

# City Of Dixon Ordinances

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166	19 June 1975	Relating To Narcotic Drugs
167	7 July 1975	Vacating A Certain Alleyway
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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Repealed By Ordinance 171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Repealed By Ordinance 174 And 453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Repealed By Ord. 452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
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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Repealed By Ord. 249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
200	19 April 1979	Annexing Property To The City Of Dixon, Missouri
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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
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209	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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216	11 December 1979	Annexing Property To The City Of Dixon, Missouri
217	11 December 1979	Annexing Property To The City Of Dixon, Missouri
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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
226	10 June 1980	Annexing Property To The City Of Dixon, Missouri
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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. 316

**AN ORDINANCE ESTABLISHING PENALTIES FOR TRESPASS IN THE  
FIRST DEGREE:**

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

**WHEREAS**, the City is authorized by law to set penalties for violations of its Ordinances, and

**WHEREAS**, it is in the best interest of the City to regulate the trespassing by persons upon the property of another, and

**WHEREAS**, it is the intent of the Board of Aldermen to prohibit trespassing upon the property of another within the City of Dixon, Missouri,

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

1. A person commits the ordinance violation of trespass in the first degree if he knowingly enters unlawfully or knowingly remains unlawfully in a building or inhabitable structure or upon real property.

2. A person does not commit the ordinance violation of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:

A. Actual communication to the actor; or

B. Posting in a manner reasonably likely to come to the attention of intruders.

3. In accordance with applicable Missouri Statutes, violations of this Ordinance shall be punishable by a maximum punishment of ninety days in the city jail, a fine of up to \$500.00, or by both incarceration and fine.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 2nd DAY OF July  
\_\_\_\_\_, 1990.

APPROVED:

Quentin C Davis  
QUENTIN DAVIS, MAYOR

ATTEST:

Donna Thomas  
DONNA THOMAS, CLERK

ORDINANCE NO. 317

**AN ORDINANCE ESTABLISHING PENALTIES FOR TRESPASS IN THE  
SECOND DEGREE:**

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

**WHEREAS**, the City is authorized by law to set penalties for violations of its Ordinances, and

**WHEREAS**, it is in the best interest of the City to regulate the trespassing by persons upon the property of another, and

**WHEREAS**, it is the intent of the Board of Aldermen to prohibit trespassing upon the property of another within the City of Dixon, Missouri,

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

1. A person commits the ordinance violation of trespass in the second degree if he enters unlawfully upon real property of another. This is an offense of absolute liability.

2. In accordance with applicable Missouri Statutes, violations of this ordinance shall be punishable by a fine of up to \$200.00.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 2nd DAY OF July  
\_\_\_\_\_, 1990.

APPROVED:

Quentin Davis  
QUENTIN DAVIS, MAYOR

ATTEST:

Donna Thomas  
DONNA THOMAS, CLERK

ORDINANCE NO. 318

**AN ORDINANCE ESTABLISHING AN INCREASE IN COURT COSTS FOR THE  
LAW ENFORCEMENT OFFICERS TRAINING FUND:**

**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 adopt a court cost increase of no more than \$2.00 per case in order to help defray the expenses of training law enforcement officers, and

**WHEREAS**, it is the intent of the Board of Aldermen of the City of Dixon, Missouri, to provide for the assessment of additional court costs in order to defray the expenses of training law enforcement officers,

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

1. It is hereby adopted an increase in court costs in the amount of \$2.00 per case, such sum to be used only to pay for the training required by Sections 590.100 through 590.150 R.S.Mo., 1986, as amended, provided that any excess funds not needed to pay for such training may be used to pay for additional training of peace officers or for training for other law enforcement officers employed or appointed by the City of Dixon, Missouri.

2. The fee imposed herein shall be imposed in all cases authorized under law, provided that no such fee shall be collected for non-moving traffic violations, and no such fee

shall be collected for any proceeding in which the case against the Defendant has been dismissed by the court.

3. The fee assessed herein shall be collected by the Clerk of the Court and shall be transmitted to the appropriate government agency in accordance with state law.

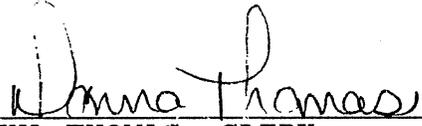
4. This ordinance shall be in full force and effect from and after the date of its passage and approval.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 2nd DAY OF July  
\_\_\_\_\_, 1990.**

APPROVED:

  
\_\_\_\_\_  
QUENTIN DAVIS, MAYOR

ATTEST:

  
\_\_\_\_\_  
DONNA THOMAS, CLERK

ORDINANCE NO. 319

**AN ORDINANCE 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 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:**

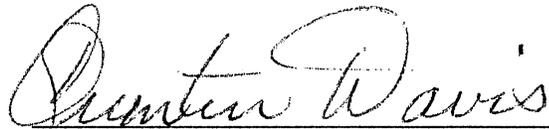
1. In addition to other court costs provided for by ordinance of the City of Dixon, Missouri, a judgment and fee in the amount of \$5.00 shall be assessed and collected in each court proceeding for the Crime Victim's Compensation Fund as provided by state law. This fee shall be assessed for municipal ordinance violations that are disposed of on or after the date of adoption of this ordinance. The fee shall be collected and paid over to the state and city as provided in Section 595.045.3 R.S.Mo. 1986, as amended.

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.

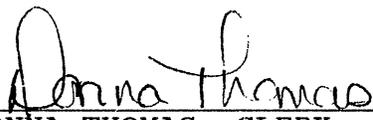
3. This ordinance shall be in full force and effect from and after the date of its passage and approval.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 2nd DAY OF July,  
1990.**

APPROVED:

  
\_\_\_\_\_  
QUENTIN DAVIS, MAYOR

ATTEST:

  
\_\_\_\_\_  
DONNA THOMAS, CLERK

AN ORDINANCE of the City of Dixon, Missouri, authorizing, fixing and determining a rate of levy on the hundred dollar valuation on all taxable property within the City of Dixon levied and collected upon all property within said City for the year of 1990.

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 authority and direction of 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 1990, upon all Real Estate, Personal and mixed Property taxable within the City of Dixon, Missouri, at the rate of 0.41 cents on the \$100.00 assessed valuation as per the following purposes.

GENERAL REVENUE ON EACH \$100.00 ASSESSED EVALUATION.....	0.39
PUBLIC LIBRARY.....	0.02
BONDS AND ANNUAL INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	0.00
TOTAL .....	0.41

And that the above 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 of the year 1990.

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

Read first, second and third time and approved by the following votes.

AYES 5 NAYS 0

PASSED AND APPROVED THIS 27 DAY OF AUGUST, 1990.

ATTEST:  
Donna Thomas  
Donna THomas, City Clerk

Quentin C. Davis  
Mayor Quentin C. Davis

State of Missouri . . . unty of Pulaski, City of Dix

I Donna THomas, clerk for the City of Dixon, Pulaski County, State of Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1990. Upon all taxable property within said City as fully as same appears recorded in Ordinance record book of said City.

IN TESTIMONY WHEREOF: I have hereunto set my hand and affixed the Seal of said City.

Done at my office in the City Hall in Dixon, Missouri, this the 28 day of August, 1990.

SEAL

  
\_\_\_\_\_  
Donna Thomas, City Clerk

ORDINANCE NO. 321

**AN ORDINANCE ESTABLISHING PENALTIES FOR POSSESSION OF OPEN CONTAINER OF INTOXICANTS:**

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

**WHEREAS**, said City is authorized by law to set penalties for violations of its Ordinances, and

**WHEREAS**, it is in the best interests of the City to regulate the possession of open containers of intoxicants within its boundaries, and

**WHEREAS**, it is the intent of the Board of Aldermen to prohibit the possession of open containers of intoxicants within the City of Dixon, Missouri,

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

1. Any person who possesses an open container of intoxicating liquor, as defined in Section 311.020, R.S.Mo., shall be guilty of violating the provisions of this Ordinance.

2. Any person violating the provisions of this Ordinance shall be punished in accordance with applicable Missouri Statutes by a maximum of ninety days in the city jail, a fine of up to \$500.00, or by both such incarceration and fine.

3. This Ordinance shall not apply to any person who is lawfully upon residential property within the City of Dixon, Missouri.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, AND APPROVED BY THE MAYOR THIS 12 DAY OF September.  
1990.

APPROVED:

  
\_\_\_\_\_  
QUENTIN DAVIS, MAYOR

ATTEST:

  
\_\_\_\_\_  
DONNA THOMAS, CLERK

✓ # 272

ORDINANCE 322

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI TO EXECUTE ON BEHALF OF SAID CITY THAT CERTAIN AGREEMENT FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE.

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

SECTION 1:

The Mayor of the City is hereby authorized and directed to execute on behalf of the City that certain agreement for the collection and disposal of solid waste within the City which is attached hereto and approved as if set out at length.

SECTION 2:

This ordinance shall be in full force and effect from and after January 7, 1991 through January 5, 1994.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI and approved by the Mayor this 10th day of December 1990.

APPROVED:

  
\_\_\_\_\_  
QUENTIN C. DAVIS  
MAYOR

ATTEST:

  
\_\_\_\_\_  
DONNA THOMAS, CITY CLERK

## AGREEMENT

THIS AGREEMENT made and entered into this 6 day of January, 1990, by and between the CITY OF DIXON, MISSOURI (hereinafter referred to as "City") and MONTY L. CHADBOURNE, Individual of Dixon Missouri, doing business as Wat-Park Sanitation Service, Hereinafter referred to as "Contractor".

### RECITALS:

(a) Ordinance 272 for the City of Dixon, Missouri, authorizes the City to enter into a contract with a solid waste collection agency for the purpose of collection solid waste and removing the same from the City of Dixon, as required by said Ordinance.

(b) Contractor has for the past several years been providing such service to the City.

(c) As authorized by said Ordinance, City has been collecting on behalf of Contractor its fixed service charge for the collection of such of such solid waste and has been retaining .0315 percent of the total service charge as its fee for such service.

(d) The parties by this Agreement now desire to enter into a (3) three year contract for the collection by Contractor of solid waste within the aforesaid City.

NOW, THEREFORE, In consideration of the premises, and for the mutual covenants and undertakings hereinafter set forth, the parties do hereby agree as follows:

### SECTION 1 --Definitions:

The following terms as used in this Ordinance shall have the following definitions:

- (a) City: The City of Dixon, Missouri.
- (b) Collection: The collection, removal and transportation of all solid waste from its place of storage and transporting it to its place of processing or disposal.
- (c) Demolition and construction waste: All waste materials from the construction or destruction of residential, industrial or commercial structures or improvements upon real estate.
- (d) Disposal solid waste container: Any commercially marketed, disposal plastic bag with a capacity of 20 to 35 gallons especially designed, manufactured and sold for the purpose of storing solid waste.

(d) Nothing in this Agreement shall prevent any person from Individually contracting for the collection of solid waste provided that all requirements of ordinance 272 have been met.

SECTION 6-----General Provisions:

(a) Contractor acknowledges that as an Independent Contractor and that City will have no right to direct the work or details of Contractor's operation except as herein stated. Contractor agrees to indemnify and hold City harmless from any actions, suits or liability which may arise in connection with the performance of Contractor's aforesaid duties, for injury to either person or property.

(b) The Contractor shall provide the City landfill space at no charge for the purpose of a Citywide clean up day, to be set in agreement by both parties. Atleast yearly.

(c) Limits----- The contractor can set a bag limit. Bag limit to include (4) four thirty gallon (30) trash bags per residence or plastic containers containing thirty gallon capacity. Not to exceed (60) sixty pounds in weight, *PER TUM*.

(d) Wood scraps, tree clippings, must be bundled, not to exceed 3' feet in length by 2' feet in height. Effective Jan. 1st, 1991.

(e) Yard waste, rubber tires, batteries, appliances, liquids, petroleum products, hazardous waste and wet paint cans, special handling required, permits can be obtained by contacting the City Clerk.

(f) Door service for the handicapped can be provided with prior approval from the Contractor. Special pickups can be obtained by contacting the Contractor.

(g) No ammendment to this agreement shall be effective unless it is placed in writing and signed by both parties.

*Dth.*  
*1/1/94*  
(h) Unless renewed, this agreement shall expire at 11:59 P.M. on January 31, 1994.

IN WITNESS WHEREOF, the parties set their hands on the date first above written.

CITY OF DIXON:

*Quentin C. Davis*  
By: Quentin C. Davis, Mayor

*Monty Z. Chadbourne*  
Monty Z. Chadbourne, Wat-Park Sanitation

ATTEST:

*Donna Thomas*  
Donna Thomas, City Clerk

ORDINANCE NO. 323

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY AN AMENDMENT TO THE CITY'S AGREEMENT FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, 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:**

The Mayor of the City is hereby authorized and directed to execute on behalf of the City an Amendment to the City's Agreement for the Collection and Disposal of Solid Waste within the City which amendment is attached hereto and approved as if set out at length.

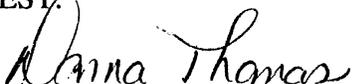
**SECTION 2: Effective Date:**

This ordinance shall be in full force and effect from and after the date of its passage by the Dixon Board of Aldermen and approval by its Mayor.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF MAY, 1991.**

  
Elizabeth Jane McPherson, MAYOR

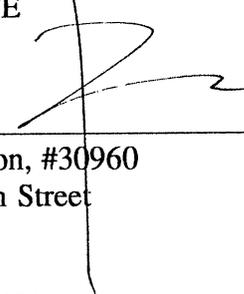
ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By:   
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

## AMENDMENT

This Amendment is made on this 6th day of May, 1991, by and between the City of Dixon, Missouri, (hereinafter referred to as "City") and Monte L. Chadbourne, an Individual of Dixon, Missouri, doing business as Wat-Park Sanitation Service, (hereinafter referred to as "Contractor").

### RECITALS:

- A. City and Contractor entered into a Contract for services dated January 9, 1990.
- B. The parties now desire to amend that contract.

NOW, THEREFORE, in consideration of the sum of TEN DOLLARS (\$10.00) in hand paid by the City to the Contractor, the receipt and sufficiency of which is hereby acknowledged, and in consideration of the mutual undertakings hereinafter set forth, the parties agree as follows:

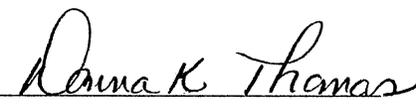
- 1. Section 5 (Contractor's Fee) of that agreement made between the City and Contractor dated January 9, 1990, is hereby amended as follows: the words "rate of \$.25 per residential billing per month" shall read "rate of \$.29 per residential billing per month."
- 2. In all other respects the contract between the City and Contractor shall remain in full force and effect.

City of Dixon:

  
Elizabeth Jane McPherson, Mayor

  
Monty L. Chadbourne, Wat-Park Sanitation

ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

**AN ORDINANCE ESTABLISHING PENALTIES FOR FAILURE TO PROCURE ANNUAL CITY BUSINESS LICENSE AS REQUIRED BY SECTION 13-14 OF THE DIXON CITY CODE, AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.**

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

**SECTION 1: Penalty for Failure to Purchase Business License:**

Any person required to purchase a business license pursuant to Section 13-14 of Dixon City Code who fails to do so shall be subject to a fine of \$25.00 for every month (each month constitutes a separate violation), or part thereof, during which the required license has not been purchased. The City Clerk may refuse to issue a current license to any such person until payment has been made for the original business license together with any amount owed as a consequence of penalties occurring pursuant to this ordinance. Any person who refuses to purchase a business license as required by Section 13-14 of the Dixon City Code and who persists in such failure for a period of ten (10) days after having received written notice from the City Clerk that purchase of a business license is required shall be cited for violation of City Code and subject to the penalties described in this ordinance from and after the date upon which purchase of a business license was first required under Section 13-14.

**SECTION 2: Effective Date:**

This ordinance shall be in full force and effect from and after the date of its passage by the Dixon Board of Aldermen and approval by its Mayor.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 6th DAY OF MAY, 1991.**

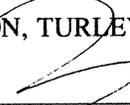
  
Elizabeth Jane McPherson, MAYOR

ATTEST

  
Donna K. Thomas, CITY CLERK  
(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By:   
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

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

J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

*Done*

**AN ORDINANCE AMENDING ORDINANCE NUMBER 312 TO PROVIDE FOR WRITTEN DISCIPLINARY ACTION AGAINST PATROLMEN IN THE EVENT OF MISCONDUCT ASSOCIATED WITH EMPLOYMENT, 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: Amendment of Ordinance Number 312:**

*2nd sentence*  
The first sentence of Section Eight -- Discipline of Patrolmen, of Ordinance Number 312 of the City of Dixon, Missouri, shall be amended to read as follows:

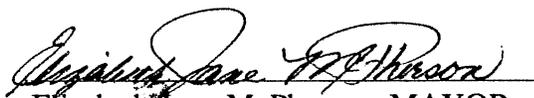
The Chief of Police shall have the authority to discipline all patrolmen. Such discipline may include written, suspension (with or without pay) or dismissal.

*added*  
There shall be *added* to Section Eight of Ordinance 312 the following as the *third* ~~second~~ sentence of that section: Any disciplinary action shall be in writing and delivered personally to the affected patrolman, who shall sign a copy thereof acknowledging receipt.

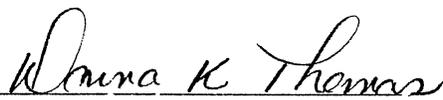
**SECTION 2: Effective Date:**

This ordinance shall be in full force and effect from and after the date of its passage by the Dixon Board of Aldermen and approval by its Mayor.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF MAY, 1991.**

  
Elizabeth Jane McPherson, MAYOR

ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

**AN ORDINANCE PROHIBITING THE SMOKING OF TOBACCO PRODUCTS IN THE DIXON CITY HALL, EXCEPT FOR AREAS SPECIFICALLY DESIGNATED FOR SMOKING PURPOSES BY THE MAYOR, PROVIDING A PENALTY FOR VIOLATION, 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: No Smoking in City Hall Except Where Designated:**

The smoking of tobacco products in the Dixon City Hall is hereby expressly prohibited except in such areas as may, from time-to-time, be designated for smoking purposes by the Mayor of the City. The City Clerk is authorized and directed to post "no smoking" signs throughout the City Hall except in the area or areas designated for smoking purposes by the Mayor, which access shall be posted with "smoking allowed" signs.

**SECTION 2: Penalty for Violation:**

Any person violating the provisions of this ordinance shall be cited for such ordinance violation and subject to a fine of \$25.00 for each such violation.

**SECTION 3: Effective Date:**

This ordinance shall be in full force and effect from and after the date of its passage by the Dixon Board of Aldermen and approval by its Mayor.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF MAY, 1991.**

ATTEST:  
Donna K. Thomas  
Donna K. Thomas, CITY CLERK

Elizabeth Jane McPherson  
Elizabeth Jane McPherson, MAYOR

(CITY SEAL)  
Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By: \_\_\_\_\_  
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ORDINANCE NUMBER 327

AN ORDINANCE ANNEXING PROPERTY TO THE CITY OF DIXON, MISSOURI PURSUANT TO THE PROVISIONS OF SECTION 71.012 RSMo.

WHEREAS, a certified petition was duly filed with the Board of Aldermen on the 2nd day of October, 1990, signed by the owners of all fee interests of record, requesting that the real property described below annexed to the City of Dixon, Missouri, pursuant to the provisions of Section 71.012 RSMo., et seq: and

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, did receive said petition and order that a Public Hearing be held at the Dixon City Hall on October 22nd, 1990 at 7:00 p.m. so as to afford any interested persons, corporation or political subdivision the opportunity to present evidence regarding the proposed annexation, and further order that a notice of the date, time and place of said hearing be published in a newspaper of general circulation in the City of Dixon, Missouri; and

WHEREAS, after considering all above evidence presented at said hearing both in favor of the petition and by those opposed, the Board of Aldermen finds that:

1. The area proposed for annexation is contiguous to the existing corporate limits of the City of Dixon, Missouri.
2. That the petition for annexation has been duly signed and verified by all the property owners of all fee interests of record of said property.
3. That such an annexation is reasonable and necessary to the proper development of said City.
4. That the City of Dixon, Missouri, is able to furnish normal municipal services to said unincorporated area within a reasonable time after said annexation is to become effective.

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

SECTION 1. That the real property described below be and is hereby annexed to the City of Dixon, Missouri, said property being more particularly described as follows:

All of lots 1,2,3 and 4 located in the Country Club Estates Subdivision a resubdivision of the Country Club Addition Subdivision in Pulaski County, Missouri.

SECTION 2. The City Clerk is hereby instructed to File (3) certified copies of this ordinance with the Clerk of Pulaski County, Missouri.

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

9104017

91 DEC -9 PM 1:58



Goes with  
Ordinance  
# 327

### AGREEMENT

Now on this 5 day of November, 1990, this Agreement is entered into between the City of Dixon, Missouri, hereinafter referred to as City, and Robert L. Sooter and Sharon K. Sooter, hereinafter referred to as Owners.

WHEREAS, Owners are the owners in fee simple of a certain subdivision known as County Club Estates Subdivision, and

WHEREAS, Owners desire to have Lots 1, 2, 3, and 4 of said subdivision annexed into the City, and

WHEREAS, the City desires to insure that, upon annexation, all necessary water, sewer, and streets required by the City will be installed on said property and

WHEREAS, the real estate to be so annexed is more particularly described in the attached property description and plat survey drawing,

NOW, THEREFORE, IT IS HEREBY AGREED between the City and the Owners as follows:

1. The City will take all steps necessary to effect the annexation of the above described property.

2. Owners will do everything necessary to effect the voluntary annexation of the above described property.

3. Owners agree to install all necessary water, blinds, sewer lines, and streets over and upon said property in order to insure that all required city services can be provided to the real estate, and to all structures constructed on the real

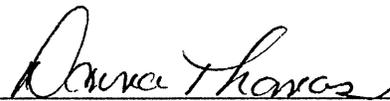
estate. Owners further agree that they will be solely responsible for the cost of said construction.

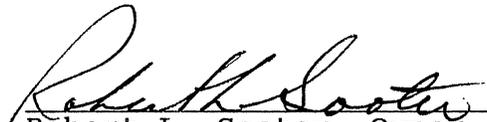
4. All construction and installation of water, sewer, and street services will be concluded within (2) years from the date of this agreement.

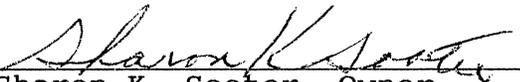
Witness my signature and the seal of the City of Dixon, Missouri.

