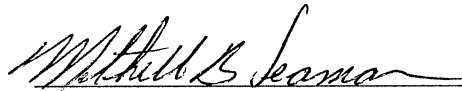
**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into a contract to provide wireless communications management services.

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

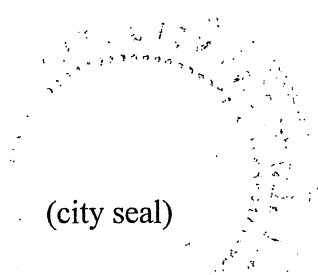
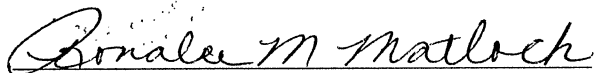
Section 1. Authority to execute contract. The Mayor of the City of Dixon, Missouri, is authorized to execute on behalf of the city. (See exhibit A, attached).

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

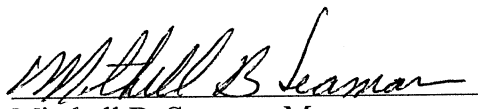
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 12th DAY OF AUGUST 2002.**


  
\_\_\_\_\_  
Mitchell B. Seaman, Mayor

(city seal)

  
  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

Approved this 12th day of August 12, 2002.

  
Mitchell B. Seaman, Mayor

  
Ronalee M. Matlock, City Clerk  
(seal)

Aldermen	First Reading	Second Reading
Joyce Hickey	aye	aye
Ben Hammock	aye	aye
John Ward	aye	aye
John Thilges	aye	aye
James Dobyys	aye	aye
Allan Kuehl	absent	absent

Ordinance # 467

BILL NO. \_\_\_\_\_

GENERAL ORDINANCE NO. 468

**AN ORDINANCE ESTABLISHING THE BETTY CREWS MEMORIAL WALKING TRAIL IN DIXON CITY PARK.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City of Dixon, Missouri, to establish a walking trail in memory of Betty Crews, and that said walking trail shall have restrictions as to its use.

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

**Section 1:** The walking trail located in the Dixon Lion's Club Park shall hereby be known as the Betty Crews Memorial Walking Trail.

**Section 2:** The Betty Crews Memorial Walking Trail shall be limited to pedestrian traffic only from dawn until 10:00 a.m. and from 4:00 p.m. until dusk.

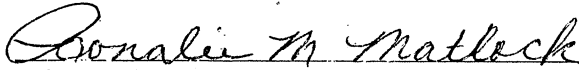
**Section 3:** This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Alderman of the City of Dixon, Missouri.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF OCTOBER, 2002.**



\_\_\_\_\_  
MITCHELL SEAMAN, MAYOR

ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

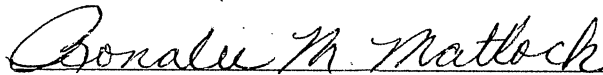
(CITY SEAL)

Approved this 7th day of October, 2002.



\_\_\_\_\_  
MITCHELL SEAMAN, MAYOR

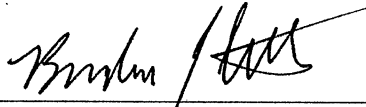
ATTEST:

  
\_\_\_\_\_  
RONALEE MATLOCK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, WHITE & RIGLER, P.C.

By:   
Brendan J. Cossette, #50962  
Attorney at Law  
901 N. Pine Street, Fourth Floor  
Post Office Box 47  
Rolla, Missouri 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

<u>Aldermen</u>	<u>First Reading</u>	<u>Second Reading</u>
Joyce Hickey	aye	aye
Ben Hammock	aye	aye
John Ward	aye	aye
John Thilges	aye	aye
Wilbur Warman	aye	aye
Allan Kuehl	absent	absent

BILL NO. \_\_\_\_\_

ORDINANCE NO. 469

AN ORDINANCE TO ESTABLISH A DRUG AND ALCOHOL POLICY FOR THE CITY OF DIXON, MISSOURI; PROVIDING FOR RESPONSIBILITIES OF EMPLOYEES AND THE CITY; PROVIDING DEFINITIONS AND APPLICATION; OUTLINING PROHIBITED ACTS AND DISCIPLINE; PROVIDING FOR TESTING FOR DRUGS AND ALCOHOL; ESTABLISHING AN EMPLOYEE ASSISTANCE PROGRAM; AND STATEMENT OF INTENT TO COMPLY WITH FEDERAL STATUTE KNOWN AS DRUG-FREE WORKPLACE ACT OF 1980.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON MISSOURI, AS FOLLOWS:

**"DRUG AND ALCOHOL POLICY"**

**SECTION I.**

The purpose of this Policy is to set consistent and clear-cut guidelines of handling of substance abuse cases involving City employees. Through implementation of this Policy, the City intends to provide a drug and alcohol-free environment for its employees, and thereby enhance the ability of City employees to deliver safe and efficient services to the community. It is the intent of this Policy to approach substance abuse from a point of view that drug and alcohol dependencies are medical and behavioral problems which can and must be treated. In appropriate cases, disciplinary action will be taken in accordance with the provisions of this Policy and other regulations. Nothing in this Policy is intended nor shall be construed as a limitation on the power of the City of Dixon to take disciplinary action under any applicable provision of the personnel Policy or regulations.

**Responsibility Of The Employee**

It is the responsibility of each employee and applicant for employment to read, understand, and abide by the provisions of this Policy. Any questions about the application of this Policy may be directed to supervisory personnel within the appropriate department.

Employees with substance abuse problems must understand that they are personally responsible for seeking evaluation and undertaking rehabilitation. The City encourages such employees to seek help through the Employees Assistance Program, which will be established within the Police Department, Utility Department and City Clerks Office and the program which will be administered in such a manner to provide confidentiality for those who seek treatment. Any employee who is aware that he/she is dependent on alcohol or drugs and who either voluntarily seeks treatment for his/her problem shall not be subject to discipline for having admitted that he/she has such a problem, nor for seeking treatment for such a problem.

Those employees who conceal substance abuse problems from supervisors and do not voluntarily seek help, place their employment with the City in jeopardy. In the event concealed substance abuse problem adversely affects job performance, causes or contributes to misconduct either on or off duty, or causes the employee to become involved in criminal activity or proceedings, the employee will be subject to formal discipline as prescribed in this Policy and in accordance with the Personnel Policy and regulations.

Employees who are ordered by supervisory personnel to seek treatment for substance abuse problems may also be subject to formal discipline for actions which are in violation of this Policy.

### Responsibility Of The City Of Dixon

Management for the City of Dixon recognizes that cooperation between employees and management is essential in dealing with the problems caused by substance abuse, the official Policy of the City of Dixon shall be to encourage and assist City employees in voluntarily seeking treatment for substance abuse problems. In appropriate cases, as an alternative to or in conjunction with formal disciplinary proceedings, an employee may be ordered to seek assistance for substance abuse problems through the Employee Assistance Program. The Employee Assistance Program will be administered in accordance with specific provisions set out in subsequent sections of this Policy.

## Section II

### APPLICATION OF THIS POLICY: DEFINITIONS

The provisions of this Policy shall apply to all employees of the City of Dixon and to all applicants for positions with the City. The City of Dixon shall apply this Policy in a manner which is consistent with its obligations under State and Federal Law.

The terms "Drug Test" shall refer to a urinalysis test, consisting of an initial screening test followed by a confirmatory test in the event the results of an initial screening test are positive.

The term "Controlled Substance", "Deliver", "Drug Paraphernalia and "Manufacture" as used herein, shall have the same meanings as set out in Chapter 195, RSMO. The term "Controlled Substance" and "Drug" as used herein shall not include prescription drugs (those drugs prescribed by a licensed physician for the specific use of the named individual only) unless specifically included.

The term "Alcohol Test" shall refer to testing of a sample of breath or blood to determine the percentage by weight of alcohol in the blood of the tested subject. "Intoxicants" shall include any beverage or substance containing alcohol for human consumption.

"Public Safety Position" shall include all positions falling within the following categories: (A) Law Enforcement Officers, (B) Dispatchers, (C) Jail Detention Officers, (D) Fire Fighting Personnel, (E) Animal Control Officers.