  
\_\_\_\_\_  
Mayor Elizabeth Jane McPherson

Attest:

  
\_\_\_\_\_  
Donna Thomas, Clerk

  
\_\_\_\_\_  
Robert L. Sooter, Owner

  
\_\_\_\_\_  
Sharon K. Sooter, Owner

May 10, 1991

Robert Sooter  
Rolla, Missouri 65401

Farmers Homes Administration  
John Wisdom

Dear Sir,

The property being described as Lots 1-4 Country Club Estates Subdivision is located in the Dixon City Limits, Dixon, Mo.

Water and sewer services are available to the property, at present there are NO Zoning regulations in that area. We are aware that multi-family dwellings are being constructed in that area.

Sincerely,



Elizabeth Jane McPherson, Mayor

EJMc/DKT

AN ORDINANCE ANNEXING PROPERTY TO THE CITY OF DIXON, MISSOURI PURSUANT TO THE PROVISIONS OF SECTION 71.012 RSMo.

WHEREAS, a certified petition was duly filed with the Board of Aldermen on the 13th day of May, 1991, signed by the owners of all fee interests of record, requesting that the real property described below be annexed to the City of Dixon, Missouri, pursuant to the provisions of Section 71.012 RSMo., et seq: and

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, did receive said petition and order that a Public Hearing be held at the Dixon City Hall on June 3rd, 1991 at 7:00 p.m. so as to afford any interested persons, corporation or political subdivision the opportunity to present evidence regarding the proposed annexation, and further order that a notice of the date, time and place of said hearing be published in a newspaper of general circulation in the City of Dixon, Missouri; and

WHEREAS, after considering all above evidence presented at said hearing both in favor of the petition and by those opposed, the Board of Aldermen finds that:

1. The area proposed for annexation is contiguous to the existing corporate limits of the City of Dixon, Missouri.
2. That the petition for annexation has been duly signed and verified by all the property owners of all fee interests of record of said property.
3. That such an annexation is reasonable and necessary to the proper development of said City.
4. That the City of Dixon, Missouri, is able to furnish normal municipal services to said unincorporated area within a reasonable time after said annexation is to become effective.

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

SECTION 1 . That the real property described below be and hereby annexed to the City of Dixon, Missouri, said property being more particularly described as follows:

All that part of the Southeast quarter of Southwest quarter of the Southeast quarter of Section 24, Township 38 North, Range 11 West of 5th P.M. lying North of Missouri highway #28 described as follows: Beginning at the intersection of the West line of said Southeast quarter of Southwest quarter of Southeast quarter and North right-of-way of said Highway #28; thence in an Easterly direction 125 feet along the North right-of-way of said Highway; thence North 150 feet parallel with the West line of said Southeast quarter of Southwest quarter of Southeast quarter; thence in a Westerly direction 125 feet parallel with the North right-of-way of said Highway to the West line of said Southeast quarter of Southwest quarter of Southeast quarter; thence South 150 feet along the West line of said Southeast quarter of Southwest quarter of Southeast quarter to the point of beginning. Subject to any easements of record.

9104016  
91 DEC -9 PM 1:57

SECTION 2. The City Clerk is hereby instructed to file (3) certified copies of this ordinance with the Clerk of Pulaski County, Missouri.

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

APPROVED:

  
Elizabeth Jane McPherson  
Elizabeth Jane McPherson Mayor

ATTEST:

Donna Thomas  
Donna Thomas, City Clerk

STATE OF MISSOURI )

) SS

COUNTY OF PULASKI )

I Donna Thomas, City Clerk within and for the City of Dixon, in the County of Pulaski, State of Missouri, do hereby certify that the foregoing pages constitute a true and correct copy of Ordinance Number 328 of the said City, as passed by the Council and Approved by the Mayor of the City of Dixon, Missouri on the 3 day of June, 1991, as fully as the same appears and remains of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City, at my office in said City, This 4 day of June, 1991.

Donna Thomas  
Donna Thomas, City Clerk

STATE OF MISSOURI  
COUNTY OF PULASKI

}

IN THE RECORDER'S OFFICE

I, BETH CARROLL, Recorder of said county, do hereby certify that the with instrument of writing was, on the 9 day of December A.D. 1991 at 1 o'clock and 57 minutes P M., duly filed for record this office and is recorded in the records of this office, in Book 00018 at Page 9104016.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Rachel Co Beasley

Deputy  
Clerk  
on

**AN ORDINANCE DESIGNATING "EAST CHESTNUT" STREET  
AS ONE-WAY FOR PURPOSES OF MOTOR VEHICLE TRAFFIC,  
AND ESTABLISHING AN EFFECTIVE DATE FOR THIS ORDINANCE**

**RECITALS:**

A. 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 street known as East Chestnut be designated as one-way from west to east.

B. A public hearing was held at the Dixon City Hall on May 15, 1991, at 10:00 o'clock a.m., so as to afford all interested parties an opportunity to be heard with respect to the proposed closing of two-way traffic on East Chestnut.

C. Notice of the date, time and place of the said public hearing was posted in the lobby of the United States Post Office and in the lobby of the Dixon City Hall, areas of general circulation within the city, at least one week prior to said hearing.

D. After considering all of the arguments presented at said hearing, both in favor and in opposition to the proposal, the Board of Aldermen finds that (1) the proposed closing of East Chestnut to two-way motor vehicle traffic would lessen traffic congestion and improve the efficiency and safety of traffic flow in the city and (2) would enhance the safe and efficient egress of traffic from High School Drive.

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

**SECTION 1.** The street known as East Chestnut is hereby closed to two-way motor vehicle traffic. Traffic shall now flow one-way from way from west to east.

**SECTION 2.** The city Street Department shall post appropriate signs designating East Chestnut as a one-way street.

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

**PASSED BY THE BOARD OF ALDERMEN ON THIS 3 DAY OF JUNE,  
1991.**

**APPROVED:**

  
Mayor

**ATTEST:**

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

ORDINANCE NUMBER 330.

AN ORDINANCE TO ESTABLISH THE NAME OR NAMES OF CERTAIN STREET WITHIN THE CITY OF DIXON, MISSOURI AND FIXING AN EFFECTIVE DATE.

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

SECTION 1. The board of Aldermen has deemed it necessary to establish a street name:

SECTION 2. That a street located adjacent to the East side of the Sheltons-Elkins Addition running South to North, entrance from North highway 28 and exiting onto East 6th street.

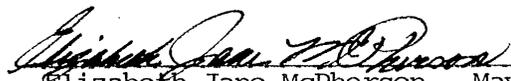
SECTION 3. That such a naming is reasonable and necessary to the proper development of said City.

SECTION 4. That the street described above shall now and forever be name ASH STREET.

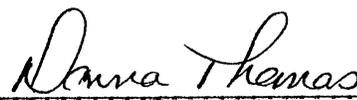
NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

This ordinance shall be in full force and effect from and after the date of its passage and approval. This 3 day of June, 1991.

APPROVED:

  
Elizabeth Jane McPherson, Mayor

ATTEST:

  
Donna Thomas, City Clerk

ORDINANCE NUMBER 331

AN ORDINANCE VACATING A PORTION OF HILLTOP STREET AND PROVIDING FOR WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE

RECITALS:

- A. Hilltop Street is a publicly dedicated street as shown on the plat of the Original Town of Dixon, Pulaski County, Missouri; and
- B. That portion of Hilltop Street which is hereinafter described is not now, and has never been, used as a public street, and no public funds have been expended thereon; and
- C. The owner of the real estate adjacent to Hilltop Street has filed a written request that the portion of such street as is hereinafter described be vacated by the City; and
- D. It is proper for the City to now vacate the hereinafter described portion of Hilltop Street and no damages will be sustained by any citizens of the City of Dixon as a consequence of this action.

NOW, THEREFORE, be it ordained by the Board of Alderman of the City of Dixon, Missouri, as follows:

SECTION 1. Vacation of street: That portion of Hilltop Street within the City of Dixon, Pulaski County, Missouri, described below is hereby vacated and shall hereafter be forever free of all the rights acquired by the public as a result of the dedication of the same as a portion of a public street, except that the City reserves an easement over and across the said real estate for installation, repair, maintenance, removal and relocation of utilities, to wit:

All of that part of the Southeast Quarter of the Northwest Quarter of Section 26, Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at a point on the East line of said Southeast Quarter of the Northwest Quarter which intersects with the Southwest right-of-way of the St. Louis-San Francisco Railroad (which point is 50 feet from and at right angles to the centerline of said St. Louis-San Francisco Railroad)[said railroad is now known as the Burlington Northern Railroad]; thence North 50.25° West 80 links to the true point of beginning of the tract herein described; thence South 2.36 chains; thence East 40 feet; thence North to the Southwest right-of-way of the St. Louis-San Francisco Railroad; thence in a Northwesterly direction along the Southwest right-of-way of said railroad to the true point of beginning.

SECTION 2. Recordation: The City Clerk is hereby authorized and directed to cause a certified copy of this Ordinance to be recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri.

SECTION 3. Effective date: This Ordinance shall be in full force and effect from and after the date of its passage by the Board of Aldermen and approval by the Mayor.

Read three times and passed by the Board of Aldermen on this 4th day of June, 1991.

Elizabeth Jane McPherson  
Elizabeth Jane McPherson, Mayor

ATTEST:

Donna Thomas  
City Clerk, Donna Thomas

J. Kent Robinson  
Approved as to form, J. KENT ROBINSON  
Dixon City Attorney

I, Donna Thomas, Clerk for the City of Dixon, Pulaski County, State of Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Dixon, Missouri.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City.

Done at my office in the City Hall in Dixon, Missouri, on the 4 day of June, 1991.



Donna Thomas  
City Clerk, Donna Thomas

9100641

STATE OF MISSOURI } IN THE RECORDER'S OFFICE  
COUNTY OF PULASKI }

I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 4th day of June A.D. 1991, at 1 o'clock and 10 minutes P.M., duly filed for record in this office and is recorded in the records of this office, in Book 0001A, at Page 9100641.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Nancy E. With Deputy

ORDINANCE NO. 332

AN ORDINANCE AUTHORIZING THE CITY TO SUBMIT TO ITS CITIZENS THE QUESTION OF WHETHER IT MAY LEVY AND IMPOSE ANNUALLY FOR MUNICIPAL PURPOSES UPON ALL SUBJECTS AND OBJECTS OF TAXATION WITHIN THE CITY A TAX IN THE AMOUNT OF SEVENTY ONE CENTS ON THE ONE HUNDRED DOLLARS ASSESSED VALUATION, AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.

**RECITALS:**

- A. Section 94.250 of the Revised Statutes of Missouri (1986) allows cities of the fourth class in this state by ordinance to levy and impose annually for municipal purposes upon all subjects and objects of taxation within such cities a tax which shall not exceed the maximum rate of \$1.00 on the \$100.00 assessed valuation; and
- B. The City of Dixon presently has an annual tax levy of \$.41 on the \$100.00 assessed valuation which is below the maximum rate allowed by law; and
- C. Section 22 of Article X of the Constitution of Missouri allows for the increase of a current levy authorized by law upon approval of such proposition by a majority of the voters qualified to vote thereon; and
- D. In order to reasonably discharge municipal purposes, the City now deems it necessary and advisable to increase its annual tax levy and to submit the proposition of such an increase to the qualified voters of the City.

**NOW, THEREFORE,** be it ordained by the Board of Alderman of the City of Dixon, Missouri, as follows.

- 1. Levy of Tax:** The City of Dixon, Missouri, does hereby levy and impose annually for municipal purposes upon all subjects and objects of taxation within the City a tax of Seventy-One Cents (\$.71) on each \$100.00 of assessed valuation.
- 2. Submission to Voters:** The Mayor and City Clerk are hereby authorized and directed to submit this tax levy proposition to the qualified voters of the City in substantially the following form:  
  
Shall there be a thirty cent (\$.30) increase in tax levy on \$100.00 valuation for general municipal purposes for 1992 and each year thereafter in the City of Dixon, Missouri, based upon the 1991 real property reassessment?
- 3. Date of Vote:** The foregoing question shall be submitted to the qualified voters of the City of Dixon, Missouri on the 6th day of August, 1991.

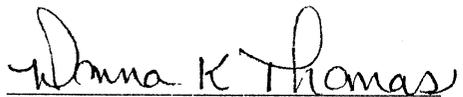
4. Effective Date:

This ordinance shall be in full force and effect immediately.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 3rd DAY OF JUNE, 1991.**

  
Elizabeth Jane McPherson, MAYOR

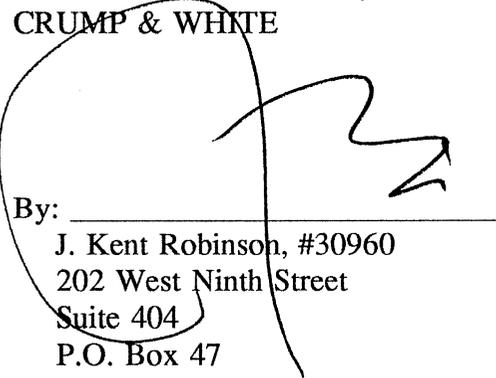
ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved as to form:

**WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE**

  
By: \_\_\_\_\_  
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

**ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI**



I, Donna Thomas, clerk for the City of \_\_\_\_\_, Pulaski County, State of Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1991. Upon all taxable property within said City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said City.

Done at my office in the City Hall in Dixon, Missouri, this the 21st. day of August 1991

SEAL

Donna Thomas  
Donna Thomas, City Clerk Dixon

STATE OF MISSOURI  
COUNTY OF PULASKI

}

IN THE RECORDER'S OFFICE

I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 27 day of August A.D. 1991, at 2 o'clock and 37 minutes P.M., duly called for record in this office and is recorded in the records of this office, in Book 0001A, at Page 9102129.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Rachelle Bearley Deputy

RECORDED  
&  
INDEXED  
AUG 27 1991

City of Dixon  
12

ORDINANCE NO. 334

AN ORDINANCE PROVIDING FOR THE APPOINTMENT, RATHER THAN THE ELECTION, OF A CHIEF OF POLICE, WHO SHALL PERFORM ALL OF THE DUTIES REQUIRED OF THE MARSHALL 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 One – 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 Two – Duties of Chief of Police:**

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

**Section Three – Elimination of City Marshall:**

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

**Section Four – Clerk to Submit Question:**

The City clerk is hereby directed to cause the question of whether the elective position of City Marshall 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~~ *special* ~~November, 1991, general election~~ *to be held for that purpose on Tuesday, March 3, 1992.* *If a majority of the voters voting at that election vote against the proposition of replacing the City Marshall's position w/ the appointive position of Chief of Police, then the vacant office of City Marshall shall be filled in the general municipal election day of April 7, 1992*

*Ordinance # 337*

**Section Five - Effective Date:**

*If the position to replace the position of City Marshall <sup>the appointive position</sup>*

~~If approved by a majority of the voters voting during the November, 1991 general election, this ordinance shall take effect on January 1, 1992, 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.~~

*If Chief of Police is approved by a majority of the qualified voters casting ballots at the special election on March 3, 1992 then Ordinance 334 shall take effect immediately on March 4, 1992, at which time the Mayor, with the advice & 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 "*

*Ordinance # 337*

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 14<sup>th</sup> DAY OF AUG., 1992.**

*Elizabeth Jane McPherson*

Elizabeth Jane McPherson

Mayor

*Donna K Thomas*

Donna K. Thomas, City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**J. Kent Robinson, City Attorney**

ORDINANCE NO. 335

**AN ORDINANCE TO ESTABLISH A PUBLIC HEARING DATE FOR SUBMISSION OF A "PLAN OF INTENT" TO ANNEX CERTAIN REAL PROPERTY INTO THE CITY OF DIXON, MISSOURI, PURSUANT TO SECTION 71.015 RSMO. (1990 SUPP.).**

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

**SECTION 1:** The City of Dixon, Missouri, desires to extend its municipal limits by ordinance in accordance with Section 71.015 RSMo. (1990 Supp.), to include the following described property:

Tracts of land lying, being and situate in the County of Pulaski, and State of Missouri, as shown by the attached list, marked Exhibit 1, which is incorporated herein by this reference as if fully set out, said list showing the owner or possessor of said property, with address, and its description (exact legal description on deed to each parcel to govern).

**SECTION 2:** The above-described parcels of real property are contiguous to the existing municipal limits of the City of Dixon, Missouri, and the contiguous boundary between each above-described parcel and the existing municipal limits constitutes at least fifteen percent (15%) of the perimeter of each above-described parcel.

**SECTION 3:** The annexation of the above-described parcels of real property is reasonable and necessary to the proper development of the City of Dixon, Missouri.

**SECTION 4:** The City of Dixon, Missouri, has developed a "Plan of Intent" to provide services to the above-described parcels of real property, attached hereto as Exhibit 2.

**SECTION 5:** A public hearing shall be held on October 7, 1991, at 6:30 o'clock p.m., prior to the consideration and adoption of an Ordinance of Annexation concerning the proposed annexation of the above-described parcels of real property.

**SECTION 6:** At the said public hearing, the City of Dixon, Missouri, shall present its "Plan of Intent" to provide services to said parcels and evidence in support of such plan, including:

- (a) A list of the major services currently provided by the City of Dixon, Missouri, to its residents;
- (b) A proposed time schedule whereby the City of Dixon, Missouri, plans to provide such services to the residents of the above-described parcels of real property;
- (c) The level at which the City of Dixon, Missouri, assesses property and the current rate at which the City of Dixon taxes real property;
- (d) The proposed zoning for the above-described property by the City of Dixon, Missouri; and

- (e) The date the proposed annexation of the above-described parcels of real property shall become effective.

**SECTION 7:** Notice of the above public hearing shall be sent by the City, by certified United States Mail, to all fee owners of the above-described parcels of real property not less than thirty (30) days nor more than sixty (60) days prior to said hearing.

Notice of the above public hearing shall be published in a newspaper of general circulation qualified to public legal matters in Pulaski County, Missouri, at least two weeks before said hearing.

**SECTION 8:** The annexation of the above-described parcels of real property, shall become effective three (3) months from the date of any election held in conjunction with this proposed annexation at which election said annexation is approved as required by Section 71.015 RSMo. (1990 Supp.).

**SECTION 9:** Subsequent to the aforesaid public hearing, the Board of Aldermen for the City shall vote by ordinance to determine whether to proceed with such annexation. If said vote is favorable, then the City Attorney for the City of Dixon, Missouri, shall be authorized and directed to commence legal proceedings in the Circuit Court of Pulaski County, Missouri, in accordance with Section 71.015 RSMo (1990 Supp.), seeking declaratory judgment, authorizing the annexation of the above-described parcels of real property, and to commence all other lawful process necessary to effect such annexation.

**SECTION 10:** The provisions of this ordinance shall be severable so that should the proposed annexation be invalid as to one or more parcel of real estate it will not affect the validity of the annexation of any other parcel.

**SECTION 11:** All ordinances, or parts of ordinances, in conflict with this ordinance are hereby repealed.

**SECTION 12:** 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, THIS  
19 DAY OF Aug, 1991.

  
Elizabeth Jane McPherson, MAYOR

ATTEST:

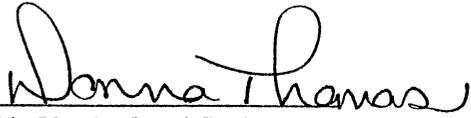
  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved this 19 day of August, 1991.

  
ELIZABETH JANE MCPHERSON, MAYOR

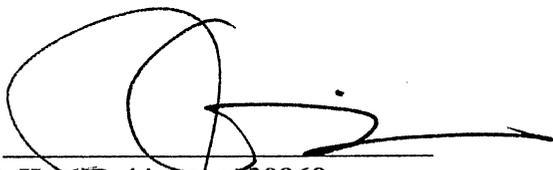
ATTEST:

  
DONNA K. THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By:   
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

10/10/10

ALDERMAN

FIRST READING

SECOND READING

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EXHIBIT 1

The following parcels are all in Section 24 Township 38  
Range 11:

Description: The West Half of the South Half of the Southwest  
Quarter of the Northwest Quarter of the Southwest Quarter

Name: Kenneth and Carol Carson

Address: Dixon, Missouri

Description: The West Half of the East Half of the North Half of  
the Northwest Quarter of the Southwest Quarter of the Southwest  
Quarter

Name: James B. and Ruth A. Malone

Address: Vienna Rt. Box 15, Dixon, Missouri

Description: The East Half of the West Half of the North Half of  
the Northwest Quarter of the Southwest Quarter of the Southwest  
Quarter Unsubdivided area of Dixon

Name: Kenny and Lisa Wilson

Address: P. O. Box 96, Dixon, Missouri

Description: Lots 22-25 of Block 1 Gilbert & Sease Subdivision

Name: Rollan G. and Emma Wagner

Address: P. O. Box 82, Dixon, Missouri

Description: Lot 18 and the West 35' of Lot 19 of Block 2 of  
Gilbert and Sease Subdivision

Name: Sharon K. Close, (Larry and Glenda Irvin)

Address: P. O. Box 1987SSS, Springfield, MO 65805

Description: Lots 11, 12, 13 of Block 2 of Gilbert and SEase  
Subdivision

Name: Rollan and Emma Wagner

Address: P. O. Drawer F SRB, Waynesville, MO 65583

Description: Lots 1 and 2 of Block 2 of Gilbert and Sease  
Subdivision

Name: Joseph E. and Grace Sharp

Address: P. O. Box 201, Dixon, Missouri

Description: Lot 8 of Block 2 of Gilbert and Sease Subdivision  
Name: Larry and Glenda Irvin  
Address: Route 2 Box 676, Dixon, Missouri

Description: All that part of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter North of Highway 28 and East of County Road  
Name: Fritzie and Jesse Luebbert  
Address: Dixon, Missouri

Description: Lots 1-10 of Block 1 of North View Subdivision  
Name: Paul E. Beydler  
Address: P. O. Box 327, Dixon, Missouri

Description: Lots 1-5 of Block 3 and West Half of the vacated Maple Street, of North View Subdivision  
Name: Sam and Sarah Robertson  
Address: Hayden Route Box 97, Dixon, Missouri

Description: South Half of Lots 5 and 6, Lots 7-10, of Block 2 and East Half of vacated Maple Street, of North View Subdivision  
Name: Jimmie R. and Sue Evans  
Address: P. O. Box 303, Dixon, Missouri

Description: Lot 11 and North Half of Lot 12 of Block 2 of Warren-Parker Subdivision  
Name: Charles Parker  
Address: P. O. Box 554, Dixon, Missouri

Description: Lot 10 of Block 2 of Warren-Parker Subdivision  
Name: David and Jean Manes  
Address: P. O. Box 245, Dixon, Missouri

Description: The South Half of Lot 12 and Lot 13 of Block 2 of Warren-Parker Subdivision  
Name: Albert and Fleda Crosno, Jr.  
Address: P. O. Box 326, Dixon, Missouri

Description: Lot 14 and North Half of Lot 15 of Block 2 of Warren-Parker Subdivision  
Name: Paul and Karen Henson  
Address: General Delivery, Dixon, Missouri

Description: The South Half of Lot 15 and Lot 16 of Block 2 of Warren-Parker Subdivision  
Name: Gregory and Ethyl Warman  
Address: P.O. Box 542, Dixon, Missouri

Description: Lots 1 and 2 of Block 2 of Warren-Parker  
Subdivision

Name: Mrs. Warren Parker

Address: Rt. 2 Box 908, Steelville, MO 65565

Description: Lot 3 and part of Lot 4 of Block 2 of Warren-Parker  
Subdivision

Name: Steven Weberding and Jane Keeth

Address: P. O. Box 828, Dixon, Missouri

Description: Lots 5, 6, and North 10' of Lot 4 of Block 2 of  
Warren-Parker Subdivision

Name: (Jerry & Janet Driscall) Hauck Realty Co., Ruth F. Hauck

Address: 3612 Cromwell Court, Springfield, MO 65802

Description: Lot 7 and North Half of Lot 8 of Block 2 of Warren-  
Parker Subdivision

Name: Mrs. Warren Parker

Address: Rt. 2 Box 908, Steelville, MO 65565

Description: Part of Southeast Quarter of Southeast Quarter of  
the Southwest Quarter

Name: Kevin Shepherd

Address: P. O. Box 595, Dixon, Missouri

Description: Lots 1-4 and North Half of Lot 5 of Block 1 of  
Warren-Parker Subdivision

Name: Mrs. Warren Parker

Address: Rt. 2 Box 908, Steelville, MO 65565

Description: The South Half of Lot 5 and Lot 6 of Block 1 of  
Warren-Parker Subdivision

Name: James and Gay Warman

Address: P. O. Box 100, Dixon, Missouri

The following parcels are all in Section 25 Township 38  
Range 11:

Description: Part of the Northwest Quarter of the Southwest  
Quarter

Name: Alltel Missouri, Inc.