"Equipment Handling Position" shall include all positions in which the employee is regularly required as a part of his duties to operate motorized heavy equipment such as dump trucks, bucket trucks, solid waste packer trucks, tractors, bulldozers, earth scrapers, road graders, small and large backhoes, front end loaders, street sweepers, tank trucks, or any other type of heavy duty self-propelled equipment including automobiles and pick-up trucks when the position requires the operation of vehicles on public streets.

"Reasonable Suspicion" shall refer to a suspicion based upon objective facts and circumstances from which an ordinarily careful and prudent supervisor could conclude that an individual is in possession of or under the influence of drugs or alcohol while on City property or while on duty. Circumstances which constitutes a basis for determining reasonable suspicion include, but are not limited to: (A) A pattern of abnormal or erratic behavior while on duty; (B) Information provided by a reliable and credible source; (C) Direct observation of drug or alcohol use such as glassy or bloodshot eyes, odor of intoxicants on breath, slurred speech, poor balance, poor coordination, or impaired reflexes; (E) An admission of possession or use of drugs or alcohol by the employee.

"Employee" means a person appointed to a position in the City Service for which he is compensated on a full-time or part-time basis. The term employee refers to both male and female employees, and the use of the pronouns "he and "his" in this Policy shall in all instances be read to refer to both male and female employees.

### SECTION III

#### PROHIBITED ACTS AND DISCIPLINARY ACTIONS

##### A. Grounds For Disciplinary Action or Denial of Employment

Applicants for employment may be denied employment, and employees may be subject to disciplinary action up to and including dismissal from employment, for commission of any of the following acts:

1. Reporting for work, performing work, or applying for work while under the influence of illegal drugs, prescription drugs, or intoxicants, and causing, creating an unreasonable risk of damage to property or injury to any person;
2. Using, selling, possessing, manufacturing, or delivering controlled substances or drug paraphernalia at any time or place except as authorized by law whether on or off duty;
3. Consuming intoxicants while on duty, or possessing intoxicants on City Property with the intent to consume them while on duty, except in cases where such consumption is permitted or required in the line of duty;



4. Providing or selling intoxicants to any other person while on duty, except in cases where such activity is permitted or required in the line of duty;

5. Testing positive for the presence of drugs or alcohol following completion of testing procedures authorized by Section IV of this Policy;

6. Failing or refusing to submit a test sample within two hours after the time a request for a test sample was made, causing or attempting to submit a false test sample, or otherwise obstructing the process of testing for the presence of drugs or alcohol.

**B. Termination Specifically Authorized When:**

Termination of the employee shall be specifically authorized when:

1. The employee has sold or attempted to sell a controlled substance, whether on or off duty;

2. The employee has possessed or has manufactured a controlled substance under circumstances that creates a reasonable inference that the employee intended to sell the controlled substance, whether on or off duty;

3. The employee has used, or has been found to be in unauthorized possession of, illegal drugs while on duty; or the employee has been found to be on duty while under the influence of illegal drugs, prescription drugs, or intoxicants and has caused, or created an unreasonable risk of damage to city property, private property or injury to any person;

4. The employee has failed or refused to submit a test sample within or attempted to cause the adulteration of a test sample, or has submitted or attempted to submit a false test sample following a request for submission of a test sample;

5. The employee has previously been ordered to seek treatment for a substance abuse problem through the Employee Assistance Program or any other treatment facility and subsequently committed a new offense involving substance abuse which constitutes grounds for discipline under the provisions of this Policy.

**C. Disciplinary Action Shall Be Independent Of All Other**

**proceedings**

Disciplinary action which may be undertaken pursuant to this Policy and Regulation shall constitute an independent administrative action against the employee involved, and shall not be dependent upon criminal proceedings which are or may be instituted against the employee.

## SECTION IV.

### TESTING FOR THE PRESENCE OF ALCOHOL AND DRUGS; WHEN AUTHORIZED: WHAT SUBSTANCE WILL BE TREATED FOR:

#### A. Pre-Employment Application

Effective as of the date of the adoption of this Policy:

1. A copy of this Policy shall be provided to each applicant for employment, who shall sign and date the attached "Receipt of Substance Abuse Policy and Consent to Drug and Alcohol Testing" form (Exhibit A), which shall then be made a permanent part of the applicant's file. This form shall be competent evidence in any subsequent proceedings that the applicant has received notice of the provisions of this Policy and has consented to testing under the provisions stated herein. A refusal by any applicant to execute this form shall constitute grounds for denial of employment.