Address: 205 East High School Drive, Dixon, Missouri

Description: All that part of the Northeast Quarter of the  
Northwest Quarter

Name: Fritzie and Jessie Luebbert

Address: Dixon, Missouri

Description: All that part of the Southeast Quarter of the  
Southeast Quarter of the Southwest Quarter.

ALSO: All that part of the Northeast Quarter of the Northeast  
Quarter of the Northwest Quarter in Township 25 Section 38, Range  
11.

Name: (David Odom) Kevin Shepherd

Address: P. O. Box 595, Dixon, Missouri 65459

Description: All that part of the Northeast Quarter of the  
Northeast Quarter of the Northwest Quarter

Name: Sam L. Hayes

Address: 3500 S. National, Apt. 324, Springfield, Missouri 65807

Description: Fractional part of Lot 8 of Block 1 of Warren-  
Parker Subdivision

Name: Jack A and Lenna J. Lifer

Address: P. O. Box 219, Dixon, Missouri

Description: All of Lot 7 and Part of Lot 8 of Block 1 of  
Warren-Parker Subdivision

Name: Stephen L. and Dianna S. Kelsey

Address: P. O. Box 816, Dixon, Missouri

Description: The South Half of Lot 8 and Lot 9 of Block 2 of  
Warren-Parker Subdivision

Name: Martin White

Address: P. O. Box 993, Dixon, Missouri

Description: All that part of Lot 17 of Block 2 of Warren-  
Parker Subdivision

Name: Gregory and Ethyl Warman

Address: P.O. Box 542, Dixon, Missouri

Description: All that part of Lot 17 and 18 of Block 2 of  
Warren-Parker Subdivision

Name: Larry J and Beverly M. Sharp

Address: P. O. Box 253, Dixon, Missouri

Description: All that part of Block 3 of Warren-Parker  
Subdivision

Name: Hauck Realty Company, Donald E. Thomas  
Address: Box 307, Dixon, Missouri

Description: All that part of Block 3 of Warren-Parker  
Subdivision

Name: Valeria Olajos  
Address: P. O. Box 463, Dixon, Missouri

Description: The Northeast part of Block 3 of Warren-Parker  
Subdivision

Name: Arnold Lewis Shepherd  
Address: 207 Belmont Drive, Rolla, Missouri 65401

Description: All that part of Block 3 of Warren-Parker  
Subdivision

Name: Merrill J. and Jean W. Camp  
Address: P. O. Box 136, Dixon, Missouri

Description: All that part of Block 3 of Warren-Parker  
Subdivision

Name: Chris Martin Hunt and Mildred Hunt  
Address: P. O. Box 335, Dixon, Missouri

Description: All that part of the Northeast Quarter of Northeast  
quarter of Northwest quarter of Section 25, 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; 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 a 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.

Name: David W. Odom and Lori A. Odom  
Address: HCR 71 Box 1A, Vienna, MO 65582

Description: 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 Northeast 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.

Name: Kevin D. and Joyce Shepherd

Address: Dixon, Missouri 65459

Description: All that part of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 25, 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; thence South 4° East 154 feet to the true point of beginning of the tract herein described; thence South 11° 15' West 118 feet to the North line of Missouri Highway #28; thence North 75° 30' East 52 feet along the North line of said Highway #28; thence North 19° East 110.9 feet along the West line of County Road; thence South 86° West 58 feet to the true point of beginning of the tract herein described; containing 14/100 acre, more or less. Subject to reservation contained in deed recorded in Book 192, Page 1 in the Recorder's Office of Pulaski County, Missouri.

Name: Sam L. Hayes

Address: 3500 S. National, Apt. 324, Springfield, MO 65807

Description: All that part of the Northeast quarter of Southwest quarter of Section 24, Township 38 North, Range 11 West of 5th P.M. described as follows: Beginning at the Southwest corner of said Northeast quarter of Southwest quarter; thence North 15 feet along the West line of said Northeast quarter of Southwest quarter to the North right-of-way line of a County Road; thence South 86°20' East 376 feet along the North right-of-way line of said Road to the true point of beginning of the tract herein described; thence continuing South 86° 10' East 313 feet along the North right-of-way line of said road; thence North 350 feet; thence North 86°10' West 313 feet; thence South 350 feet to the true point of beginning of the tract herein described.

Description per survey made by J.T. Powell under date of September 10, 1966.

Name: Bryan G. Lewis and Toyoko Lewis

Address:

Description: Lots 10 and Commercial of Heritage Village  
Name: Floyd and Josephine Roberson  
Address: P. O. Box 687, Riverside, Wyoming 82325-0687

Description: 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 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 and Engineering, Inc.

Name: Floyd E. and Josephine M. Roberson  
Address: P. O. Box 687, Riverside, Wyoming 82325-0687

Description: A fractional part of the South Half of the Southeast Quarter of the Southwest Quarter of Section 24, and, 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 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, 108.16 feet, and, South  $7^{\circ}-28'$  West, 112.75 feet, and, southeasterly, 153.22 feet along the arc of a

curve, concave northeasterly with a radius of 245.44 feet, and, South 28°-18' East, 99.09 feet, and, southwesterly, 280.02 feet along the arc of a curve, concave westerly with a radius of 396.97 feet, and, South 12°-07' West, 104.44 feet, all along said easterly right-of-way to the northerly right-of-way of Missouri Highway 28; thence northeasterly, 41.59 feet along the arc of a curve, concave southeasterly with a radius of 1940.08 feet, and, North 69°-49'-20" East, 310.19 feet, and, northeasterly, 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 11.16 acres, more or less, per plat of survey R-1118, Dated May 23, 1986, by Elgin Surveying and Engineering, Inc.

Name: Fritzie J. Luebbert and Jessie K. Luebbert

Address: 211 Cartall, St. James, Missouri 65559

Description: Part of the Southeast Quarter of the Southeast Quarter of Section 23, Township 38 North, Range 11 West. Map No. 02-06-23-04-07-04.00, UD No. 06-00285.000.

Name: Dwight and Nadine Dyer

Address: P.O. Box 159, Dixon, Missouri 65459

Description: Part of the Southeast Quarter of the Southeast Quarter of Section 23, Township 38 North, Range 11 West. Map No. 02-06-23-04-07-09.00, UD No. 06.00290.00.

Name: Charles R. and Margaret R. Bush

Address: P.O. Box 339, Dixon, MO 65459

## Exhibit 2

### PLAN OF INTENT

**NOW COMES** the City of Dixon and herewith submits its plan of intent for annexation of the following-described property:

All of that land lying, being and situate in the County of Pulaski, and the State of Missouri, as is more fully described on Exhibit 1, attached hereto., and made a part hereof

1. The major services provided by the City of Dixon are as follows:

Police protection, fire protection, water service, sewer service provided a city sewer main line is within 100 feet of the described property, street maintenance, City parks, City community center, refuse collection, animal control.

2. The foregoing city services will be available to the property described (subject to the conditions stated for sewer service) as soon as practicable after the effective date of annexation but in any event not later than three years following such date.

3. The City of Dixon's assessment rates and tax rates are as follows:

- A. **ASSESSMENT RATES:**

The City assess all property at the following rates:

- (1) Commercial property at 32% of its fair market value.
- (2) Residential property at 19% of its fair market value.
- (3) Agricultural property at 12% of its productive capability as defined in

Chapter 137, RSMo.

- B. **TAXATION RATES:**

- (1) The general tax rate is 41 cents (\$.41) per one hundred dollars (\$100.00) of assessed valuation.

- (2) There presently exists a water bond assessment which varies from year-to-year. High assessment in 1986 was 30 cents (\$.30) per one hundred dollars (\$100.00) of assessed valuation. Low assessment in 1989 was zero-cents (\$.00) per one hundred dollars (\$100.00) of assessed valuation. The water bond assessment will end in 2001.

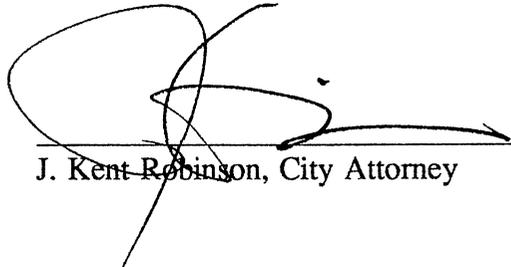
4. There is no zoning for the area proposed to be annexed except existing uses and there are no plans at present to zone the property.

5. The proposed effective date of annexation is three months following the date of any election held in conjunction with the proposed annexation at which election said annexation is approved.

Date: Aug 19<sup>th</sup>, 1991

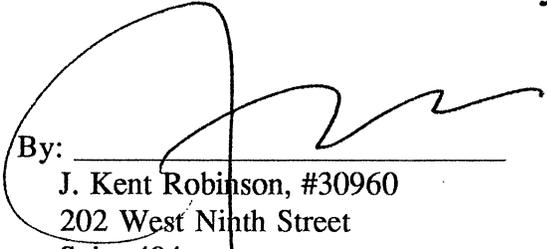
  
\_\_\_\_\_  
Mayor Elizabeth McPherson

APPROVED AS TO FORM:

  
\_\_\_\_\_  
J. Kent Robinson, City Attorney

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By: 

J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

ORDINANCE NO. 336

**AN ORDINANCE PROHIBITING THE MAINTENANCE OF NUISANCES WITHIN THE CITY OF DIXON, MISSOURI, PROVIDING FOR THE ABATEMENT OF AND PENALTIES FOR THE MAINTENANCE OF SUCH NUISANCES AND PROVIDING FOR AN EFFECTIVE DATE FOR THIS ORDINANCE**

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

**SECTION 1: Nuisances Prohibited:**

It shall be unlawful for any person, including owner, lessee or occupant, agent, servant or representative or employee of any such owner, having control of any real estate situated within the City of Dixon, Missouri, or within one (1) mile of the corporate limits of said city, to permit or allow to be carried on or maintained any of the acts, things or conditions declared to be nuisances as set forth in this ordinance.

**SECTION 2: Nuisances Defined:**

The following are hereby defined, deemed and declared to be nuisances for the purpose of this ordinance:

(a) Any act done or committed or suffered to be done or committed by any person, or any substance or thing kept, maintained, placed or found, in or upon any public or private place within this city which is injurious, dangerous, annoying, unsafe, or offensive to the public.

(b) Any pursuit followed or act done or omission failed to be done by any person which is injurious, dangerous, annoying, unsafe, or offensive to the public.

(c) Any building, bridge or other structure which is unsafe, dangerous, injurious, unhealthy, offensive, or annoying to the public.

(d) Any slaughterhouse, stockyard, or stable, cattle yard, hog, sheep or cow pen, which is offensive, injurious, obnoxious, unsafe or annoying to the public.

(e) Any pond or pool of stagnant water or any foul or dirty water or liquid discharged through any drain pipe or spout or thrown into or upon the street, alley, thoroughfare or lot which is injurious, dangerous, offensive, unhealthy or unsafe to the public.

(f) Any obstruction caused or permitted on any street, sidewalk, public or private alley, which is injurious, dangerous, offensive, inconvenient, unsafe or unhealthy to the public.

(g) Any stone, dirt, filth, slops, vegetable matter, animal matter, or other articles thrown or placed in or upon any street, alley sidewalk or other public place which is injurious, dangerous, obnoxious, unsafe, or offensive to the public.

(h) The placing or storage of any green or salted hides which cause an odor, which is injurious, dangerous, obnoxious, offensive, unhealthy, or unsafe to the public.

(i) Any animal or vegetable matter, or other substance liable to become putrid, offensive or unhealthy, which is injurious, dangerous, unhealthy, unsafe and offensive to the public.

(j) Any cellar, vault, private drain, pool, privy, sewer or sink, or container which may be sufficiently tightly closed to cause suffocation, which is injurious, dangerous, unsafe, or offensive to the public health.

(k) Any tenement, boardinghouse, or lodging house in the city leased, let, rented or occupied by any person for dwelling which is not sufficiently lighted, ventilated, heated, or provided with water and sewer services, or kept in a clean and sanitary condition, which is dangerous, injurious, obnoxious, offensive, or unsafe to the public.

(l) Any house or building or tank within the City used for the special or exclusive storage of powders or dynamite, with a glycerine, coal oil or other explosive substance, detrimental to the public health, or endangering human life, or any house, building or store, wherein small quantities of such explosives are kept, exposed or insecure, or kept in any manner so as to endanger the public.

(m) Any radio, television set or musical instrument or device operated in such manner or at such hours which are injurious, inconvenient, obnoxious, offensive or annoying to the public or persons living or doing business nearby.

(n) Any growth of weeds, grass, or poisonous or harmful vegetation to a greater height than twelve (12) inches on the average within two hundred (200) feet of any building or one hundred (100) feet of any improved street, or any accumulation of dead weeds, grass or brush, within two hundred (200) feet of any building or one hundred (100) feet of any improved street.

(o) Any accumulation or existence upon any lot or parcel of ground of any putrid or unsound meat, hides, decayed vegetables or food, manure, filth, ash heaps, garbage, rubbish, dirt, or filth of any kind which, by its decay or putrifaction, could or would become offensive to human beings or detrimental to health, or of such a nature as to be or become harbors or breeding places for mosquitos, ants, flies, rats, mice, or other insects, animals or vermin.

(p) The maintenance of any condition upon any lot or parcel of ground which is offensive, injurious, obnoxious, unsafe or annoying to the public or of such a nature as to be or become harbors or breeding places for mosquitos, ants, flies, rats, mice, or other insects, animals or vermin.

(q) Any pursuit followed or engaged or acts done by any person which is injurious, dangerous, annoying, unsafe or offensive to the public.

(r) Any dust or noise emanating from the operation of any motorized vehicle or apparatus which is injurious, dangerous, obnoxious, offensive, unhealthy or unsafe to the public.

(s) Any wrecked, abandoned or unused motor vehicle or parts of motor vehicles or other machines, scrap iron, or other metals, tin cans, old bottles, broken glass, discarded wearing apparel which is injurious, dangerous, obnoxious, unsafe or offensive to the public.

(t) The debris or remains present upon any property after destruction or partial destruction by fire.

### **SECTION 3: Emergency Abatement:**

In cases where it reasonably appears that there is an immediate danger to the health, safety or welfare of the public, due to the existence of any nuisance, the Mayor and Board of Aldermen shall have the authority to order the chief law enforcement official for the city to immediately abate the nuisance in an expedient and appropriate manner.

### **SECTION 4: Abatement of Nuisances:**

(a) Whenever the Board of Aldermen, or its designated officer, shall ascertain or have knowledge that a prohibited nuisance exists, it shall serve notice upon the person occupying, owning or having possession or the right to possession of the premises to abate such nuisance within fifteen (15) days after the date such notice is served. Such notice shall be deemed served on the date it is mailed by U.S. certified mail with postage prepaid or the date upon which the notice of abatement is actually posted upon the premises.

(b) Within such fifteen day period, the person to whom the notice is directed may either abate the nuisance or request a hearing at the next regularly scheduled meeting of the Board of Aldermen to then and there provide grounds or reasons as to why the condition complained of is not a nuisance or that the person to whom the notice was directed is not responsible for such nuisance.

(c) If no hearing is requested, or if after a requested hearing the Board of Aldermen determines that a nuisance exists, it shall by order direct the person or persons maintaining such nuisance to abate the same within twenty (20) days. Such order of abatement shall be served in the same manner as provided in the section for service of the notice of nuisance. The order may further provide that if the nuisance is not thereafter abated, appropriate city officials may be authorized and directed to cause abatement of the said nuisance. If the nuisance is abated by the city, it shall be at the expense of the legal land owner and the cost of such abatement may be assessed as a special tax against the property so improved or upon which such work was done and the City Clerk shall cause a special tax bill therefore against the owner thereof and the certified bills of such assessment shall describe therein the property upon which work was done. The bills for the above work shall be recorded and shall be collected by the City Clerk and shall be a tax lien upon the property until paid. The cost of abating nuisances on private

property shall be levied and assessed on each lot in proportion to the amount of work done and material used in abating the nuisance located on each such lot.

**SECTION 5: Penalties for Failure to Abate Nuisance:**

In addition to its authority to cause the abatement of any nuisance, any person who fails to abate a nuisance after service of an order of abatement as herein provided, shall be fined not more than \$300.00 for each such violation. For every day after conviction (whether the judgment be appealed from or not) before the municipal judge, of any person for the violation, failure, neglect or refusal to comply with any of the provisions or requirements of this ordinance, that such public nuisance continues, such person shall be deemed guilty of a separate and distinct offense for which he/she may be again cited, tried, convicted and punished as in the first instance.

**SECTION 6: Effective Date:**

This Ordinance shall become effective from and after September 9, 1991.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 9th DAY OF SEPTEMBER, 1991.**

  
Elizabeth Jane McPherson, MAYOR

ATTEST:

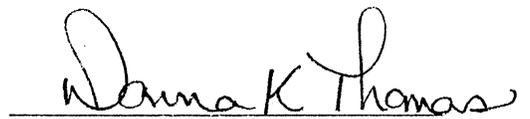
  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved this 9 day of September, 1991.

  
ELIZABETH JANE MCPHERSON, MAYOR

ATTEST:

  
DONNA K. THOMAS, CITY CLERK

(CITY SEAL)

*Done*

**AN ORDINANCE ESTABLISHING A NEW DATE FOR SUBMISSION OF THE QUESTION POSED BY ORDINANCE 334, PASSED AUGUST 19, 1991, TO THE REGISTERED VOTERS OF THE CITY OF DIXON, MISSOURI, 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: Amendment to Section 4 of Ordinance 334:**

Section 4 of Ordinance 334, duly passed by the Board of Alderman of the City of Dixon, Missouri, on August 19, 1991, is hereby amended to read as follows:

**"SECTION 4: Clerk to Submit Question:**

The City Clerk is hereby directed to cause the Question of whether the elective position of the City Marshall 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 a special election to be held for that purpose on Tuesday, March 3, 1992. If a majority of the voters voting at that election vote against the proposition of replacing the City Marshall's position with the appointive position of Chief of Police, then the vacant office of City Marshall shall be filled on the general municipal election day of April 7, 1992."

**SECTION 2: Amendment to Section 5 of Ordinance 334:**

**"SECTION 5: Effective Date:**

If the proposition to replace the position of City Marshall with the appointive position of Chief of Police is approved by a majority of the qualified voters casting ballots at the special election on March 3, 1992, then Ordinance 334 shall take effect immediately on March 4, 1992, 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 and for such period of time as the Board of Aldermen may, by ordinance establish."

**SECTION 3: Repeal of Inconsistent Ordinances:**

This Ordinance shall take effect from and after the date of its passage and approval by the Board of Aldermen of the City of Dixon, Missouri, and all prior ordinances, to the extent inconsistent herewith, are hereby repealed.

**SECTION 4: Effective Date:**

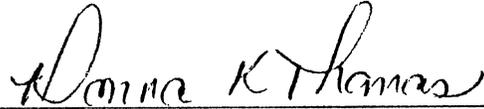
This Ordinance shall become effective from and after October 7, 1991.

## NOTICE OF ELECTION

In accordance with Chapter 115 of the Laws of Missouri, and pursuant to Ordinance Number \_\_\_\_\_, adopted by the Dixon Board of Alderman and approved by its Mayor on February 3, 1992, notice is hereby given that a Special Election will be held in the City of Dixon, Missouri, on April 7, 1992, at which election all registered voters residing within the City of Dixon will be given the opportunity to elect a City Marshall to fill a vacancy in that office. The winner of the election shall serve out the unexpired term of the existing office which is one year.

The polling places for said election will be open at 6:00 o'clock a.m., and will close at 7:00 o'clock p.m. The polling place for the election will be at Dixon City Hall, Dixon, Missouri. The official ballot for said election will be substantially in the form attached to this notice.

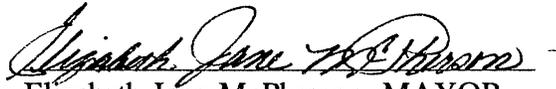
Given under my hand and affixed with the official seal of the City of Dixon, Missouri, this 3rd day of February, 1992.



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Donna K. Thomas, City Clerk

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS  
7th DAY OF OCTOBER, 1991.

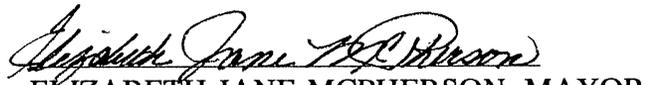
  
Elizabeth Jane McPherson, MAYOR

ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved this 7 day of October, 1991.