2. All applicants for Public Safety and Equipment Handling positions shall be subject to mandatory testing for the presence of drugs and alcohol in accordance with testing procedures herein set out. Those applicants subject to mandatory testing who are conditionally appointed to a public safety or equipment handling position with the City shall be required to undergo drug testing within 14 days following their conditional appointment to a position. The mandatory testing provisions of this subsection shall not apply to the promotion or transfer of an employee within his department.

3. Applicants for all other employment positions for the City of Dixon shall be subject to testing for the presence of drugs or alcohol if a reasonable suspicion that the applicant is or has been under the influence of drugs or intoxicants during the preemployment process or if a reasonable suspicion exists that the applicant has used controlled substances at any time prior to the filing of his application for employment with the City.

4. Applicants who test positive for the presence of drugs or alcohol may be denied employment pursuant to the provisions of Section III. (A) of this Policy.

#### B. Testing of Current Employees.

Effective as of the date of the adoption of this Policy:

1. A copy of this Policy shall be provided to every City Employee and each employee shall be required to sign and date the attached receipt form (Exhibit B), which shall then be made a permanent part of the employees personnel file. This form shall be competent evidence in any subsequent proceedings that the employee has received notice of the provisions of this Policy.

2. All current employees shall be subject to testing for the presence of drugs

including prescription drugs, and alcohol upon reasonable suspicion that the employee is under the influence of drugs or alcohol while on duty. A request for testing of an employee may be initiated by any supervisor who has reasonable suspicion that the employee is under the influence of drugs or alcohol while on duty. Testing shall be authorized if the request is approved by the highest ranking departmental supervisor available to review the request for testing.

3. An employee who has been directed to seek treatment for a substance abuse problem shall be subject to random testing for the presence of drugs or alcohol during the twelve month period following the date of referral.

**Substances To Be Tested For.**

Testing may be administered to detect the presence and concentration of any substance which acts on the central nervous system as a stimulant, a depressant, or has a disassociative effect. Those substances and concentration levels tested for will include, but are not limited to:

<u>SUBSTANCE</u>	<u>CONCENTRATION</u>
Alcohol	(.05% by weight of Alcohol in blood)
Amphetamines/Methamphetamine (Speed)	300 ng/ml
Sedatives (Downers)	300 ng/ml
Benzodiazepines (Tranquillizers, such as Valium and Ubrium)	300 ng/ml
Cannabinoids (Marijuana, Hashish)	50 ng/ml
Cocaine	300 ng/ml
Methadone	500 ng/ml
Methaqualone (Quaaludes)	1 mcg/ml
Opiates (Codeine, Heroin, Morphine)	300 ng/ml
Phencycline (PCP, Angel Dust)	75 ng/ml
Propoxyphene (Darvon)	300 ng/ml

Drugs not otherwise included in the preceding categories will be tested to the concentration levels for which testing is customarily accurate as stated in the manufactures specifications forth, particular test kit or method to be used.

## SECTION V.

### TESTING PROCEDURES: DISCIPLINE WHICH MAY BE IMPOSED FOR CONFIRMED POSITIVE TEST RESULTS:

#### A. The Testing Agency.

Drug and alcohol testing shall be performed by an independent certified laboratory of the City's choice. All tests shall be performed in accordance with accepted scientific standards. Due care shall be taken by the testing agency to respect the dignity and privacy of individuals required to give test samples. The testing agency shall be responsible for maintaining appropriate chain of custody procedures for all test samples. The testing agency shall be required to retain unused portions of each test sample that has initially shown a positive result for the presence of drugs or alcohol in order that additional testing may be performed on the sample on behalf of the tested employee.

#### B. Confidentiality Of Testing Information.

All information regarding the testing of applicants and employees shall be confidential. Laboratory reports and test results shall not be placed in an employees general personnel file, but shall be kept separate in a separate confidential medical folder that will be securely kept under the control of the Chief of Police, Superintendent of Utilities and City Clerk. They are authorized to release the contents of the confidential medical folder only on a strict need to know basis to the City Council upon request and to the tested employee upon request. Disclosure without employees consent is also authorized if: (A) Production of information is compelled by law, or by judicial or administrative process; (B) The information has been placed at issue in a formal dispute between the City and the employee; (C) The information is needed by medical personnel for diagnosis or treatment of the employee, and he is unable to authorize disclosure; (D) The information is to be used in administering an employee benefit plan.

#### C. Confirmation Of Test Results.

A test sample which initially yields a positive result shall be tested a second time using a gas chromatography/mass spectrophotometry (GC/MS) test. If the second test confirms the initial positive test result, the employee or applicant shall be notified of the results in writing. The notification shall identify the particular substance or substances found and shall specify the concentration level. An employee or applicant whose second test confirms the original positive test result may at his own expense have additional testing conducted on the original test sample at a qualified laboratory of his own choosing.

#### D. Consequences Of A Confirmed Positive Test Result.

1. Job Applicants: Job applicants will be denied employment with the City if an initial positive test result has been confirmed.

2. Current Employees: An employee whose initial positive test result has been confirmed, is subject to disciplinary action up to and including termination in accordance with the provisions of SECTION III of this Policy. Factors to be considered in determining the appropriate disciplinary response shall include but are not limited to: (A) The employees work history, including length of

employment, current level of performance, past disciplinary action proposed, including consideration of whether the employee has been previously disciplined or referred to treatment for substance abuse problems; (B) The job classification of the employee; (C) The specific circumstances which caused the testing to be required, including consideration of whether the employee's actions caused damage to property or injury to any person, or created an unreasonable risk of damage to person; (D) Previous efforts on the part of the employee to deal with his substance abuse problems; and (E) The degree to which continued employment of the individual would either enhance or impair the ability of the affected City department to deliver safe and efficient service to the community, including a consideration of whether public trust and confidence in the City service would be adversely effected.

#### **E. Mandatory Referrals**

As an alternative to or in conjunction with formal disciplinary proceedings which may be instituted against an employee for a violation of the provisions of this Policy, an employee may be ordered to seek assistance for a drug abuse problem. The appointing authority is authorized to suspend the imposition of formal discipline (dismissal, demotion, reduction in compensation, suspension without pay) for a period not to exceed one year pending the successful completion of assessment, counseling and rehabilitation. Rehabilitation is the responsibility of the employee. To be eligible for continuation of employment, regular reports must be submitted to the appointing authority by the agency conducting the rehabilitation, and the employee must submit to testing prior to returning to work and at unscheduled intervals thereafter for one year. A positive drug or alcohol screen during this time may result in dismissal. Upon successful completion of treatment, the employee may be returned to active status without reprisal. Any employee will be eligible for a supervisory referral to a rehabilitation problem more than one time.

#### **F. Expungement Of Drug And Alcohol Testing Records**

Upon written request by the tested employee, all records relating to a request for and the results of drug or alcohol testing may be expunged from an employees file and destroyed if the results of the testing do not show a substance concentration level at or above the levels set out in Section IV (C) of this Policy; provided, that if the employee who has tested files an appeal with the appointed authority, the records shall be preserved until the conclusion of all proceedings arising out of the appeal. This subsection shall not apply to pre-employment testing authorized under Section IV (A) of this Policy, and the results of pre-employment testing shall remain a permanent part of an employee's file in accordance with the provisions of that section.

### **SECTION VI**

#### **EMPLOYEE ASSISTANCE PROGRAM**

##### **A. Administrative Of The EAP**

The Employee Assistance Program will be administered by a Coordinator who shall be an employee of the City of Dixon, as designated by the Board of Alderman. The Coordinator and Board of Aldermen shall develop necessary procedures to maintain confidentiality of records and to ensure that the functions of the Employee Assistance Program are properly carried out.