  
ELIZABETH JANE MCPHERSON, MAYOR

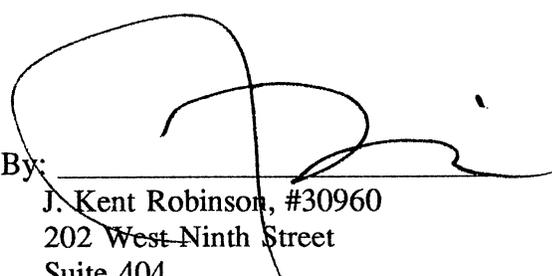
ATTEST:

  
DONNA K. THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By:   
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

ORDINANCE NO. 338

**AN ORDINANCE AUTHORIZING THE CITY TO HOLD A SPECIAL ELECTION TO FILL THE UNEXPIRED FOUR YEAR TERM OF CITY MARSHALL, ONE YEAR OF WHICH REMAINS, AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.**

**RECITALS:**

A. Section 79.280 of the Revised Statutes of Missouri (1990 Supp.) allows cities of the fourth class in this state by ordinance to hold a special election to fill any vacancy occurring in the office of any elected official.

B. The City of Dixon presently has a vacancy in the elected office of City Marshall.

C. The vacancy is to be filled for a period of one year, which is the term remaining on the previously elected City Marshall's term of office.

D. In order to reasonably discharge municipal purposes, the City now deems it necessary and advisable to hold a special election to fill the unexpired portion of the four year term of City Marshall on the next regular municipal election day of April 7, 1992.

E. Pursuant to the authority and direction of the Board of Alderman, the City Clerk has given public notice in accordance with law of the opening filing date, the proper place to file and the closing filing date for the unexpired term of the office of City Marshall.

**NOW, THEREFORE,** be it ordained by the Board of Alderman of the City of Dixon, Missouri, as follows.

1. **Special Election:** There shall be on April 7, 1992, a special election within the City of Dixon, Missouri, to elect a City Marshall who shall serve for a period of one year, which is the unexpired portion of the current term of office.

2. **Submission to Voters:** The Mayor and City Clerk are hereby authorized and directed to submit this special election to the qualified voters of the City.

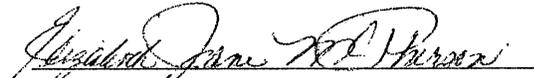
3. **Adoption of Notice:** The public notice heretofore given by the City Clerk confirming the opening filing date, the place for filing and the closing filing date for the unexpired term of City Marshall is hereby adopted, ratified and approved.

4. **Sample Ballot:** The City Clerk shall deliver to the Pulaski County Clerk notice of the authorized special election and a sample ballot in the form and manner required by law.

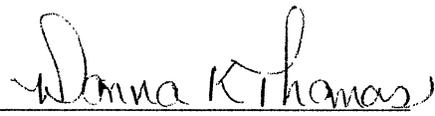
5. **Date of Vote:** The foregoing special election shall be held before the qualified voters of the City of Dixon, Missouri on the 7th day of April, 1992.

4. Effective Date: This ordinance shall be in full force and effect immediately.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON,  
MISSOURI, THIS 3 DAY OF February, 1992.

  
Elizabeth Jane McPherson, MAYOR

ATTEST:

  
Donna K. Thomas, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY,  
CRUMP & WHITE

By: \_\_\_\_\_  
J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

**AN ORDINANCE PROVIDING FOR THE APPOINTMENT, RATHER THAN THE ELECTION, OF A CHIEF OF POLICE, WHO SHALL PERFORM ALL OF 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 Chief of Police:**

The Chief of Police shall perform all of the 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 within 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 August 4, 1992.

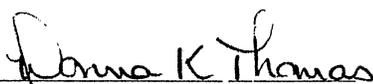
**SECTION 5: Effective Date:**

If approved by a majority of the voters voting during the August 4, 1992, election, this ordinance shall take effect on April 6, 1993, 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 16th DAY OF MARCH, 1992.**

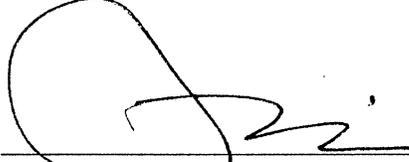
  
Elizabeth Jane McPherson, MAYOR

ATTEST:

  
Donna K. Thomas, CITY CLERK  
(CITY SEAL)

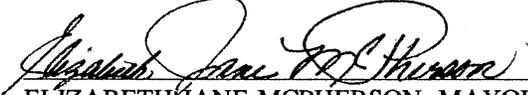
Approved as to form:

WILLIAMS, ROBINSON, MURLEY,  
CRUMP & WHITE

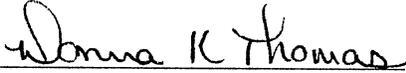
By: 

J. Kent Robinson, #30960  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

Approved this 16th day of March, 1992.

  
ELIZABETH JANE MCPHERSON, MAYOR

ATTEST:

  
DONNA K. THOMAS, CITY CLERK

(CITY SEAL)

ORDINANCE # 340  
AN ORDINANCE VACATING A PORTION OF  
PEARL STREET; FIXING AN EFFECTIVE DATE

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

SECTION 1. That the Board of Aldermen has considered the Petition presented by Christopher M. Paterson seeking vacation of the hereinafter described portion of Pearl Street, as shown on the plat of Murphy's Addition to the City of Dixon, Missouri.

SECTION 2. That the Board of Aldermen finds and determines that it is expedient to vacate the hereinafter described portion of the said Pearl Street.

SECTION 3. That the Board of Aldermen finds and determines that no damages will be sustained by the citizens of Dixon or by the owners of property therein as a result of vacation of the hereinafter described portion of the said Pearl Street.

SECTION 4. That the following described portion of Pearl Street is hereby vacated, to-wit:

Beginning at the Northeast corner of Lot 1 in Block 3 of MURPHY'S ADDITION to the City of Dixon, Pulaski County, Missouri, per the plat thereof filed in the Recorder's Office of Pulaski County, Missouri; thence South 87° 37' 20" East 25.0 feet; thence South 3° 19' 20" West 199.32 feet; thence North 87° 40' 40" West 21.0 feet to the Southeast corner of said Lot 1; thence North 2° 10' 20" East 199.31 feet along the East line of said Lot 1 to the point of beginning.

SECTION 5. That ownership of the above described portion of Pearl Street reverts to Christopher M. Paterson, owner of the real estate which adjoins that portion of Pearl Street.

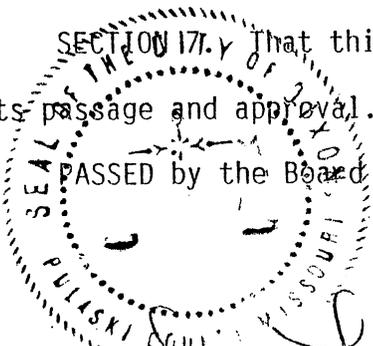
SECTION 6. That the City Clerk is directed to cause a certified copy of this ordinance to be recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri.

SECTION 7. That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the Board of Aldermen on this 4 day of May, 1992.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

9202467

92MAY-7 8:10:50

APPROVED by the Mayor on this 4 day of May, 1992.

Richard Lee M. Hanson  
Mayor

STATE OF MISSOURI  
COUNTY OF PULASKI

IN THE RECORDER'S OFFICE.

I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 7 day of May A.D. 1992, at 10 o'clock and 50 minutes a. M.; duly filed for record in this office and is recorded in the records of this office, in Book 0002A, at Page 9202467.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Cynthia Choate Deputy

72  
City of Waynesville

ORDINANCE 341

AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, authorizing, fixing and determining a rate of levy on the hundred dollar valuation on all taxable property within the City of Dixon levied and collected upon all property within said City for the year of 1992.

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 authority and direction of the laws of 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 1992, upon all Real Estate, Personal and Mixed Property taxable within the City of Dixon, Missouri, at the rate of \$0.46 cents on the \$100.00 assessed valuation as per the following purposes.

GENERAL REVENUE ON EACH \$100.00 ASSESSED EVALUATION.....	\$0.43	<i>ordinance # 142-343</i>
FOR PUBLIC LIBRARY.....	\$0.03	
BONDS AND ANNUAL INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	\$0.00	
TOTAL.....	\$0.46	<i>45</i>

And that the above 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 of the year 1992.

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

Read first, second and third time and approved by the following votes.

AYES 6 NAYS 0

PASSED AND APPROVED THIS 24th DAY OF AUGUST, 1992.

ATTEST:

Jackie Goodman  
Jackie Goodman, City Clerk

Elizabeth Jane McPherson  
Mayor Elizabeth Jane McPherson

STATE OF MISSOURI  
COUNTY OF PULASKI  
CITY OF DIXON

I, Jackie Goodman, clerk for the City of Dixon, Pulaski County, State of Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1992. Upon all taxable property within said City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said City.

Done at my office in the City Hall in Dixon, Missouri, this the 24th day of August 1992.

SEAL

Jackie Goodman  
Jackie Goodman, City Clerk

ORDINANCE 342

*Done*

1992 - An Ordinance of the City of Dixon, Missouri, amending Section 1 OF ORDINANCE 341 dated August 24, 1992, providing for a change in the authorizing, fixing, and determining a rate of levy on the hundred dollar valuation on all taxable property within the City of Dixon levied and collected upon all property within said City for the year of 1992.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIXON, MISSOURI:

SECTION 1. Section 1 of Ordinance No. 341 dated August 24, 1992, is hereby amended to read as follows:

That pursuant to the authority and direction of the laws of State of Missouri, relevant to the 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 1992, upon all Real Estate, Personal and Mixed Property taxable within the City of Dixon, Missouri, at the rate of \$0.45 cents on the \$100.00 assessed valuation as per the following purposes.

GENERAL REVENUE ON EACH \$100.00 ASSESSED EVALUATION.....	\$0.42
FOR PUBLIC LIBRARY.....	\$0.03
BONDS AND ANNUAL INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	\$0.00
TOTAL.....	\$0.45

And that the above 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 of the year 1992.

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

Read first, second and third time and approved by the following votes.

AYES 6 NAYS 0

Passed and Approved the 5th day of October, 1992 .

ATTEST:

  
Joyce Hardwick, City Clerk

  
Elizabeth Jane McPherson, Mayor

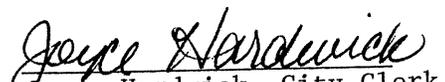
STATE OF MISSOURI  
COUNTY OF PULASKI  
CITY OF DIXON

I, Joyce Hardwick, clerk for the City of Dixon, Pulaski County, State of Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1992. Upon all taxable property within said City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said City.

Done at my office in the City Hall in Dixon, Missouri, this the 5th day of October, 1992 .

SEAL

  
Joyce Hardwick, City Clerk

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

SPECIAL ORDINANCE NO. 343

**AN ORDINANCE TO ENTER INTO A LEGAL SERVICE CONTRACT FOR A TERM OF ONE YEAR WITH THE LAW FIRM OF WILLIAMS, ROBINSON, TURLEY & WHITE, P.C.**

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

**SECTION 1: Finding of Need for Legal Services:**

The Board of Alderman of the City of Dixon, Missouri, finds it necessary for the City to retain general counsel to perform regular legal services for the City.

**SECTION 2: Approval of Legal Services Contract:**

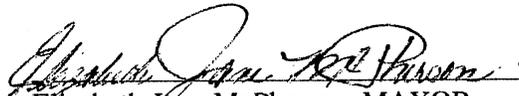
The legal services contract with the law firm of Williams, Robinson, Turley & White, P.C., attached hereto as Exhibit "A", is hereby approved and the Mayor and the City Clerk are authorized by and on behalf of the City to execute such contract.

**SECTION 3: Effective Date:**

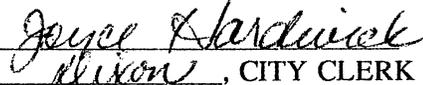
This ordinance shall be in full force and effect from and after its passage and approval and said contract shall be in full force and effect from and after November 10, 1992.

**PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS**

2nd DAY OF NOVEMBER, 1992.

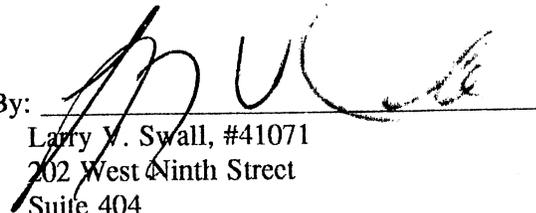
  
Elizabeth Jane McPherson, MAYOR

ATTEST:

  
Joyce Hardwick  
Dixon, CITY CLERK  
(CITY SEAL)

Approved as to form:

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

By:   
Larry V. Swall, #41071  
202 West Ninth Street  
Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

Approved this 10TH da, NOVEMBER, 1992.

  
ELIZABETH JANE MCPHERSON, MAYOR

ATTEST:

  
Joyce Hardwick  
Mayor, CITY CLERK

(CITY SEAL)

ALDERMAN

FIRST READING

  
SECOND READING

<u>ALDERMAN</u>	<u>FIRST READING</u>	<u>SECOND READING</u>
JAMES ALEXANDER	Yes	Yes
KEN FATELEY	Yes	Yes
TOM NICHOLS	Yes	Yes
RANDEL SHARP	Yes	Yes
JOHN SHEPPARD	Yes	Yes
EDWIN HAUCK	Yes	Yes

ORDINANCE NO. 344

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, TO ENTER THE CITY INTO AN OBLIGATION WITH THE STATE BANK OF DIXON, DIXON, MISSOURI, FOR THE PURPOSE OF PURCHASING A CITY COMPUTER SYSTEM.

WHEREAS: The City of Dixon, Missouri, is a City of the Fourth Class, and

WHEREAS, Said City is authorized by law to enter into obligations, and

WHEREAS, It is in the best interest of the City of Dixon to purchase a computer system for accounting purposes,

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

1. The Mayor of the City of Dixon is hereby authorized to enter into an obligation on behalf of the City of Dixon, Missouri with the State Bank of Dixon, Dixon, Missouri, in the amount of FIVE THOUSAND EIGHT HUNDRED TWENTY-FIVE AND NO/100THS (\$5,825.00); and said note to be payable within four (4) months of the date of the obligation accruing interest at the rate of six (6) percent per annum. Further, that this note be paid in monthly installments, the first payment being due on the first day of the first month following the date the obligation is entered into.

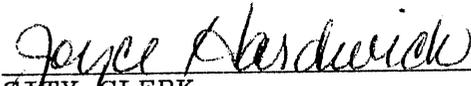
2. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE  
CITY OF DIXON, MISSOURI, AND APPROVED BY THE MAYOR THIS 7<sup>th</sup> DAY  
OF December, 1992.

APPROVED:

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

  
CITY CLERK

Alderman	First Reading	Second Reading	Third Reading
John Sheppard	yes	yes	yes
James S. Cluskey	yes	yes	yes
Edwin H. Hauck	yes	yes	yes
Ronald J. Slap	yes	yes	yes
Thomas G. Nichols	yes	yes	yes

Approved this 17th day of December, 1992.

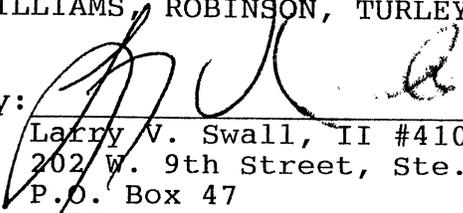
Elizabeth Jane McPherson  
 ELIZABETH JANE MCPHERSON, MAYOR

ATTEST:

Joyce Ardwick  
 CITY CLERK

Approved as to form:

WILLIAMS, ROBINSON, TURLEY & WHITE

By: 

Larry V. Swall, II #41071  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY  
OF DIXON, MISSOURI

ORDINANCE NO. 345

AN ORDINANCE TO ESTABLISH A WATER METER INSTALLATION FEE

WHEREAS, the City of Dixon, Missouri, has determined that its material costs for installing a water meter for water service to a residence or building is approximately \$250.00, (costs per following breakdown)

setter	\$75.56
pit	\$29.60
meter box cover	\$31.75
meter	\$32.50
couplings	\$ 6.50
couplings	\$ 8.50
10 ' copper pipe	\$ 9.35
corporation hook	
on copper	\$14.67
saddle	\$30.00
price increase	
for 1993	\$11.57
	-----
Total	\$250.00

WHEREAS, the maximum charge for such installation is now set at \$150.00 by Ordinance No. 302, and

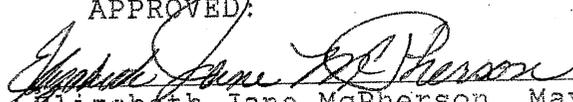
WHEREAS, the City of Dixon Missouri, has determined that an increase in such fee is necessary to cover its expenses.

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

1. Section 27-3 of the Dixon City Code is hereby amended to delete the phrase: "an amount not to exceed \$50.00," and
2. In lieu of the above phrase shall be added the phrase: "in the amount of TWO HUNDRED AND FIFTY DOLLARS (\$250.00)."

~~TWO~~<sup>THREE</sup> READ TIMES AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF DIXON, MISSOURI, AND APPROVED BY THE MAYOR THIS 7TH DAY OF JUNE, 1993.

APPROVED:

  
Elizabeth Jane McPherson, Mayor

ATTEST:

  
Clerk

City

ALDERMAN  
*[Signature]*  
James S. Alperides  
Edwin W. Hancock  
Ken J. Jolley

FIRST READING  
*[Signature]*  
James S. Alperides  
Edwin W. Hancock  
Ken J. Jolley

SECOND READING  
*[Signature]*  
James S. Alperides  
Edwin W. Hancock  
Ken J. Jolley

APPROVED THIS 7TH DAY OF JUNE, 1993.

*[Signature]*  
Elizabeth Jane McPherson, Mayor

ATTEST.  
*[Signature]*  
Cathy Clerk

ORDINANCE NO. 347

AN ORDINANCE "FAIR HOUSING" FOR THE CITY OF DIXON, MISSOURI,  
DEFINING DISCRIMINATORY PRACTICES, AND CREATING A FAIR HOUSING  
COMMITTEE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIXON, MISSOURI,  
AS FOLLOWS:

Section 1. - Declaration of Policy

The City Council of the City of Dixon hereby declares it to be the public policy of the City to eliminate discrimination and safeguard the right of any person to see, purchase, lease, rent or obtain real property without regard to race, sex, color, national origin, ancestry, religion, religious affiliation, physical handicap and without regard to whether a family has children. This ordinance shall be deemed an exercise of the police powers of the City of Dixon, Missouri, for the protection of the public welfare, prosperity, health and peace of the people of Dixon.

Section 2. - Definitions

For the purpose of this ordinance the following terms, phrases, words and their derivations shall have the meaning given herein unless the context otherwise indicates.

- a. Person shall include any individual, firm, partnership or corporation.
- b. Aggrieved Person shall include any person who is attempting to provide housing for himself and/or his family in the City of Dixon.
- c. Discriminate shall mean distinctions in treatment because of race, sex, color, religion, religious affiliation, handicap or familial status, or national origin of any person.

Section 3. - Discriminatory Practices

It shall be a discriminatory practice and a violation of the ordinance for any person to:

- a. Refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, sex, color, religion, religious affiliation, or national origin of any person.
- b. Discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, sex, color, religion, religious affiliation, or national origin.
- c. Make, print, or publish, or cause to be made, printed or published, any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, sex, color, religion, religious affiliation, or national origin that any dwelling is not available for inspection, sale or rental when such dwelling is in fact so available.

origin, ancestry, religion, religious affiliation, physical handicap and without regard to whether a family has children. This ordinance shall be deemed an exercise of the police powers of the City of Dixon, Missouri, for the protection of the public welfare, prosperity, health and peace of the people of Dixon.

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- c. Make, print, or publish, or cause to be made, printed or published, any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, sex, color, religion, religious affiliation, or national origin that any dwelling is not available for inspection, sale or rental when such dwelling is in fact so available.
- d. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood or a person or persons of a particular race, sex, color, religion, religious affiliation, or national origin.
- e. Bars discrimination in the sale or rental of housing on the basis of a handicap, and requires the design and construction of new multi-family dwelling with four (4) or more units to meet certain adaptability and accessibility requirements.
- f. Bars discrimination in the sale or rental of housing because a family has children, but exempts certain types of buildings that house older persons, e.g. Section 202 housing.

## Section 4. - Discrimination in the Financing of a House

It shall be unlawful for any bank, building and loan association, insurance company or other corporation, association, firm or enterprise whose business consists in whole or part in the make of commercial real estate loans, to deny a loan to a person applying therefore for the purpose of purchasing, constructing, repairing, or maintaining a dwelling, or to discriminate against him in the fixing of the amount or conditions of such loan, because of the race, sex, color, religion, religious affiliation or national origin or of any person associated with him in connection with such financing.

#### Section 5. - Administration

- a. There is hereby created a Fair Housing Committee whose membership shall consist of five members, who shall be appointed by the Mayor of the City with the approval with the City Council.
- b. Every complaint of a violation of this ordinance shall be referred as a Fairing Housing Committee. The Fair Housing Committee shall forthwith notify the person against who the complaint is made. The identity of the aggrieved person shall be made known to the person against whom the complaint is made at that time. If the Fair Housing Committee, after investigation, finds there is no merit in the complaint, in their opinion, then and in the event, the Fair Housing Committee will endeavor to eliminate the alleged discriminatory practice by conference and conciliation.
- c. If the Fair Housing Committee is unable to eliminate the alleged discriminatory practice by a conference and conciliation, then and in the event, the Fair Housing Committee shall forward said complaint to the city attorney for handling. The final determination of whether or not to prosecute on said complaint shall be left to the city attorney.

#### Section 6. - Enforcement

- a. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than two hundred dollars (\$200.00) or by confinement in the City jail for not more than thirty (30) days, or both such fine and imprisonment.
- b. The City attorney, instead of filing complaint in Municipal Court of said City, may, as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

#### Section 7.- Severability

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

#### Section 8.- Savings Clauses

This ordinance shall not affect violations of any other ordinance, code or regulation of the City of Dixon existing prior

by the Mayor of the City with the approval with the City Council.

b. Every complaint of a violation of this ordinance shall be referred to a Fair Housing Committee. The Fair Housing Committee shall forthwith notify the person against whom the complaint is made. The identity of the aggrieved person shall be made known to the person against whom the complaint is made at that time. If the Fair Housing Committee, after investigation, finds there is no merit in the complaint, in their opinion, then and in the event, the Fair Housing Committee will endeavor to eliminate the alleged discriminatory practice by conference and conciliation.

c. If the Fair Housing Committee is unable to eliminate the alleged discriminatory practice by a conference and conciliation, then and in the event, the Fair Housing Committee shall forward said complaint to the city attorney for handling. The final determination of whether or not to prosecute on said complaint shall be left to the city attorney.

#### Section 6. - Enforcement

a. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than two hundred dollars (\$200.00) or by confinement in the City jail for not more than thirty (30) days, or both such fine and imprisonment.

b. The City attorney, instead of filing complaint in Municipal Court of said City, may, as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

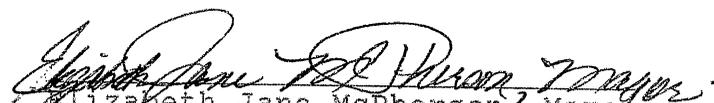
#### Section 7. - Severability

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

#### Section 8. - Savings Clauses

This ordinance shall not affect violations of any other ordinance, code or regulation of the City of Dixon existing prior to the effective date hereof. Any such violations shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.

Read the third time and passed, approved and adopted by the City Council of Dixon, Missouri, this 7th day of June, 1993.

  
Elizabeth Jane McPherson, Mayor

ATTEST:

  
Gove Ardwick

ORDINANCE NO. 348

AN ORDINANCE ESTABLISHING HOUSING REHABILITATION GRANT GUIDELINES UNDER THE CITY'S 1993 STATE COMMUNITY BLOCK GRANT NO. 93-ND-04.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DIXON, MISSOURI:

SECTION 1. PURPOSE

The purpose of the rehabilitation program is to correct code violations, overcrowded or unsanitary conditions to improve the housing and living environment for persons of low to moderate income levels living in the city of Dixon, Missouri.

SECTION 2. GENERAL OBJECTIVES

- A. The program is devised to conserve the City's present housing stock.
- B. Low to moderate income families, as hereinafter defined in SECTION 4, will receive rehabilitation work.
- C. A quarterly review of the program shall be conducted to determine if changes or refinements are needed.
- D. City codes will be followed in all work performed and in the installation of all materials.
- E. All work will be done by qualified and licensed contractors.
- F. Grants are limited to one per property.
- G. The program will encompass the target area as outlined in the Community Development Application, as noted herein in SECTION 4E.
- H. The Project Administrator and Housing Inspector shall be responsible for the making of all decisions as to the method used in rehabilitating the property with the right of appeal by the owner to the Governing Body of the City.
- I. Competitive bids shall be let on each project and the lowest responsible selected, subject to approval of the Project Administrator and Housing Inspector with a monthly report to the City Council. Minority contractors may receive negotiated bids, if approved by the City Council.
- J. Inspections of the work shall be made to insure that it fulfills the terms of the grant and contract agreement before payment is submitted.

- K. City Council members, City employees and City officers shall not be eligible for grant assistance, contract or subcontract for any work, or have any personal interest, direct or indirect, in any contract under this project.

**SECTION 3. PROCESS**

- A. This is a voluntary program. All interested persons must make application before any action can be taken.
- B. Applicants who qualify will be taken on a first-come, first-served basis. An emergency situation will receive priority. All decisions pertaining to emergencies will be made by the Project Administrator and Housing Inspector, which decision must be approved by the City Council.

B. CLARIFY THE PURPOSE OF THE PROGRAM.

CONDUCTORS.

E. THE WORK WILL BE DONE BY VOLUNTEERS AND PROFESSIONALS.

THE PROGRAM WILL BE ADMINISTERED BY THE PROJECT

ADMINISTRATOR AND HOUSING INSPECTOR. THE PROGRAM WILL BE

CONDUCTED BY

CONDUCTORS OF THE PROGRAM. THE PROGRAM WILL BE

ADMINISTERED BY THE PROJECT ADMINISTRATOR AND HOUSING

INSPECTOR.

DEFINED IN SECTION 2. THE PROGRAM WILL BE ADMINISTERED

BY THE PROJECT ADMINISTRATOR AND HOUSING INSPECTOR.

PROGRAMS WILL BE

ADMINISTERED BY THE PROJECT ADMINISTRATOR AND HOUSING

**SECTION 4. ADMINISTRATION**

THESE PROGRAMS WILL BE ADMINISTERED BY THE PROJECT ADMINISTRATOR AND HOUSING INSPECTOR. THE PROGRAMS WILL BE ADMINISTERED BY THE PROJECT ADMINISTRATOR AND HOUSING INSPECTOR. THE PROGRAMS WILL BE ADMINISTERED BY THE PROJECT ADMINISTRATOR AND HOUSING INSPECTOR.

**SECTION 5. PURPOSE**

ADMINISTRATOR:

BE IT ORDERED BY THE GOVERNING BODY OF THE CITY OF

63-80-09

ADMINISTRATOR: THE CITY OF

ADMINISTRATOR: THE CITY OF

- C. A complete housing inspection will be made by the Program Housing Inspector. A deficiency list will be prepared and submitted to the property owner. A work write-up will be prepared, as well as a cost estimate. All decisions concerning repairs to be made to the structure will be made by the Project Administrator with the right of appeal by the owner to the Governing Body of the City.
- D. All items on the work write-up, as well as other pertinent information, will be discussed with the owner, Project Administrator and Housing Inspector, and Contractor before a contract is signed.

**SECTION 4. QUALIFICATIONS**

Income limits for applicants:

No. of Persons/Household	Total Annual Gross Household Income
1	\$15,800.00
2	\$18,050.00
3	\$20,300.00
4	\$22,550.00
5	\$24,350.00
6	\$26,150.00
7	\$27,950.00
8 +	\$29,800.00

- B. The property to be rehabilitated must have been owned by the applicant prior to 60 days before application. Property will be eligible only if the owner signs an agreement to repay the full grant amount if the property rehabilitated is sold within three (3) years of contract completion or, if rental property, the rent received by the owner is increased in violation of the rent-freeze agreement executed for this property.
- C. An owner-applicant must not have net assets in excess of \$100,000.00, excluding equity in property. A renter-applicant must not have net assets in excess of \$50,000.00.
- D. The owner must have a recorded deed of ownership. A contract for deed properly executed shall not constitute ownership, but shall be considered a rental. The buyer and the seller will be required to make joint application and jointly execute the contract for rehabilitation work. The same applies to renter-applicant, both renter and owner shall be required to jointly apply and execute the contract.
- E. Only properties within the target area will be eligible for grant assistance, except in circumstances which involve minority, handicap or emergency needs, as set out in the City's grant application.



PASSED AND APPROVED by the Mayor and Governing Body of the  
City of Dixon, Missouri, this 23rd day of June, 1993.

Elizabeth Jane McPherson  
Mayor

ATTEST:

*Joyce Wardwick*  
City Clerk

## EXCESSIVE FORCE RESOLUTION

A resolution establishing rules and regulations regarding the use of excessive force during nonviolent civil rights demonstrations, including physically barring entrance to a facility or location which is the subject of such demonstration, and providing penalties for violation thereof: In the City of Dixon, County of Pulaski, State of Missouri, as follows:

### ARTICLE I

Section 1: The City hereby adopts and will enforce this policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individual engaged in nonviolent civil rights demonstrations. The City also prohibits the physical barring of any entrance or exit to such a facility and will enforce all applicable state laws regarding same.

### ARTICLE II

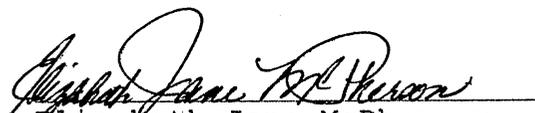
Section 1: Any person found to be violating any provision of this resolution shall be served by the City with written notice stating the nature of the violation.

Section 2: Any person guilty of this violation shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding one hundred (\$100.00) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Section 3: Any person violating any of the provisions of this resolution shall become liable to the City for any expense, loss, or damage occasioned by the City by reason of such violation.

### ARTICLE III

PASSED AND ADOPTED BY THE CITY COUNCIL OF DIXON, STATE OF MISSOURI, ON THE 7TH DAY OF JUNE, 1993.

  
Elizabeth Jane McPherson  
Mayor

ATTEST:

  
City Clerk

**AN ORDINANCE ACCEPTING THE OZARK RIVERS SOLID WASTE MANAGEMENT PLAN**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to adopt a plan to govern the management of solid waste within the City of Dixon, Missouri, and to reduce the volume of solid waste within the City of Dixon, Missouri, by 40 percent by 1998; and,

**WHEREAS**, Mo. Rev. Stat. Sections 260.200 (1992 Supp.) et. seq., require that each city adopt a plan for the management of solid waste within the city; and,

**WHEREAS**, the Missouri Department of Natural Resources has divided the state into multi-county regions and determined that the City of Dixon, Missouri, shall implement a solid waste management plan within the Ozark Rivers Solid Waste Management District; and,

**WHEREAS**, the Ozark Rivers Solid Waste Management District has set forth its Solid Waste Management Plan to manage the disposal of solid waste in accordance with Missouri law; and

**WHEREAS**, by accepting the Ozark Rivers Solid Waste Management Plan the City agrees to implement the recommendations contained within the three phases of the plan:

**PHASE I (to be completed by May 1995):**

- Provide recycling opportunities to all City residents;
- Provide City residents with a yard waste composting alternative;

**PHASE II (to be completed by May 1997):**

- Implement programs to minimize the amount of household/farm hazardous waste;
- Implement one day collections for special types of waste (tires, appliances, lead-acid batteries and waste oil);

**PHASE III (to be completed by Jan. 1999):**

- Implement one day collections of household/farm hazardous waste;
- Work with district to prohibit illegal dumping and clean-up illegal dump sites.

**WHEREAS**, all member cities will be financially responsible for the programs developed in their individual community; and

**WHEREAS**, the City of Dixon, Missouri, agrees that the district executive board and council will determine the financial responsibility of all member cities and counties to the district's activities and programs;

**BE IT ORDAINED**, by the Board of Alderman of the City of Dixon, Missouri, that it has reviewed and accepts the Ozark Rivers Solid Waste Management Plan.

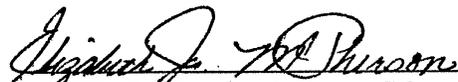
Read two times and passed by the Board of Aldermen of the City of Dixon, Missouri, this 12<sup>th</sup> day of July, 1993.

  
ELIZABETH J. McPHERSON, MAYOR

Attest:

  
JOYCE HARDWICK, CITY CLERK

Approved this 12<sup>th</sup> day of July, 1993.

  
ELIZABETH J. McPHERSON, MAYOR

Attest:

  
JOYCE HARDWICK, CITY CLERK

(City Seal)

AldermenFirst ReadingSecond Reading

James Alexander

Aye

Aye

Edwin Hauck

Aye

Aye

Alfred Wall

Aye

Aye

Tommy Nichols

Aye

Aye

Randel Sharp

Aye

Aye

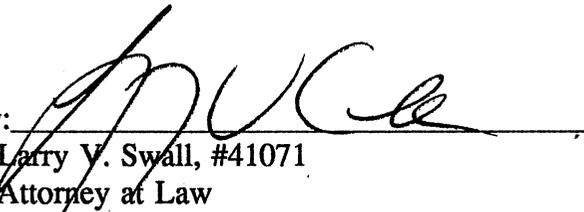
Ken Fateley

Absent

Absent

Approved as to the form.

WILLIAMS, ROBINSON, TURLEY  
& WHITE

By: 

Larry V. Swall, #41071

Attorney at Law

202 W. Ninth Street, Suite 404

Post Office Box 47

Rolla, Missouri 65401

(314) 341-2266

ATTORNEYS FOR THE  
CITY OF DIXON, MISSOURI

ORDINANCE # 350

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 of Dixon, to be levied and collected upon all property within the City for the year of 1993.

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 1993, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$1.06 cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED EVALUATION....	\$0.42
FOR PUBLIC LIBRARY.....	\$0.03
FOR BONDS AND INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	\$0.61
TOTAL.....	\$1.06

And that the above 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 1993.

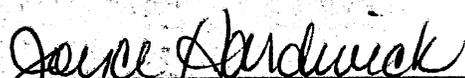
SECTION 2. That the City Clerk is hereby authorized and directed to furnish a certified copy of this ordinance to the Clerk of the County Court of Pulaski County, Missouri, within the time required by law for the filing of city rates with said Clerk.

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

AYES 4 NAYS 0

Passed and approved the 25th day of August, 1993.

ATTEST:

  
Joyce Hardwick, City Clerk

  
Elizabeth Jane McPherson, Mayor

STATE OF MISSOURI  
COUNTY OF PULASKI  
CITY OF DIXON

I, Joyce Hardwick, Clerk of the City of Dixon, Pulaski County, Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1993, upon all taxable property within said City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City.

Done at my office in the City Hall of Dixon, Missouri, this 25th day of August, 1993.

*Joyce Hardwick*  
Joyce Hardwick, City Clerk

SEAL

ON THE \$100.00 VALUATION.....	\$1.00
FOR BONDS AND INTEREST ON GENERAL OBLIGATION BONDS	\$0.00
FOR PUBLIC SERVICES.....	\$0.03
GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	\$0.43

\$100.00 assessed valuation as per the following schedule:  
CITY OF DIXON, MISSOURI, at the rate of \$1.00 cents on the  
year estate, personal and mixed property taxes within the  
year and collected as taxes for the year 1993 upon the  
proper elections held in said city, that there shall be  
assessed to the property of the qualified voter as per the  
provisions of the constitution of the State of Missouri, and  
SECTION 1. That pursuant to the laws of the State of

DIXON, COUNTY OF PULASKI, STATE OF MISSOURI, AS FOLLOWS:  
BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE CITY OF  
for the year of 1993  
to be levied and collected upon all property within the city  
valuation of all taxable property within the city of Dixon,  
fixed and determined a rate of 1993 on the property as per  
AN ORDINANCE OF THE CITY OF DIXON, MISSOURI, APPROVED

ORDINANCE # 320

**AN ORDINANCE TO ENABLE POLICE OFFICERS OF THE CITY OF DIXON, MISSOURI, TO ACT IN AN EMERGENCY SITUATION OUTSIDE OF CITY LIMITS.**

**WHEREAS**, the Missouri General Assembly enacted in 1987, the Law known as Senate Bill No. 372, which, among other things, provided that a police officer is authorized to act in emergency situations outside the corporate limits of the municipality, provided that certain legislative authorizations are granted; and

**WHEREAS**, the City of Dixon, Missouri, desires to provide efficient police protection to the citizens of this community, to those living near this community, and to those visiting this community; and

**WHEREAS**, the City of Dixon, Missouri, desires to authorize its municipal police officers to respond in emergency situations outside the boundaries of the municipality; and

**WHEREAS**, most of the police officers employed by the municipality have received the basic training required by Chapter 590 of the Revised Statutes of Missouri, said training being a prerequisite to the authority of the police officer to respond outside the City of Dixon, Missouri, city limits.

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

**Section 1.** Any police officer of the City of Dixon, Missouri, completing the basic training program as established by Chapter 590 of the Revised Statutes of Missouri shall have the authority to respond to an emergency situation outside the boundaries of the City of Dixon; provided, however, that such authorization to respond shall exist only within the jurisdictions prescribed in Section 3 below. As provided herein, "emergency situation" means any situation in which the police officer has a reasonable belief that a crime is about to be committed, is being committed, or has been committed involving injury or threat of injury to any person, property, or governmental interest, and the officer's response is reasonably necessary to prevent or end such emergency situation, or mitigate the likelihood of injury involve in such emergency situation. The determination of any emergency situation shall be in the discretion of the officer.

**Section 2.** The term "response" as used in this ordinance, shall mean to take any and all action which the police officer may lawfully take as if exercising normal powers within the City of Dixon, Missouri.

**Section 3.** The authority contained herein shall permit the response by one or more of the City of Dixon, Missouri, police officers in any of the following jurisdictions within the State of Missouri until the emergency situation has been adequately taken into control, in the discretion of the officer, by another appropriate jurisdiction: Waynesville, Crocker, St. Robert, Pulaski County

**Section 4.** Every response to an emergency situation outside the city limits of Dixon, Missouri, shall be reported in writing by the Marshal to the Mayor with an explanation of the reason for the response.

**Section 5.** Notwithstanding anything to the contrary within this ordinance, if the county commissions of Pulaski County Missouri, has not passed appropriate legislation authorizing police officers of the City of Dixon to respond within that jurisdiction within six (6) days of the date hereof, this ordinance shall be void and of no effect whatsoever as to the authority of the officers of the City of Dixon, Missouri, to respond within that jurisdiction.

**Section 6.** All ordinances or parts of ordinance in conflict herewith are hereby repealed.

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

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF October, 1993.**

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

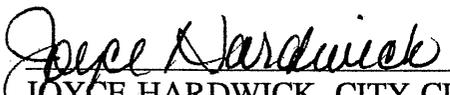
  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved this 4th day of October, 1993.

  
ELIZABETH JANE McPHERSON, MAYOR

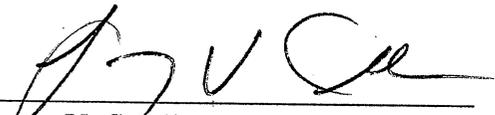
ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
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
Alfred Wall	Yes	Yes	
Edwin Hauck	Yes	Yes	
James Alexander	Yes	Yes	
Tommy Nichols	Yes	Yes	
Randel Sharp	Yes	Yes	
Kenneth Fateley	Nay	Nay	

**AN ORDINANCE TO ENTER INTO A LEGAL SERVICES CONTRACT FOR A TERM OF ONE (1) YEAR WITH THE LAW FIRM WILLIAMS, ROBINSON, TURLEY & WHITE, P.C.**

WHEREAS, the City of Dixon, Missouri, desires to enter into a legal services contract with the law firm of Williams, Robinson, Turley & White, P.C., for a term of one (1) year beginning November 1, 1993, and through October 31, 1993; and

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

**Section 1 : Finding of Need for Legal Services.** The Board of Aldermen of the City of Dixon, Missouri, finds it necessary for the City to retain general counsel to perform regular legal services for the City.

**Section 2 : Approval of Legal Services Contract.** The Legal Services Contract with the law firm of Williams, Robinson, Turley & White, P.C., attached hereto as Exhibit 'A', is hereby approved, and the Mayor and the City Clerk are authorized by and on behalf of the City to execute such Contract.

**Section 3 : Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval by the Board of Aldermen and said Contract shall be in full force and effect from and after November 1, 1993.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 1st DAY OF November, 1993.**

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved this 1st day of November, 1993.

  
ELIZABETH JANE McPHERSON, MAYOR

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A SPECIAL WARRANTY DEED FROM THE CITY OF DIXON, MISSOURI, TO BROWN SHOE GROUP, INC.**

**WHEREAS**, the City of Dixon, Missouri, is the fee holder of record of the following described piece of property:

All that part of the East half of the Northeast quarter of the Northwest quarter of Section 25, Township 38 North, Range 11 West of 5th P.M. described as follows: Beginning at the Northeast corner of said East half of Northeast quarter of Northwest quarter; thence south  $0^{\circ} 09' 00''$  West 250.0 feet along the East line of said East half of Northeast quarter of Northwest quarter to the Southeast corner of parcel described in instrument recorded in Book 247, Page 247 in the Recorder's Office of Pulaski County, Missouri, and also to the North right-of-way of Sixth Street; thence North  $85^{\circ} 10'$  West 198.78 feet along the North right-of-way of said Sixth Street and along the South line of said parcel described in Book 247, Page 247 to the true point of beginning of the tract herein described; thence North  $0^{\circ} 37' 10''$  East 126.1 feet and North  $84^{\circ} 34' 30''$  West 464.0 feet along the Southerly line of said parcel described in Book 247, Page 247 to the Southwest corner of that parcel and also to the West line of said East half of Northeast quarter of Northwest quarter; thence South  $0^{\circ} 00' 20''$  West 125.72 feet and South  $0^{\circ} 27' 20''$  West 207.24 feet along the West line of said East half of Northeast quarter of Northwest quarter; thence South  $84^{\circ} 05' 40''$  East 63.53 feet; thence South  $6^{\circ} 21' 40''$  West 183.0 feet to the Northerly right-of-way of "Street No. One"; thence South  $70^{\circ} 31' 20''$  East 435.09 feet along the Northerly right-of-way of said Street No. One; thence North  $1^{\circ} 03' 10''$  East 496.56 feet to the true point of beginning of the tract herein described; EXCEPT that portion included within the parcel described in the instrument recorded in Book 247, Page 134 in the Recorder's Office of Pulaski County, Missouri. Description per survey (R-5745) made by Elgin Surveying & Engineering, Inc. under date of October 14, 1993.

**WHEREAS**, Brown Group, Inc., a New York corporation; has fulfilled its obligation under Special Ordinance No. 143; and,

**WHEREAS**, the City of Dixon, Missouri, desires to convey, grant and transfer its fee interest in the above-described parcel of land to Brown Group, Inc.; and

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is necessary to the general welfare of the City of Dixon, Missouri, and the citizens thereof to convey said property; and

**WHEREAS**, the Brown Group, Inc. desires to acquire said parcels and to maintain said parcels.

**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 convey a Special Warranty Deed to Brown Shoe Group, Inc., for the above-described parcel of land, attached hereto as Exhibit "A".

**Section 2.** The City of Dixon, Missouri, shall from this date forward shall have no obligation or interest in the above-described parcel.

**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 1st DAY OF December, 1993.**

  
ELIZABETH J. MCPHERSON, MAYOR

ATTEST:

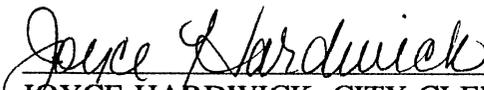
  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved this 1st day of December, 1993.

  
ELIZABETH J. MCPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:   
Larry V. Swall, II, #41071  
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

Alfred Wall

*Alfred Wall*

YES

YES

Edwin Hauck

*Edwin Hauck*

YES

YES

James Alexander

*James Alexander*

YES

YES

Tommy Nichols

*Tommy Nichols*

YES

YES

Randel Sharp

ABSENT

Ken Fateley

*Ken Fateley*

YES

YES

Alderman

First Reading Second Reading Third Reading

Al Wall

Yes

Yes

Yes

Edwin Hauck

Yes

Yes

Yes

James Alexander (absent)

Tommy Nichols

Yes

Yes

Yes

Randel Sharp

Yes

Yes

Yes

Ken Fateley (absent)

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

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

ORDINANCE NO. 354

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI TO EXECUTE ON BEHALF OF SAID CITY AN EXTENSION TO THE AGREEMENT FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, FOR ONE (1) YEAR.**

**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 hereby authorized and directed to execute on behalf of the City and extension of the Agreement for the collection and disposal of solid waste within the City initially authorized by Ordinance No. 322, for one (1) additional year, terminating January 4, 1995.

**Section 2.** This ordinance shall be in full force and effect from and after January 6, 1994, through January 4, 1995.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 3RD DAY OF JANUARY, 1994.**

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved this 3rd day of January, 1994.