## **B. Functions Of The EAP**

The Employee Assistance Program will function primarily as an intake and referral service for those employees who have either voluntarily sought help for substance abuse problems or who have been directed by the appointing authority to seek assistance through the program. The Coordinator will compile and maintain all information and records necessary to the task of referring employees to substance abuse treatment services, programs, and institutions in the community. The Coordinator will monitor the programs of employees seeking treatment through the EAP to the extent necessary to document and verify proper administration of employee health care or other applicable benefit plans, including use of leave time.

## **C. Employee Use Of Leave Time While Seeking And Receiving Treatment Through The SAP**

Employees who are receiving treatment for substance abuse problems through the EAP are entitled to use all forms of accumulated leave time available to them, including sick leave, vacation time, and compensatory time. Should an employee who is receiving treatment through the EAP prefer to take a leave of absence without pay rather than utilize accumulated leave time, or should an employee exhaust all available leave time prior to receiving medical clearance to return to his work duties, the employee may do so by requesting a leave of absence without pay. Such a request will be considered in light of all the circumstances of the case, including but not limited to the manpower needs of the affected City department, the medical needs of the employee, and the degree of good faith effort displayed by the employee in dealing with his substance abuse problem. Nothing herein shall be construed to require that a leave of absence without pay must be granted in such cases.

## **D. EAP Records To Be Held In Confidence**

All information regarding voluntary and mandatory referrals to the Employee Assistance Program shall be confidential. Records of the EAP shall not be placed in an employee's general personnel file, but shall be kept in a separate confidential folder that will be securely kept by the Coordinator of the EAP under the supervision of the Board of Alderman. The Coordinator is authorized to release the contents of the confidential folder only on a need-to-know basis to management-level members of the staff, to the Board of Aldermen upon the request of the Board of Aldermen and to the employee upon request. Disclosure without employee consent is also authorized if: (A) Production of the information is compelled by law or by judicial or administrative process; (S) The information has been placed at issue in a formal dispute between the City and the employee; (C) The information is to be used in administering an employee benefit plan; (D) The information is needed by medical personnel for the diagnosis or treatment of the employee, and he is unable to authorize disclosure.

## **SECTION VII.**

### **APPEAL RIGHTS**

An employee who receives formal discipline (dismissal, suspension without pay, demotion, reduction in compensation or other) for violation of the provisions of this Policy is entitled to the appeal to the Board of Alderman.

## SECTION VIII

### STATEMENT OF INTENT TO COMPLY WITH THE REQUIREMENTS OF THE DRUG-FREE WORKPLACE ACT OF 1988, PUB. L. 100-690, TITLE V, SUBTITLE D

In addition to the provisions stated in the text of the Substance Abuse Policy of the City of Dixon, Missouri, and in accordance with the requirements placed on the City of Dixon by the provisions of the Drug-Free Workplace Act of 1988, Pub. L. 100-690, Title V, Subtitle D, all employees of every department of the City of Dixon Missouri, are hereby notified as follows:

(A) The unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited on, about, or within any property which is owned, leased, operated, used, maintained or occupied by the City of Dixon, Missouri as a vehicle or site for the performance of work done in connection with a specific federal grant. Employees who violate this prohibition will be subject to disciplinary action up to and including termination, or mandatory referral for substance abuse assessment, counseling, and rehabilitation, or a combination of these actions, in accordance with the provisions of the Substance Abuse Policy of the City of Dixon

(B) In furtherance of the City's obligation to provide a Drug-Free workplace, the Employee Assistance Program shall establish a Drug Free awareness program to inform employees about:

- 1) The dangers of Drug Abuse in the Workplace;
- 2) The City's policy of maintaining a Drug-Free Workplace;
- 3) Available Sources for drug counseling, rehabilitation, and employee assistance for substance abuse problems; and
- 4) The penalties which may be imposed on employees who commit drug abuse violations in the Work place

(C) Every employee who is engaged in the performance of any work connected with a federal grant shall be provided with a copy of this Statement and of the Substance Abuse Policy of the City of Dixon

(D) Every employee who is engaged in the performance of any work connected with a federal grant shall, as a condition of employment under the grant:

- 1) Abide by the terms of this Statement and of the Substance Abuse Policy of the City of Dixon;
- 2) Notify the City of Dixon of any criminal drug statute conviction for a Violation occurring in the workplace no later than five days after such conviction.