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Alderman

First Reading

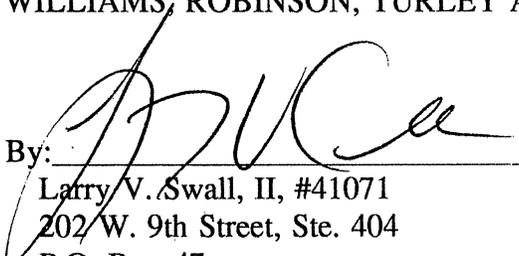
Second Reading

Third Reading

Al Wall	Yes	Yes	Yes
James Alexander	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Kenny Fateley	Yes	Yes	Yes
Randel Sharp	Absent		
Tommy Nichols	Absent		

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

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

ORDINANCE NO. 355 \_\_\_\_\_

**AN ORDINANCE ANNEXING TO THE CITY OF DIXON, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS TO THE EXISTING CORPORATE LIMITS UPON HEARING OF ALL PROPERTY OWNERS IN THE AREA AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUTES OF MISSOURI (OAK HILL COUNTRY CLUB, INC. PROPERTY).**

**WHEREAS**, a Petition properly verified requesting annexation and signed by the owners of all fee interest 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 February 10, 1994, and

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, set the day of Monday, March 7, 1994, 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 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, March 7, 1994, 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 Aldermen not later than fourteen (14) days after the public hearing.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR 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, Missouri; that the City of Dixon, Missouri has the ability to furnish the normal municipal services of said City to said unincorporated area within a reasonable time after said annexation becomes affected; that the area proposed to be annexed is used by the public of the City of Dixon, Missouri; 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 promotion of the general public health and welfare of the City of Dixon, Missouri, and its inhabitants; that the normal municipal services now furnished by the City of Dixon, Missouri, consist of police and fire protection, enforcement of City ordinances, and 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 Northeast 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 Southwest Corner of the Northeast Quarter of the Southwest Quarter of said Section 24; thence North 1° 53' 20" East, 15.00 feet; thence South 85° 17' 30" East, 689.00 feet; thence North 1° 53' 20" East, 18.79 feet to the northerly right of way of Pulaski County Road No. C-408E and to the true point of beginning of the hereinafter described tract: Thence continuing North 1° 53' 20" East, 179.17 feet along the east line of a parcel described at Pulaski County Deed Record Book 227, Page 542; thence South 86° 34' 40" East, 39.65 feet; thence South 55° 16' 20" East, 188.75 feet; thence South 9° 42' 30" West, 90.37 feet to the northerly right of way of County Road No. C-408E; thence North 83° 52' 30" West, 186.44 feet to the true point of beginning. Above described tract contains 0.65 acre, more or less, per plat of survey R5899, dated November 23, 1993, by Elgin Surveying & Engineering, Inc.

**Section 3.** The City Clerk is ordered to file three (3) certified copies of this ordinance with the County Clerk of Pulaski County, Missouri.

**Section 4.** The City Clerk is directed to forward the Director of Revenue of the State of Missouri by United States Registered mail, a certified copy of this Ordinance and map of the City of Dixon, Missouri, clearly showing the territory added thereto by this ordinance.

**Section 5.** This Ordinance shall become effective upon the date of fling of three (3) 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: \_\_\_\_\_.

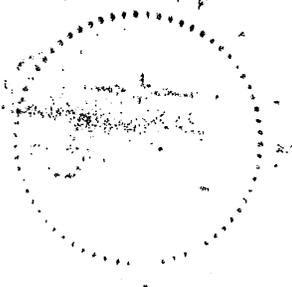
**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 24 DAY OF MARCH, 1994.**

  
ELIZABETH J. MCPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)



Approved this 24<sup>th</sup> day of MARCH, 1994.

  
ELIZABETH J. MCPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: \_\_\_\_\_  
Larry V. Swall, II, #41071  
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

<u>Al Wall</u>	Yes	Yes	Yes
<u>James Alexander</u>	Yes	Yes	Yes
<u>Tommy Nichols</u>	Yes	Yes	Yes
<u>Randel Sharp</u>	Yes	Yes	Yes
<u>Edwin Hauck</u>	Absent		
<u>Kenny Fateley</u>	Absent		

STATE OF MISSOURI  
COUNTY OF PULASKI

IN THE RECORDER'S OFFICE

I, BETH CARROLL, Recorder of said county, do hereby certify that the instrument of writing was, on the 28 day of March A.D. 1994 at 12 o'clock and 17 minutes P M., duly filed for record in the office and is recorded in the records of this office, in Book 000 at Page 9401687.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Linda Wagner

94-2024

94 APR 10 11:11 AM

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

ORDINANCE NO. 356

**ORDINANCE VACATING A TEN FOOT WIDE STRIP RUNNING ALONG THE WEST SIDE OF PINE STREET IN 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 ten (10) foot wide strip running along the west side of Pine Street in the City of Dixon, Missouri.

A part of Pine Street located West of Block 33 of the Original Town (now City) of Dixon in Section 26, Township 38 North, Range 11 West of the 5th P.M. described as follows: Beginning at the Southwest corner of said Block 33; thence N 2 degrees 25' 20" East 132.96 feet along the West line of said Block 33 to the Northwest corner of said Block 33; thence N. 77 degrees 58' 09" W 10.00 feet; thence S 2 degrees 25' 20" W 132.97 feet; thence S 78 degrees 03' 12" E 10.00 feet to the true point of beginning.

serves no useful purpose and it is necessary and expedient to vacate said portion of the street.

**Section 2.** Said portion of Pine Street, above described 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 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.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 4th DAY OF APRIL, 1994.**

*Elizabeth Jane McPherson*  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

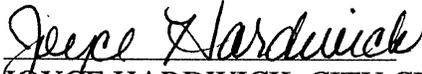
*Joyce Hardwick Thomas*  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved this 4th day of April, 1994.

  
ELIZABETH JANE McPHERSON, MAYOR

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:   
Larry V. Swall, II, #41071  
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

Al Wall

Yes

Yes

Yes

Edwin Hauck

Yes

Yes

Yes

James Alexander

Yes

Yes

Yes

Randel Sharp

Yes

Yes

Yes

Kenny Fateley

Yes

Yes

Yes

Tommy Nichols

Yes

Yes

Yes

STATE OF MISSOURI ) IN THE RECORDER'S OFFICE  
COUNTY OF PULASKI )



I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 13 day of April A.D. 1994, at 12 o'clock and 59 minutes P M., duly filed for record in this office and is recorded in the records of this office, in Book 0004B, at Page 9402064.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

#2672  
City of Dixon

BETH CARROLL, Recorder of Deeds.

By: Linda Wagoner Deputy

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

ORDINANCE NO. 358

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, TO EXECUTE ON BEHALF OF SAID CITY AN AGREEMENT FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, FOR ONE (1) YEAR.**

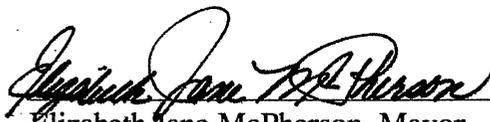
WHEREAS, The Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into an agreement with Wat-Park Sanitation Service, for the collection and removal of solid waste of residents and businesses within the City of Dixon, Missouri.

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

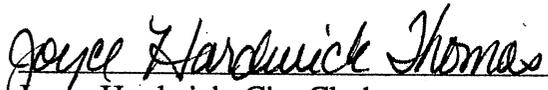
**Section 1.** The Mayor of the City of Dixon, Missouri, is hereby authorized and directed to execute on behalf of the City an Agreement for the collection and disposal of solid waste within the city.

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 11 DAY OF JULY, 1994.**

  
Elizabeth Jane McPherson, Mayor

ATTEST:

  
Joyce Hardwick, City Clerk

(CITY SEAL)

Approved this 11 day of JULY, 1994.

  
Elizabeth Jane McPherson, Mayor

ATTEST:

  
JOYCE HARDWICK, CITY CLERK

(CITY SEAL)

## AGREEMENT

THIS AGREEMENT made and entered into this 12th day of July, 1994, by and between the CITY OF DIXON, MISSOURI, a Missouri fourth-class city (hereinafter referred to as "City") and MONTY L. CHADBOURNE, Individual of Dixon, Missouri, doing business as Wat-Park Sanitation Service, hereinafter referred to as "Contractor".

### RECITALS:

- (a) By ordinance the Board of Aldermen of the City of Dixon, Missouri, and authorized Mayor of the City enter into a contract with contractor for the purpose of collection of solid waste and removing the same from the City of Dixon, as required by Ordinance.
- (b) Contractor has for the past several years been providing such service to the City.
- (c) As authorized by Ordinance, City has been collecting on behalf of Contractor its fixed service charge for the collection of solid waste and has been retaining .037 percent of the total service charge as its fee for such service.
- (d) The contractor by this Agreement now desires to enter into a (3) three year Agreement for the collection by contractor of solid waste within the aforesaid City.

NOW THEREFORE, in consideration of the premises, and for the mutual covenants and undertakings hereinafter set forth, the parties do hereby agree as follows:

### SECTION 1 - Definitions:

The following terms as used in this Ordinance shall have the following definitions:

- (a) **Collection:** The collection, removal and transportation of all solid waste from its place of storage and transporting it to its place of processing or disposal.
- (b) **Demolition and Construction Waste:** All waste materials from the construction or destruction of residential, industrial or commercial structures or improvements upon real estate.
- (c) **Disposable Solid Waste Container:** Any commercially marketed, disposable plastic bag with a capacity of 20 to 35 gallons especially designed, manufactured and sold for the purpose of storing solid waste.
- (d) **Fiscal year:** City budget operating year, ~~November 1 to October 31~~ <sup>October 1 to September 30</sup>, the following year.
- (e) **Garbage:** Putrescible animal or vegetable waste resulting from the handling, preparation, cooking, serving or consumption of food.
- (f) **Hazardous Waste:** This term shall include but is not limited to pathological wastes, explosive waste, pesticides, pesticide containers, toxic or radio active materials.

(g) **Multi-Housing Facility:** Any housing facility containing more than one dwelling unit under one roof.

(h) **Occupant:** Any person who, alone or jointly or severally with others, shall be in actual possession of any dwelling unit or of any other improved real property, either as an owner or as a tenant.

(i) **Person:** Any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, or organization of any kind.

(j) **Processing:** This term shall mean the incineration, composting, baling, shredding, salvaging, compacting, or any other process whereby solid waste characteristics are modified or solid waste quantity is reduced.

(k) **Refuse:** All solid waste.

(l) **Residential Dwelling Unit:** Any room or group of rooms located within a structure, and forming a single habitable unit with facilities which are used or intended to be used for living, sleeping, cooking and eating.

(l) **Solid Waste:** All unwanted or discarded waste materials in solid or semi-solid state, including, but not limited to garbage, ashes, street refuse, rubbish, dead animals, animal and agricultural waste, discarded appliances, special waste, industrial waste, demolition and construction waste, and any waste material produced through commercial activity or residential living. Commercial solid waste shall be all solid waste resulting from the operation of any commercial, industrial, institutional or agricultural establishment, and multiple housing facilities with more than four dwelling units. Residential solid waste shall be solid waste or solid waste resulting from the maintenance and operation of dwelling units excluding multiple housing facilities with more than four dwelling units.

(m) **Solid Waste Container:** Any receptacle used by any person to store solid waste prior to its collection.

(n) **Solid Waste Disposal:** The process of discarding solid waste.

## **SECTION 2 – Collection of Solid Waste:**

(a) Contractor shall collect all solid waste within the City. Solid waste shall be collected from all residential dwelling units, multiple housing facilities and commercial establishments in manner herein provided.

(b) Contractor shall collect and remove all solid waste from each residence and commercial structure within City. All residential at least one time per week. Commercial may be collected at such lesser intervals as shall be fixed by the City Clerk upon a determination that such lesser intervals are not detrimental to the preservation of the health or safety of the public.

(c) Contractor may set a container limit. The container limit shall be no less than four (4) thirty (30) gallon trash bags per residence or plastic containers containing thirty (30) gallon capacity. Not to exceed one hundred (100) pounds in weight per pickup.

(d) All collection vehicles shall be maintained in a safe, clean and sanitary condition. All vehicles to be used for collection of solid waste shall be constructed with water-tight bodies and with covers which shall be an integral part of the vehicle or shall be a separate cover of suitable material with fasteners designed to secure all sides of the cover to the vehicle and shall be secured whenever the vehicle is transporting solid waste, or, as an alternative, the entire bodies thereof shall be enclosed, with only loading hoppers exposed. No solid waste shall be transported in the loading hoppers.

(e) All solid waste shall be placed at the curb or alley, as practice may dictate, for collection. Contractor shall pick up and suitably dispose of all solid waste deposited by residents in compliance with Ordinance 272.

(f) Contractor is authorized to enter upon private property for the purpose of collecting solid waste therefrom as required by this Agreement and Ordinance 272. Contractor shall not enter dwelling units or other residential buildings for the purpose of collecting residential solid waste. Commercial solid waste may be removed from within commercial establishments upon request of the owner thereof.

(g) All solid waste stored as herein provided shall be collected. All solid waste collected shall, upon being loaded into collection equipment, become the property of the Contractor.

(h) Container shall collect and remove yard waste, rubber tires, batteries, appliances, liquids, petroleum products, hazardous waste and wet paint cans, provided that special handling permits have been obtained from the City Clerk.

(i) Contractor shall offer door service for the handicapped with prior approval. Contractor shall not reasonably withhold agreement to provide special pick-up of solid waste for the handicapped.

### **SECTION 3 - Disposal of Solid Waste:**

(a) Solid waste shall be disposed of at a processing facility or disposal area approved by the City and complying with all requirements of the Missouri Division of Health and Missouri Department of Natural Resources.

(b) The City Clerk may classify certain waste as hazardous waste which will require special handling and shall be disposed of only in a manner acceptable to the City Clerk and which will meet all local, State and Federal regulations.

### **SECTION 4 - Nonappropriation:**

(a) Contractor and City understanding intend that the payment of contractor's fees pursuant to Section 5 below shall constitute a current expense of City, and are from year to year, and do not constitute a mandatory payment obligation of the City in the ensuing fiscal year beyond the then current fiscal year of the City and shall not in any way be considered to be a debt of City in contravention of any applicable constitution or statutory limitation where requirements concerning the creation of

indebtedness by City, nor shall anything contained herein constitute a pledge of the general credit, tax revenues, funds or monies of City.

(b) City fully intends to budget and appropriate the funds necessary to pay all Contractor's fees as set out in Section Number 5 below. City will use all reasonable and lawful means available to secure appropriation of money for each successive fiscal year.

(c) If insufficient funds are available in City's budget for the next fiscal year to make the contractor fees, and the funds to make such fees are otherwise unavailable by any means whatsoever, the City shall have the option to nonappropriate the funds the next fiscal year. If City chooses this option, then all obligations of the City under this agreement regarding payment of contractor's fees shall be terminated at the end of the then current fiscal year, without penalty, liability, or expense to the City of any kind. City agrees that its budget officer or other person or persons in charge of preparing the annual budget shall include in its tentative budget of the appropriation requests for the funds to make the contractor fees for the services for that fiscal year.

(d) City shall notify contractor or its assignees, sixty days before the end of the then current fiscal year if City has chosen not to appropriate the funds for the services for the next fiscal year. If City chooses to nonappropriate the funds within sixty days of the end of the then current fiscal year, City shall notify contractor or its assignees immediately after such decision is made.

#### **SECTION 5 – Contractor's Fee:**

(a) Contractor's fee for the collection of residential solid waste shall be \$8.00 per month per residence until December 31, 1994, and from January 1, 1995 the fee shall be \$10.00 per month, per residence structure secured within the City limits. City agrees to collect on behalf of Contractor this fixed service charge and shall be compensated for providing such service at a rate equal to first class postage for residential and commercial billing for each residence serviced per month. Contractor shall be entitled to a separate service charge for each dwelling unit, as defined by Ordinance 272.

(b) The monthly residential rate herein may be modified, but only if Contractor experiences an increase in dumping fees at any facility or transfer station Contractor may utilize. IN such instance, Contractor shall submit to the City, in writing, a request to increase monthly residential rates together with documentation evidencing the increase in dumping fees at the given facility. The fee may only be increased upon the acceptance and passage by the Board of Aldermen of the City. Further, Contractor may submit by June 1 of each year, a request for increase of monthly residential rates for the following fiscal year, in accordance with the provisions of this paragraph.

(c) Contractor shall be responsible for negotiating the service fee to be charged commercial establishments for the collection of solid waste. City shall have no responsibility for collecting such commercial service charges for Contractor.

(d) Nothing in this Agreement shall prevent any person from individually contracting for the collection of solid waste from commercial establishments provided that all requirements of Ordinance 272 have been met.

## **SECTION 6 – Insurance and Enforcement:**

(a) Contractor shall obtain and provide City Clerk with evidence of satisfactory public liability insurance, covering all operations of Contractor pertaining to collection of solid waste, and all vehicles to be operated in the conduct thereof, in the amount of not less than \$300,000.00 per person, and in the amount of not less than \$500,000.00 per occurrence, in the event of injury or death of two or more persons in any single accident, and in the amount of not less than \$50,000.00 damage to property, per occurrence. Such policy may be written to allow the first \$100.00 of liability for damage to property to be deductible. Should any such policy be canceled, the City Clerk shall be notified of such cancellation by the insurance carrier in writing not less than ten days prior to the effective date of such cancellation, and provisions to that effect shall be incorporated in such policy, which shall also place upon the company writing such policy the duty to give such notice.

(b) Contractor shall comply with all City, State and Federal laws, rules and regulations pertaining to the collection, transportation and disposal of solid wastes. In order to ensure compliance with this Section, the City Marshall is authorized to inspect all phases of Contractors solid waste management within the City. In all instances where such inspections reveal violation of local law, the rules and regulations authorized herein for storage, collection, transportation, processing or disposal of solid waste, the laws of the State of Missouri, or federal laws, the Marshall shall issue a notice for each such violation stating therein the violation or violations found, together with the time in which corrections shall be made. Such notice shall give five days to effectuate corrective action.

(c) In all cases, when the corrective measures have not been taken within the time specified, the City Clerk may request the City to suspend or revoke this Agreement.

## **SECTION 7 – General Provisions:**

(a) Contractor acknowledges that as an Independent Contractor and that City will have no right to direct the work or details of Contractor's operation except as herein stated. Contractor agrees to indemnify and hold City harmless from any actions, suits or liability which may arise in connection with the performance of Contractor's aforesaid duties, or for injury to either person or property.

(b) The Contractor shall provide the City landfill space at no charge for the purpose of a Citywide clean up day, to be set in agreement by both parties, at least yearly.

(c) No amendment to this Agreement shall be effective unless it is placed in writing and signed by both parties.

(d) In the event that any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable, any other provision hereof.

(e) Unless renewed, this Agreement shall expire at 11:59 p.m. on September 30, 1997.

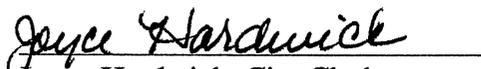
IN WITNESS WHEREOF, the parties set their hands on the date first above written.

CITY OF DIXON:

  
By: Elizabeth Jane McPherson, Mayor

  
Monty L. Chadbourne  
Wat-Park Sanitation

ATTEST:

  
Joyce Hardwick, City Clerk  
(CITY SEAL)

<b>Alderman Reading</b>	<b>First Reading</b>	<b>Second Reading</b>	<b>Third</b>
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
292 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
CUBA, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes

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

ORDINANCE NO. 359

**ORDINANCE CHANGING THE NAME OF A STREET KNOWN AS BROWN STREET No. 1 RUNNING EAST AND WEST FROM THE END OF LOT 4, BLOCK ONE IN THE CITY OF DIXON TO THE INTERSECTION WITH BROWN STREET No. 2, TO PARAMOUNT STREET No. 2; AND, CHANGING THE NAME OF A STREET KNOWN AS BROWN STREET No. 2, RUNNING NORTH AND SOUTH FROM 4TH STREET TO THE INTERSECTION WITH BROWN STREET No. 1, IN THE CITY OF DIXON, MISSOURI, TO PARAMOUNT STREET No. 1.**

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, have determined that it would be in the best interest of the City to change the name of Brown Street No. 1 located in the City of Dixon, Missouri, to Paramount Street No. 2; and, Brown Street No. 2 located in the City of Dixon, Missouri, to Paramount Street No. 1.

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

**Section 1.** The street, known as Brown Street No. 1 running east and west from the end of lot 4, block one in the City of Dixon to the intersection with Brown Street No. 2 in the City of Dixon, Missouri, shall be known as Paramount Street No. 2.

**Section 2.** The street known as Brown Street No. 2, running north and south from 4th street to the intersection with what was previously known as Brown Street No. 1, in the City of Dixon, Missouri, shall be known as Paramount Street No. 1.

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

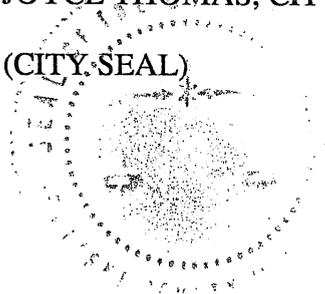
**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 11th DAY OF July, 1994.**

*Elizabeth J. McPherson*  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

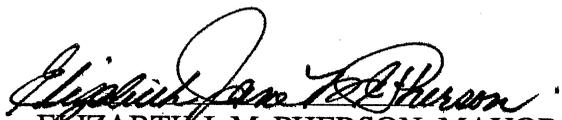
*Joyce Thomas*  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)



9408686  
94 JUL 12 PM 2:32

Approved this 11<sup>th</sup> day of July, 1994.

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:   
Larry W. Swall, II, #41071  
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
AL WALL	YES	YES	YES
RALPH CROSBY	YES	YES	YES
EDWIN HAUCK	YES	YES	YES
JOHN SHEPPARD	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES

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

ORDINANCE NO. 360

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, TO EXECUTE ON BEHALF OF SAID CITY AN AGREEMENT WITH THE DIXON RURAL FIRE DEPARTMENT BOARD OF DIRECTORS FOR THE OPERATION OF THE DIXON RURAL FIRE DEPARTMENT WITHIN THE CITY LIMITS OF THE CITY OF DIXON, MISSOURI.**

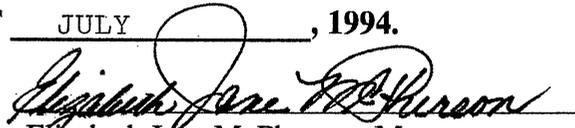
**WHEREAS,** The Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interests of the City to enter into an agreement with the Dixon Rural Fire Department Board of Directors, for the operation of the Dixon Rural Fire Department within the city limits of the City of Dixon, Missouri.

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

**Section 1.** The Mayor of the City of Dixon, Missouri, is hereby authorized and directed to execute on behalf of the City an Agreement for the operation of the Dixon Rural Fire Department to operate within the city limits.

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 11 DAY OF JULY, 1994.**

  
Elizabeth Jane McPherson, Mayor

**ATTEST:**

  
Joyce Hardwick, City Clerk

**(CITY SEAL)**

Approved this 11 day of July, 1994.

  
Elizabeth Jane McPherson, Mayor

**ATTEST:**

  
JOYCE HARDWICK, CITY CLERK

**(CITY SEAL)**

Approved as to form:

**WILLIAMS, ROBINSON, TURLEY & WHITE**

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

Larry V. Swall, II, #41071  
202 West 9th Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

**ATTORNEYS FOR THE CITY OF DIXON, MISSOURI**

<b>Alderman Reading</b>	<b>First Reading</b>	<b>Second Reading</b>	<b>Third</b>
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes

**AN ORDINANCE CALLING FOR A SPECIAL ELECTION IN THE CITY OF DIXON, MISSOURI, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY THE QUESTION OF WHETHER THE CITY OF DIXON SHALL IMPOSE AN ADDITIONAL CITY SALES TAX OF ONE-HALF OF ONE PERCENT PURSUANT TO SECTION 94.700 RSMo. (1986, as amended) et.seq. FOR TRANSPORTATION PURPOSES.**

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri has determined that it is in the best interest of the City of Dixon, Missouri, and its citizens to submit to the qualified voters of the City the question of whether the City shall increase the City Sales Tax by one-half of one percent (0.5%) for the construction, improvement and maintenance of streets, roads and bridges within the City of Dixon, Missouri, pursuant to Section 94.700 RSMo. (1986, as amended) et.seq.

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

**Section 1.** That a special election be, and the same is hereby ordered to be held in the City of Dixon, Missouri, on Tuesday, November 8, 1994, for the purpose of submitting to the qualified voters of the City the following proposition:

**Question:** Shall the City of Dixon, Missouri, impose a City Sales Tax of one-half of one percent (0.5%) for transportation purposes; i.e., for the construction, improvement and maintenance of streets, roads and bridges within the City of Dixon, Missouri?

**Section 2.** That the form of the Notice of Election for said election, a copy of which is attached hereto and made a part hereof, is hereby approved

**Section 3.** That the City Clerk of the City of Dixon, Missouri, be and is hereby authorized and directed to give notice of said election to the County Clerk of Pulaski County, Missouri, no later than 5:00 o'clock p.m., Tuesday, September 13, 1994, and to include in said notification all items required by the terms and provisions of Chapter 115, RSMo. (1986).

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 19th DAY OF AUGUST, 1994.**

*Elizabeth J. McPherson*  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

*Joyce Hardwick Thomas*  
JOYCE HARDWICK THOMAS, CITY CLERK  
(CITY SEAL)

Approved this 19 day of AUGUST, 1994.

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST

  
JOYCE HARDWICK THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:   
Larry V. Swall, II, #41071  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI



AN ORDINANCE VACATING A PORTION OF SIXTH STREET AND  
A PORTION OF ELLEN STREET IN ORIGINAL TOWN OF  
DIXON; FIXING AN EFFECTIVE DATE

WHEREAS, the Board of Aldermen has determined that the hereinafter described portion of Sixth Street and of Ellen Street is not now used as, and is not expected to be used as, a public street within the City of Dixon, and that no public funds have been expended thereon for street purposes; And

WHEREAS, the Board of Aldermen has determined that it is necessary or expedient to vacate the hereinafter described portion of Sixth Street and of Ellen Street; NOW THEREFORE;

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

SECTION 1. That portion of Sixth Street and of Ellen Street within the Original Town of Dixon, Missouri described as follows, to-wit:

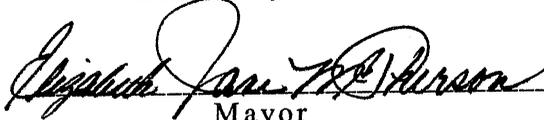
Beginning at the Northwest corner of Block 12 in the Original Town of Dixon, Pulaski County, Missouri; thence South 87° 36' 30" East 112.25 feet along the North line of said Block 12 to the true point of beginning of the tract herein described; thence North 1° 01' East 14.17 feet; thence South 89° 05' 20" East 114.38 feet; thence South 0° 19' 10" East 82.15 feet; thence North 87° 36' 30" West 6.9 feet to the East line of said Block 12; thence North 65.0 feet along the East line of said Block 12 to the Northeast corner of said Block 12; thence North 87° 36' 30" West 108.27 feet along the North line of said Block 12 to the true point of beginning of the tract herein described;

is hereby vacated and the same shall no longer be subject to any rights on the part of the public.

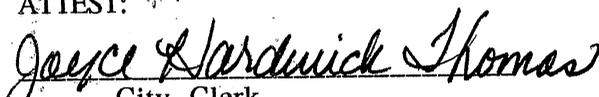
SECTION 2. The City Clerk is authorized and directed to cause a certified copy of this ordinance to be recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri.

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

PASSED by the Board of Aldermen on this 19th day of AUGUST, 1994.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

9404830

94 AUG 22 PM 2:54

COUNCILMAN	FIRST READING	SECOND READING	THIRD READING
AL WALL	YES	YES	YES
RALPH CROSBY	YES	YES	YES
EDWIN HAUCK	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
JOHN SHEPPARD	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES

# 362

STATE OF MISSOURI

COUNTY OF PULASKI

} ss.

THE RECORDER'S OFFICE

I Beth Carroll, Circuit Clerk and ex-officio Recorder of Deeds of said County do hereby certify that the within instrument of writing was on 22 day of August A.D. 1994 at 2 o'clock 54 minutes P M., duly filed for record in this office, and is recorded in the records of this office in Book 0004B Page 9404330

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the City of Waynesville, Missouri this 22 day of August A.D. 1994

By Linda Wagoner Beth Carroll  
Deputy Recorder  
Elkins-Swyers Co., Springfield, Mo. - V-782



12  
# 3160  
City of Dixon

ORDINANCE # 363 A

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 1994.

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 1994, upon all real, estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$0.92 cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.43
FOR PUBLIC LIBRARY.....	0.04
FOR BONDS AND INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	0.45
TOTAL.....	0.92

And that the above 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 1994.

SECTION 2. That the City Clerk is hereby authorized and directed to furnish a certified 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 first and second time and approved by the following votes:

AYES 6 NAYS 0

PASSED AND APPROVED THE 29th DAY OF AUGUST, 1994.

ATTEST:

*Joyce Hardwick Thomas*  
Joyce Hardwick-Thomas  
City Clerk

*Elizabeth Jane McPherson*  
Elizabeth Jane McPherson  
Mayor

STATE OF MISSOURI }  
COUNTY OF PULASKI }

I, Joyce Hardwick-Thomas, Clerk of the City of Dixon, Pulaski County, Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1994, upon all taxable property within said City as

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 1994, upon all real, estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$0.92 cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....0.43  
FOR PUBLIC LIBRARY.....0.04  
FOR BONDS AND INTEREST ON GENERAL OBLIGATION BONDS  
ON THE \$100.00 VALUATION.....0.45  
  
TOTAL.....0.92

And that the above 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 1994.

SECTION 2. That the City Clerk is hereby authorized and directed to furnish a certified 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 first and second time and approved by the following votes:

AYES 6 NAYS 0

PASSED AND APPROVED THE 29th DAY OF AUGUST, 1994.

ATTEST:

Joyce Hardwick Thomas  
Joyce Hardwick-Thomas  
City Clerk

Elizabeth Jane McPherson  
Elizabeth Jane McPherson  
Mayor

STATE OF MISSOURI }  
COUNTY OF PULASKI }

I, Joyce Hardwick-Thomas, Clerk of the City of Dixon, Pulaski County, Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1994, upon all taxable property within said City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City.

Done at my office in the City Hall of Dixon, Missouri, this 29th day of August, 1994.

Joyce Hardwick Thomas  
Joyce Hardwick-Thomas, City Clerk

SEAL

**AN ORDINANCE CHANGING STREET NAMES 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 portion of Cedar Lane running east and west from Country Club Road 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 be known as Spruce Street.

**Section 2.** The portion of West 7th Street in the City of Dixon, Missouri, running east and west from North Pine, as shown by the plat of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, shall be known as Dogwood Street.

**Section 3.** The portion of West 7th Street running east and west between North Ellen and North Elm Streets in City of Dixon, Missouri, as shown by the plat of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, shall be known as Redbud Street.

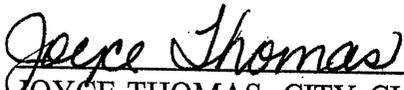
**Section 4.** The portion of St. Andrews Drive in the City of Dixon, Missouri, as shown by the plat of record in the Office of the Recorder of Deeds of Pulaski County, Missouri, shall be known as Andrews Drive.

**Section 5.** This ordinance shall be in full force and effect from and after the date of its passage.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF NOVEMBER, 1994.**

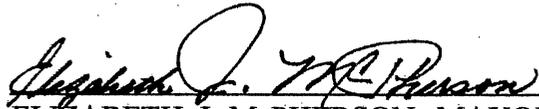
  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 7th day of November, 1994.

  
ELIZABETH J. McPHERSON, MAYOR

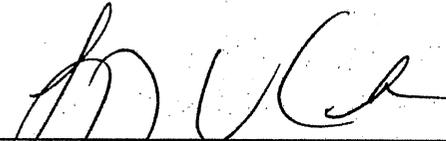
ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

APPROVED AS TO FORM:

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

By: 

Larry V. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Certificate of True Copy

STATE OF MISSOURI     )  
  )SS.  
COUNTY OF PULASKI    )

I, JOYCE THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of General Ordinance No. 363 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 7th day of November, 1994.

  
JOYCE THOMAS, CITY CLERK OF THE  
CITY OF DIXON, MISSOURI



(CITY SEAL)

STATE OF MISSOURI     )

IN THE RECORDER'S OFFICE

21



Alderman	First Reading	Second Reading
Al Wall	Yes	Yes
Edwin Hauck	Yes	Yes
Ralph Crosby	Yes	Yes
Tommy Nichols	Yes	Yes
John Sheppard	Yes	Yes
Winston Alexander	Absent	

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

SPECIAL ORDINANCE NO. 364 A

**AN ORDINANCE DEDICATING STREETS 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 6th and 5th Streets 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, is hereby dedicated and shall be known henceforth as Willow.

Section 2. The alley located between 5th and 4th Streets 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, is hereby dedicated and shall be known as Hawthorn.

Section 3. The alley located between 4th and 3rd Streets 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, is hereby dedicated as and shall be known as Magnolia.

Section 4. The alley located between 3rd and 2nd Streets 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, is hereby dedicated as and shall be known as Palm.

Section 5. This ordinance shall be in full force and effect from and after the date of its passage.

**READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF NOVEMBER, 1994.**



ELIZABETH J. McPHERSON, MAYOR

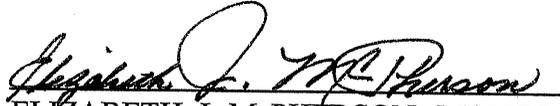
ATTEST:



JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 7th day of November, 1994.

  
ELIZABETH J. McPHERSON, MAYOR

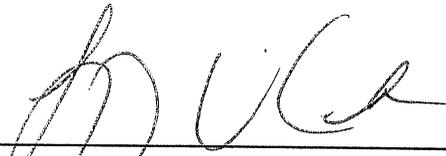
ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

APPROVED AS TO FORM:

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

By:   
Larry V. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Certificate of True Copy

STATE OF MISSOURI     )  
  )SS.  
COUNTY OF PULASKI    )

I, JOYCE THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of General Ordinance No. 363 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 7th day of November, 1994.

  
JOYCE THOMAS, CITY CLERK OF THE  
CITY OF DIXON, MISSOURI

(CITY SEAL)

Alderman	First Reading	Second Reading
Al Wall	Yes	Yes
Ralph Crosby	Yes	Yes
Edwin Hauck	Yes	Yes
Winston Alexander	Absent	
John Sheppard	Yes	Yes
Tommy Nichols	Yes	Yes

APPROVED AS TO FORM:

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

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

*[Signature]*  
Larry V. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Certificate of True Copy

STATE OF MISSOURI     )  
  )SS.  
COUNTY OF PULASKI    )

I, JOYCE THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of General Ordinance No. 364 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 7th day of November, 1994.

*[Signature]*  
JOYCE THOMAS, CITY CLERK OF THE  
CITY OF DIXON, MISSOURI



(CITY SEAL)

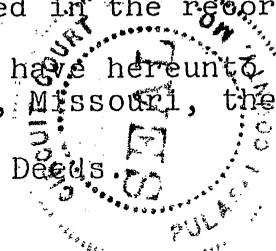
STATE OF MISSOURI     )            IN THE RECORDER'S OFFICE  
COUNTY OF PULASKI    )

I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 10<sup>th</sup> day of November A.D. 1994, at 11 o'clock and 50 minutes A M., duly filed for record in this office and is recorded in the records of this office, in Book 00054, at Page 9405710.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: Linda Wagoner Deputy



21  
#3461  
City of Dixon

AN ORDINANCE VACATING A PORTION OF FIFTH STREET  
IN CITY OF DIXON; FIXING AN EFFECTIVE DATE

WHEREAS, the Board of Aldermen has determined that the hereinafter described portion of Fifth Street is not now used as, and is not expected to be used as, a public street within the City of Dixon, and that no public funds have been expended thereon for street purposes; And

WHEREAS, the Board of Aldermen has determined that it is necessary or expedient to vacate the hereinafter described portion of Fifth Street; NOW THEREFORE;

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

SECTION 1. That the portion of Fifth Street within the City of Dixon, Missouri described as follows, to-wit:

Beginning at the Northwest corner of Lot 8 in Block 14 of the Original Town of Dixon, Pulaski County, Missouri; thence North 89° 11' 40" East 146.07 feet; thence South 1° 23' 40" West 6.91 feet to the North line of Lot 6 in said Block 14; thence North 88° 05' 40" West 145.97 feet along the North line of Lots 6, 7 and 8 in said Block 14 to the point of beginning;

is hereby vacated and the same shall no longer be subject to any rights on the part of the public.

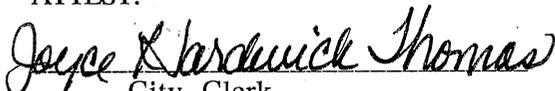
SECTION 2. The City Clerk is authorized and directed to cause a certified copy of this ordinance to be recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri.

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

PASSED by the Board of Aldermen on this 21st day of November, 1994.

  
Mayor

ATTEST:

  
City Clerk

APPROVED by the Mayor on this 21st day of November, 1994.

  
Mayor

9406034  
94DEC-2 AM 8:37

WHEREAS, the Board of Aldermen has determined that the hereinatter described portion of Fifth Street is not now used as, and is not expected to be used as, a public street within the City of Dixon, and that no public funds have been expended thereon for street purposes; And

WHEREAS, the Board of Aldermen has determined that it is necessary or expedient to vacate the hereinafter described portion of Fifth Street; NOW THEREFORE;

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

SECTION 1. That the portion of Fifth Street within the City of Dixon, Missouri described as follows, to-wit:

Beginning at the Northwest corner of Lot 8 in Block 14 of the Original Town of Dixon, Pulaski County, Missouri; thence North 89° 11' 40" East 146.07 feet; thence South 1° 23' 40" West 6.91 feet to the North line of Lot 6 in said Block 14; thence North 88° 05' 40" West 145.97 feet along the North line of Lots 6, 7 and 8 in said Block 14 to the point of beginning;

is hereby vacated and the same shall no longer be subject to any rights on the part of the public.

SECTION 2. The City Clerk is authorized and directed to cause a certified copy of this ordinance to be recorded in the Office of the Recorder of Deeds of Pulaski County, Missouri.

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

PASSED by the Board of Aldermen on this 21st day of November, 1994.

*Elizabeth Jane McPerson*  
Mayor

ATTEST:

*Joyce Lardnick Thomas*  
City Clerk

APPROVED by the Mayor on this 21st day of November, 1994.

*Elizabeth Jane McPerson*  
Mayor

STATE OF MISSOURI ) IN THE RECORDER'S OFFICE  
COUNTY OF PULASKI )

I, BETH CARROLL, Recorder of said county, do hereby certify that the within instrument of writing was, on the 2<sup>nd</sup> day of December A.D. 1994, at 8 o'clock and 37 minutes A M., duly filed for record in this office and is recorded in the records of this office, in Book 00054, at Page 9406034.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, at Waynesville, Missouri, the day and year above written.

BETH CARROLL, Recorder of Deeds.

By: *Linda Wagoner* Deputy

18  
#4891  
AI-CO  
HCC, Box 47K

9406034  
94 DEC -2 AM 8:37

**ORDINANCE IMPOSING A TAX FOR TRANSPORTATION PURPOSES AS DEFINED IN SECTION 94.700 RSMo. (1986, as amended) ON ALL SELLERS FOR THE PRIVILEGE OF SELLING TANGIBLE PERSONAL PROPERTY OR RENDERING SERVICES AT RETAIL AT THE RATE OF ONE-HALF (1/2) OF ONE (1) PERCENT (.5%) ON THE RECEIPTS FROM THE SALE AT RETAIL FOR ALL TANGIBLE PERSONAL PROPERTY OR TAXABLE SERVICES AT RETAIL WITHIN SAID CITY, IF SUCH PROPERTY AND SERVICES ARE SUBJECT TO TAXATION FOR THE STATE OF MISSOURI UNDER THE PROVISIONS OF SECTION 144.010-144.525 RSMo. (1986, as amended) PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF SECTION 94.700-94.755 RSMo (1986, as amended).**

**WHEREAS**, the Board of Alderman and the Mayor of the City of Dixon, Missouri, ("City") whereby a special election was ordered to be held in the City on November 8, 1994, on the question whether to impose an additional City sales tax of one-half (1/2) of one (1) percent pursuant to Section 94.700 RSMo. (1986, as amended, et. seq.) for transportation purposes; and

**WHEREAS**, pursuant to said Ordinance, Notice of said election was duly prepared and executed and the same was duly published in the manner provided by law; and

**WHEREAS**, said special election was duly held in accordance with the provisions with said Ordinance and notice and the statutes of the State of Missouri; and

**WHEREAS**, the votes cast at said special election on said question were duly counted as provided by law, and it was found at least a majority of the legal voters of the City voting at said election on said question voted in favor of the question of whether to levy said sales tax, the vote on said question having been three hundred three (303) votes for the levy of said sales tax and one hundred ninety-one (191) against the levy of said sales tax; and

**WHEREAS**, it is necessary at this time to authorize said levy of an additional sales tax for the purpose aforesaid.

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

**Section 1: Imposition of City Sales Tax.** A tax for transportation purposes as defined by Section 94.700 RSMo (1986, as amended) is hereby imposed on all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail to the extent and manner provided in Sections 144.010-144.525 RSMo. (1986, as amended), and the rules and regulations of the Director of Revenue issued pursuant to.

**Section 2: Rate of Tax.** The rate of tax shall be one-half (1/2) of one (1) percent on the receipts from the sale of all tangible personal property or taxable services at retail within the City of Dixon, Missouri, if such property and taxable services are subject to taxation by the State of Missouri under the provisions of Section 144.010-144.525 RSMo. (1986, as amended).

**Section 3: Collection of Tax.** The tax for transportation purposes shall be collected pursuant to Sections 94.700-94.755 RSMo. (1986, as amended).

**Section 4: Creation of an Account .**

There are hereby created and ordered to be established in the treasury of the City a separate account to be known Transportation Account; and, said Account shall be restricted and all amounts paid and credited to the Account shall be expended and used by the City solely for construction and repair of the streets, roads and bridges within the City of Dixon, Missouri, the acquisition of lands and rights of way for streets, roads and bridges; and, planning and feasibility studies for streets, roads and bridges; however, no funds may be expended for ordinary maintenance on streets, roads and bridges such as pothole repair, chat, cold mix and associated costs of labor, nor shall funds be expended for purchase of equipment to accomplish the authorized expenditures herein.

**Section 5: Severability.**

In the event any Section, sentence, clause, phrase or portion of this Ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not effect the validity of the remaining provisions hereof.

**Section 6: Notice to Director of Revenue.**

The City Clerk of the City of Dixon, Missouri, is directed to provide copies of this Ordinance to the Director of Revenue for the State of Missouri.

**Section 7: Effective Date.**

This Ordinance shall take effect and be in full force and effect from and after January 1, 1995.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 5th DAY OF DECEMBER, 1994.**

*Elizabeth J. McPherson, Mayor*  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

*Joyce Thomas*  
JOYCE THOMAS CITY CLERK

(CITY SEAL)

Approved this 5th day of December, 1994.

*Elizabeth J. McPherson, Mayor*  
ELIZABETH. McPHERSON, MAYOR

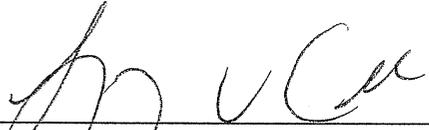
ATTEST:

*Joyce Thomas*  
JOYCE THOMAS CITY CLERK  
(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

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



Larry V. Swall, II, #41071  
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
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes

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

ORDINANCE NO. 367

**ORDINANCE PROHIBITING TRANSPORT OF A CHILD IN A MOTOR VEHICLE WITHOUT CHILD SAFETY RESTRAINTS.**

WHEREAS, the Board of Alderman of the City of Dixon, Missouri, have determined that it would be in the best interest of the City to prohibit transport of a child in a motor vehicle without child safety restraints.

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

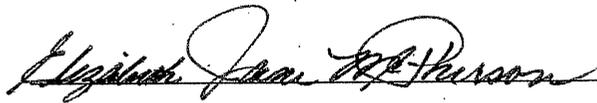
**Section 1.** Every person transporting a child under the age of four (4) years shall be responsible, when transporting such child in a motor vehicle operated by that person on the streets or highways of this city, for providing for the protection of such child. When traveling in a motor vehicle the child shall be protected by an approved child passenger restraint system approved by the Department of Public Safety.

**Section 2.** The provisions of this section shall not apply to any public carrier for hire.

**Section 3.** Any person who violates this section upon conviction may be punished by a fine of not more than seventy-five dollars (\$75.00) and court costs.

**Section 4.** 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 5th DAY OF DECEMBER, 1994.



ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS

CITY CLERK

(CITY SEAL)

Approved this 5TH day of DECEMBER, 1994.



ELIZABTH J. McPHERSON, MAYOR

ATTEST:



JOYCE THOMAS

CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:



Larry V. Swall, II, #41071  
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
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes

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SPECIAL ORDINANCE NO. 368

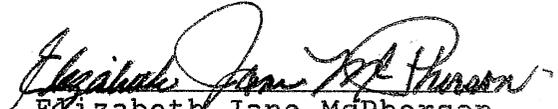
AN ORDINANCE DEDICATING AND NAMING AN ALLEY IN THE CITY OF DIXON, MISSOURI, FOR EMERGENCY 911 PURPOSES.