(E) The City of Dixon will notify the federal agency through which a grant is administered within ten days after receiving notice under subparagraph(D) (2) from an employee or otherwise receiving actual notice of such conviction.

(F) The City of Dixon will take one or more of the following actions within thirty days of receiving notice under subparagraph (D) (2), with respect to any employee

who is so convicted:

1) Impose appropriate personnel action against such an employee, up to and including termination;

2) Require such employee to participate satisfactorily in a Drug Abuse Assistance or Rehabilitation Program approved for such purposes by a Federal, State, or Local Health, Law Enforcement, or other appropriate agency.

(G) The City of Dixon will make a good faith effort to continue to maintain a Drug-Free Workplace through implementation of the provisions of this Statement and of the Substance Abuse Policy of the City of Dixon Missouri.

## **SECTION IX**

All ordinances or parts of ordinances, inconsistent with, contrary to, or in any manner conflicting with this ordinance, are hereby repealed.



**SECTION X**

This ordinance shall be in full force and effect from and after the date of this passage and approval.

READ TWO TIMES, AND PASSED AND APPROVED  
THIS 2nd DAY OF DECEMBER, 2002

  
MAYOR

ATTEST:

  
CITY CLERK

ALDERMEN	FIRST READING	SECOND READING
JOYCE HICKEY	NAY	NAY
BEN HAMMOCK	AYE	AYE
JOHN WARD	AYE	AYE
ALLAN KUEHL	AYE	AYE
JOHN THILGES	AYE	AYE
WILBUR WARMAN	AYE	AYE

**For All Employees**

**"EXHIBIT B"**

**RECEIPT OF "DRUG AND ALCOHOL POLICY"**

I have been provided with a written copy of the "Drug and Alcohol Policy of the City of Dixon. I have completely read and fully understand the terms and conditions of this policy, including drug and alcohol testing as required by Section IV of said Drug and Alcohol Policy.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Employees Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Department

**For All Applicants**

**EXHIBIT "A"**

**RECEIPT OF "DRUG AND ALCOHOL POLICY" AND CONSENT TO  
DRUG AND ALCOHOL TESTING**

I have been provided with a written copy of the "Drug and Alcohol Policy" of the City of Dixon. I have completely read and fully understand the terms and conditions of this policy. I hereby consent to any drug and alcohol testing required by Section IV of the said Drug and Alcohol Policy.

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Applicant's Signature

\_\_\_\_\_  
Date

GENERAL ORDINANCE NO. 470

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO PUBLISH THE NAMES OF THOSE CITIZENS OF DIXON, MISSOURI, WHO ARE DELINQUENT IN PAYING THEIR TAXES.**


**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City of Dixon, Missouri, to publish the names of those citizens of the City of Dixon, Missouri, who are delinquent in paying any and all real estate and personal property taxes.

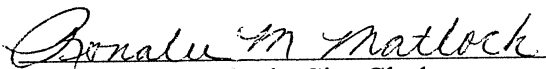
**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

Section 1: The Mayor of the City of Dixon, Missouri, is authorized to have published in the *Dixon Pilot* the names of those citizens of the City of Dixon, Missouri, who are delinquent in paying their taxes.

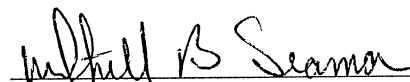
Section 2: This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

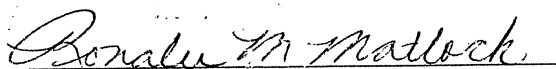
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6TH DAY OF JANUARY, 2003.**

  
\_\_\_\_\_  
Mitchell B. Seaman, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

Approved this 6th day of January, 2003.

  
\_\_\_\_\_  
Mitchell B. Seaman, Mayor

  
\_\_\_\_\_  
Ronalee M. Matlock, City Clerk

Ordinance #470

Aldermen	First Reading	Second Reading
<u>Joyce Hickey</u>	aye	aye
<u>Ben Hammock</u>	aye	aye
<u>John Ward</u>	aye	aye
<u>John Thilges</u>	aye	aye
<u>Wilbur Warman</u>	aye	aye
<u>Alan Kuehl</u>	absent	absent