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

Section 1. The alley located between Hickory and West Chestnut Streets 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, is hereby dedicated and shall be known henceforth as Pecan.

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 BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 24TH DAY OF JANUARY, 1995.

  
Elizabeth Jane McPherson  
Mayor

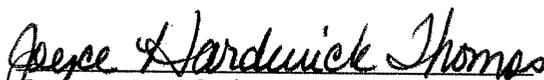
ATTEST:

  
Joyce Hardwick-Thomas  
City Clerk

SEAL

Approved this 24th Day of January, 1995.

ATTEST:

  
Joyce Hardwick-Thomas  
City Clerk

SEAL

9500482

95FEB-7 AM 10:29

Certificate of True Copy

STATE OF MISSOURI }  
                          }SS.  
COUNTY OF PULASKI }

I, JOYCE HARDWICK-THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of Special Ordinance No. 368 as same appears of record on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said city at my office in Dixon, Missouri, this 24th day of January, 1995.

(CITY SEAL)

*Joyce Hardwick Thomas*  
JOYCE HARDWICK-THOMAS  
CITY CLERK OF THE CITY OF  
DIXON, MISSOURI

STATE OF MISSOURI }  
                          }ss.  
COUNTY OF PULASKI }

THE RECORDER'S OFFICE

I, BETH CARROLL, Circuit Clerk and ex-officio Recorder of Deeds of said County do hereby certify that the within instrument of writing was on 7<sup>th</sup> day of February A.D. 1995 at 10 o'clock 29 minutes A M., duly filed for record in this office, and is recorded in the records of this office in Book 0005A Page 9500482

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the City of Waynesville, Missouri this 7<sup>th</sup> day of February A.D. 1995

By Sinda Wagoner  
Elkins-Swyers Co., Springfield, Mo. - V-4065 Deputy

BETH CARROLL  
Recorder

*21  
HCA  
City of Dixon*



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

ORDINANCE NO. 369

**ORDINANCE CHANGING THE NAME OF DIXON CITY PARK IN THE CITY OF DIXON, MISSOURI TO DIXON LION'S CLUB PARK.**

**WHEREAS**, the Board of Alderman of the City of Dixon, Missouri, have determined that it would be in the best interest of the City to change the name of Dixon City Park located in the City of Dixon, Missouri, Dixon Lion's Club Park.

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

**Section 1.** The park, known as Dixon City Park in the City of Dixon, Missouri, shall be known as Dixon Lion's Club Park.

**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 DECEMBER, 1994.**

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 5TH day of DECEMBER, 1994.

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
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
Al Wall	Yes	Yes
Ralph Crosby	Yes	Yes
Edwin Hauck	Yes	Yes
Tommy Nichols	Yes	Yes
John Sheppard	Yes	Yes
Winston Alexander	Yes	Yes

ORDINANCE NO. 370

AN ORDINANCE PROVIDING "FAIR HOUSING" FOR THE CITY OF DIXON, MISSOURI, DEFINES DISCRIMINATORY HOUSING PRACTICES, AND CREATES A FAIR HOUSING COMMITTEE.

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

SECTION 1.-Declaration of Policy

The City Council of the City of Dixon hereby declares it to be the policy of the City to eliminate discrimination and safeguard the right of any person to see, purchase, lease, rent, or obtain real property without regard to race, sex, color, national origin, ancestry, religion, religious affiliation, handicap, and without regard to whether a family has children. This ordinance shall be deemed an exercise of the police powers of the City of Dixon, Missouri, for the protection of the public welfare, prosperity, health, and peace of the people of Dixon, Missouri.

SECTION 2.-Definitions

For the purpose of this ordinance the following terms, phrases, words and their derivations shall have the meaning given herein unless the context otherwise indicates.

- a. Person shall include any individual, firm, partnership, or corporation.
- b. Aggrieved Person shall include any person who is attempting to provide housing for himself and/or his family in the City of Dixon, Missouri.
- c. Discriminate shall mean distinctions in treatment because of race, sex, color, religion, religious affiliation, handicap, familial status, or national origin of any person.

SECTION 3.-Discriminatory Practices

It shall be a discriminatory practice and a violation of this ordinance for any person to:

- a: Refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, sex, color, religion, religious affiliation, or national origin of any person.
- b: Discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, sex, color, religion, religious affiliation, or national origin.
- c: Make, print, or publish, or cause to be made, printed, or published any notice, statement, or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, sex, color, religion, religious

affiliation, or national origin, or an intention to make any such preference, limitation, or discrimination.

- d: Represent to any person because of race, sex, color, religion, religious affiliation, or national origin, that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available.
- e: For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, sex, religion, religious affiliation, or national origin.
- f: Bars discrimination in the sale or rental of housing on the basis of a handicap, and requires the design and construction of new multi-family dwelling with four (4) or more units to meet certain adaptability and accessibility requirements.
- g: Bars discrimination in the sale or rental of housing because a family has children, but exempts certain types of buildings that house older persons, e.g. Section 202 housing.

#### SECTION 4.-Discrimination in the Financing of a House

It shall be unlawful for any bank, building and loan association, insurance company, or other corporation, association, firm, or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan to a person applying therefore for the purpose of purchasing, constructing, repairing, or maintaining a dwelling, or to discriminate against any person in the fixing of the amount or conditions of such loan, because of race, sex, color, religion, religious affiliation, or national origin of such person or of any person therein associated in connection with such financing.

#### SECTION 5.-Administration

- a: There is hereby created a Fair Housing Committee whose membership shall consist of five members, who shall be appointed by the Mayor of the City with approval of the City Council.
- b: Every complaint of a violation of this ordinance shall be referred to a Fair Housing Committee. The Fair Housing Committee shall forthwith notify the person against whom the complaint is made. The identity of the aggrieved person shall be made known to the person against whom the complaint is made at that time. If the Fair Housing Committee, after investigation, finds there is no merit to the complaint, the same shall be dismissed. If the Fair Housing Committee finds there is merit in the complaint, in their opinion, then and in that event, the Fair Housing Committee will endeavor to eliminate the alleged discriminatory practice by conference and conciliation.

- c: If the Fair Housing Committee is unable to eliminate the alleged discriminatory practice by conference and conciliation, then and in that event, the Fair Housing Committee shall forward said complaint to the City Attorney for handling. The final determination of whether or not to prosecute on said complaint shall be left to the City Attorney.

SECTION 6.-Enforcement

- a. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than two hundred dollars (\$200.00), or by confinement in the City jail for not more than thirty (30) days, or both such fine and confinement.
- b: The City Attorney, instead of filing a complaint in Municipal Court of said City, may, as an alternative remedy, seek to have the alleged discriminatory practices abated by an action for an injunction to be maintained in the appropriate Circuit Court of the State of Missouri.

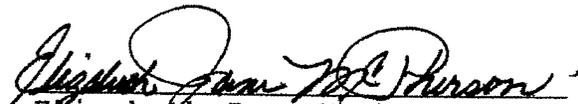
SECTION 7.-Severability

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

SECTION 8.-Savings Clause

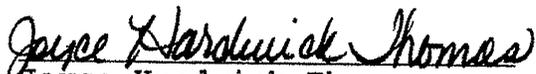
This ordinance shall not affect violations of any other ordinance, code, or regulation of the City of Dixon existing prior to the effective date hereof. Any such violations shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes, or regulations in effect at the time the violation was committed.

Read three times and passed, approved and adopted by the City Council of the City of Dixon, Missouri, this 24th day of January, 1995.

  
Elizabeth Jane McPherson  
Mayor

SEAL

ATTEST:

  
Joyce Hardwick-Thomas  
City Clerk

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

ORDINANCE NO. 371

**AN ORDINANCE TO ENTER INTO A LEGAL SERVICES CONTRACT FOR A TERM OF ONE (1) YEAR WITH THE LAW FIRM WILLIAMS, ROBINSON, TURLEY & WHITE, P.C.**

WHEREAS, the City of Dixon, Missouri, desires to enter into a legal services contract with the law firm of Williams, Robinson, Turley & White, P.C., for a term of one (1) year beginning November 1, 1994, and through October 31, 1995; and

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

**Section 1 : Finding of Need for Legal Services.** The Board of Aldermen of the City of Dixon, Missouri, finds it necessary for the City to retain general counsel to perform regular legal services for the City.

**Section 2 : Approval of Legal Services Contract.** The Legal Services Contract with the law firm of Williams, Robinson, Turley & White, P.C., attached hereto as Exhibit 'A', is hereby approved, and the Mayor and the City Clerk are authorized by and on behalf of the City to execute such Contract.

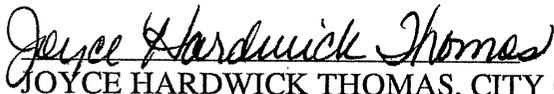
**Section 3 : Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval by the Board of Aldermen and said Contract shall be in full force and effect from and after November 1, 1994.

READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 24<sup>th</sup> DAY OF JANUARY, 1995.



ELIZABETH JANE McPHERSON, MAYOR

ATTEST:



JOYCE HARDWICK THOMAS, CITY CLERK

(CITY SEAL)

Approved this 24<sup>th</sup> day of JANUARY, 1995.



ELIZABETH JANE McPHERSON, MAYOR

## LEGAL SERVICES CONTRACT

This agreement entered into this 24th day of January, 1995, by and between the City of Dixon, Missouri, a Missouri municipality of the fourth class, (herein "City"), and Williams, Robinson, Turley & White, P.C., a Missouri professional corporation (herein "Attorneys"), wherein it is agreed as follows:

1. City will employ Attorneys as City's general counsel for a term of one (1) year beginning November 1, 1994, and extending through October 31, 1995.
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 general legal services for the term of this contract equal monthly payments of THREE HUNDRED TWENTY FIVE AND NO/100THS DOLLARS (\$325.00), the first such payment being due and payable on or before November 10, 1994.
4. In addition to the base fee set forth above, City will pay to Attorneys the sum of NINETY AND NO/100THS DOLLARS (\$90.00) per hour for representation in legal matters before Missouri Circuit and Appellate Courts and United States Courts and for representation on special projects outside the scope of general legal representation of the City. Attorneys will obtain the approval of the City before engaging in any Missouri Circuit or Appellate Court cases, United States Court cases, or special projects. Attorneys will bill City monthly for fees and allowable expenses incurred in Missouri Circuit and Appellate Court litigation, United States Court litigation, and special projects, 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 copy 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 one (1) regularly scheduled Board of Aldermen meeting every three (3) months; and, Attorneys will attend one (1) regularly scheduled Municipal Court session every three (3) months. However, the City may elect not to have an attorney attend a Board of Aldermen meeting for any given month provided Attorneys attend that month's regularly scheduled Municipal Court session.
7. Attorneys will, upon the request of City attend special meetings of the Board of Aldermen or Executive Committee meetings of the Board of Aldermen called for the purpose of addressing extraordinary matters. However, City shall pay to Attorneys the hourly rate contained in Paragraph No. 4 herein for all time spent at said meetings.

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. Either City or Attorneys may terminate this Contract at any time upon giving sixty (60) days written notice to the other. 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, all client files of City.

10. This agreement shall be binding upon the parties, their successors and assigns.

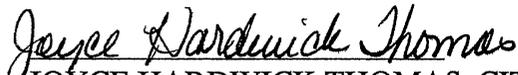
IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the day and year first above written.

**CITY OF DIXON, MISSOURI**

By:   
Elizabeth J. McPherson, Mayor

"CITY"

ATTEST:

  
JOYCE HARDWICK THOMAS, CITY CLERK

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

By:   
Larry V. Swall, II, #41071

"ATTORNEYS"

ORDINANCE 372

AN ORDINANCE AMMENDING ORDINANCE # 370 TO INCLUDE THE FOLLOWING TERMS OF "HANDICAP" AND "FAMILIAL STATUS" IN THE FOLLOWING PARAGRAPHS OF SAID ORDINANCE:

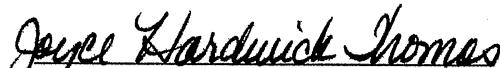
Paragraphs a, b, c, d, and e in Section 3 and to Section 4.

Read three times and passed, approved and adopted by the City Council of the City of Dixon, Missouri, this 6th day of February, 1995

  
Elizabeth Jane McPherson  
Mayor

Seal

ATTEST:

  
Joyce Hardwick-Thomas  
City Clerk

**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 Number 257, 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 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 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 FIVE AND 95/100THS DOLLARS (\$5.95) 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 NINE AND 95/100THS DOLLARS (\$9.95) for all water used up to the first one hundred gallons per month, and for each one hundred gallons thereafter, the sum of NO AND 13/100THS DOLLARS (\$0.13).

**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 THREE AND 35/100THS DOLLARS (\$3.35) 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 16/100THS DOLLARS (\$0.16).

C. For the quantity of wastewater contributed to the combined sewerage treatment center each month, the non-residential user/contributor shall pay a minimum of FIVE AND 85/100THS DOLLARS (\$5.85) 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 16/100THS DOLLARS (\$0.16).

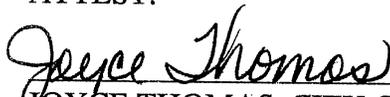
**Section 3. Conflicting sections thereof.** All other Sections of Ordinances in conflict with this Ordinance are hereby repealed, and all Ordinances or Sections therein not in direct conflict with the Ordinance shall remain in full force and effect.

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6th DAY OF March, 1995.**

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

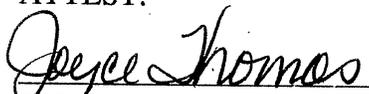
  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 6th day of March, 1995.

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

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

Larry V. Swall, II, #41071  
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
AL WALL	YES	YES	YES
RALPH CROSBY	YES	YES	YES
EDWIN HAUCK	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
JOHN SHEPPARD	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES

EXHIBIT C

AUTHORIZING ORDINANCE

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

ORDINANCE NO. 374

**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 THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 13th DAY OF MARCH, 1995.**

  
ELIZABETH J. McPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 13th day of MARCH, 1995.

  
ELIZABETH J. McPHERSON, MAYOR

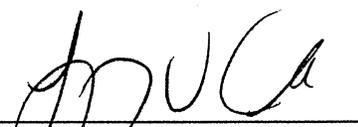
ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By: 

Larry V. Swall, II, #41071  
202 W. 9th Street, Ste. 404  
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ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
AL WALL	YES	YES	YES
RALPH CROSBY	YES	YES	YES
EDWIN HAUCK	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
JOHN SHEPPARD	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES

**ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A PROMISSORY NOTE AND SECOND DEED OF TRUST FROM UNIVERSAL MFG. & EQUIP. CO. FOR THE REFINANCING OF AN EXISTING INDUSTRIAL DEVELOPMENT LOAN FROM THE CITY OF DIXON, MISSOURI.**

WHEREAS, Paul McGinnis, d.b.a. Universal Mfg. & Equipment Co., executed on December 22, 1989, a promissory note for \$61,000.00, and corresponding security agreement for all equipment and real estate owned for said business; and, Paul McGinnis could now be held in default on said note.

WHEREAS, the amount of \$42,104.01 remains owing on the December 22, 1989, promissory note; and, Paul McGinnis has offered to repay the entire principle of said note, at an interest rate of 6.5% per annum, through the sale of equipment held in security by the City, and executing a new promissory note, security agreement and second deed of trust.

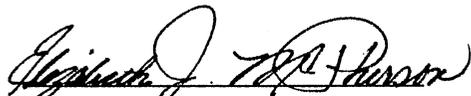
WHEREAS, the Board of Alderman of the City of Dixon, Missouri, have determined that it would be in the best interest of the City to allow Paul McGinnis, d.b.a. Universal Mfg. & Equipment Co., to refinance and restructure a promissory note executed December 22, 1989, for an Industrial Development Loan for said business from the City of Dixon, Missouri, the terms of which refinancing and restructuring are contained in the Promissory Note dated April 5, 1995; the Security Agreement; and, the Second Deed of Trust, attached hereto, and incorporated by reference as if fully set out, as Exhibit "A."

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

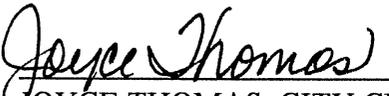
**Section 1.** The City shall allow Paul McGinnis to refinance and restructure the December 22, 1989, Industrial Development Loan, and accept the Promissory Note, Security Agreement and Second Deed of Trust executed by Paul McGinnis as attached hereto as Exhibit "A."

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 3rd DAY OF APRIL, 1995.**

  
ELIZABETH J. MCPHERSON, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 3rd day of April, 1995.

  
ELIZABTH J. McPHERSON, MAYOR

ATTEST:

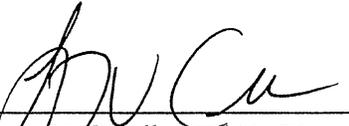
  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY AND WHITE

By:

  
Larry V. Swall, II, #41071  
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
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
John Shepperd	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes

\$20,000.00

April 5, 1995  
Dixon, Missouri

### PROMISSORY NOTE

FOR VALUE RECEIVED the undersigned promises to pay to the order of the City of Dixon, Missouri the sum of TWENTY THOUSAND AND 00/100THS DOLLARS (\$20,000.00) with interest thereon at the rate of SIX AND ONE-HALF PERCENT (6.5%) per annum, principal and interest payable in installments as follows: TWO HUNDRED TWENTY-SEVEN AND 18/100THS DOLLARS (\$227.18) per month beginning on May 1, 1995, and continuing on the first day of each successive month for 120 months.

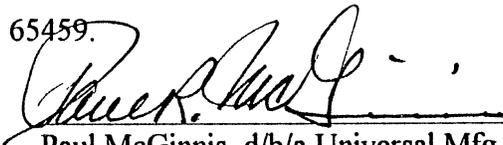
If default be made in the payment of any installment of principal and interest, then both principal and interest shall become immediately due and payable upon the option of the holder of this note. This note is being secured by a Second Deed of Trust executed simultaneously by the Maker.

Privilege is given of prepaying all or any part of this note at any time. From any installment paid, whether a regular installment or a prepayment, there first shall be deducted the interest accrued to the date of payment and the balance, if any, of such payments shall then be credited to principal.

If this note is not paid at maturity or upon demand, as the case may be, and is placed with an attorney at law for collection, the undersigned will pay a reasonable attorney's fee for collection or in connection with any proceeding involving this note, including any proceeding under the Bankruptcy Act.

The makers of this note waives presentment for payment, notice of non-payment, protest, notice of protest and diligence in bringing suit against any party hereto, and consents that the time of payment may be extended without notice thereof; and further agrees that in case payment of this note shall not be made at maturity or upon acceleration, as the case may be, and the same is placed in the hands of an attorney at law for collection, to pay the costs of collecting this note, including a reasonable attorney's fee.

Payable at P.O. Box 177, Dixon, Missouri 65459.

  
Paul McGinnis, d/b/a Universal Mfg. and  
Equipmnt Company a/k/ UMECO

## SECURITY AGREEMENT

Paul R. McGinnis, a single man, d/b/a Universal Mfg. & Equipment Company, a/k/a UMECO, (hereinafter called "Debtor"), hereby grants to the City of Dixon, (hereinafter called "Secured Party"), a security interest in the following property (hereinafter called the "Collateral"): See Exhibit A attached hereto and incorporated by reference herein, to secure payment and performance of obligations identified or set out as follows (hereinafter called the "Obligation"): See Exhibit B attached hereto and incorporated by reference herein.

Title. Debtor is the owner of the Collateral free from any adverse lien, security interest or encumbrance, except for the security interest granted herein and except as noted here: none, and Debtor will defend the Collateral against any claims and demands of all persons at any time claiming the same or any interest thereon.

Filing. No Financing Statement covering any Collateral or any proceeds thereof is on file with any public office and at the request of Secured Party, Debtor will join in executing one or more Financing Statements pursuant to the Uniform Commercial Code in form satisfactory to Secured Party and will pay the cost of filing the same wherever filing is deemed necessary or desirable by Secured Party.

Insurance and Risk of Loss. The risk of loss of the Collateral shall be on Debtor who will have and maintain insurance at all times with respect to all Collateral against risks of fire (including extended coverage), theft and such other risks as Secured Party may require, and in the case of mobile goods, also collision coverage, said policies containing such terms in such form for the periods and written by companies deemed satisfactory by Secured Party, all such insurance to be endorsed with a Standard Mortgagee clause for the benefit of Secured Party; that Debtor shall furnish Secured Party upon demand with certificates or other evidence deemed satisfactory Secured Party of compliance with the foregoing insurance provisions, and Secured Party may act as agent for Debtor in obtaining and canceling such insurance or adjusting and settling losses thereunder.

Taxes or Encumbrances. Debtor will pay promptly when due all taxes, assessments, liens or encumbrances, governmental or private, levied upon the Collateral or for its use or operations or under this agreement or any note(s) evidencing the Obligation; and, at its option, Secured Party may discharge such encumbrances at any time levied or placed on the Collateral, and may pay for the maintenance and preservation of the Collateral and Debtor agrees to reimburse Secured Party on demand for any such payment made or expense incurred, all of which shall be included in the obligation.

Possession and Use. Until default, Debtor may have possession of the Collateral and use it in any lawful manner not inconsistent with this Agreement or any policy of insurance thereon or any law of this State. Debtor will keep the Collateral in good order and repair and will not waste or destroy it or any part thereof. Secured Party may examine and inspect the Collateral at any time, wherever located.

**Default.** Debtor shall be in default under this Agreement upon the happening of any of the following events or conditions:

A. Default in the payment or performance of the Obligation or any event accelerating the maturity of the Obligation or any note(s) evidencing the same;

B. If any warranty, representation or statement made or furnished to Secured Party by or on behalf of Debtor proves to have been false in any material respect when made;

C. Loss, theft, damage, destruction, sale or encumbrance of any of the Collateral, or the making of any levy, seizure or attachment thereof;

D. Failure by Debtor to perform any covenant herein or any actions by Debtor inconsistent with or in violation of the terms of this Agreement or which endanger the safety or integrity of the Collateral herein or the security interest of Secured Party;

E. Death, dissolution, termination of existence, insolvency, business failure, appointment of a receiver for any part of the property, assignment for the benefit of creditors, or the commencement of any proceedings under any bankruptcy or insolvency laws by or against Debtor or any guarantor or surety for Debtor.

**Assignment and Waiver of Defense Against Assignee.** Secured Party may assign all its rights under this Agreement and Debtor hereby waives as against such assignee all defenses, counterclaims or setoffs which Debtor may claim from Secured Party.

**Repossession and Sale.** Upon any default and at any time thereafter Secured Party may declare all the Obligation secured hereby immediately due and payable and shall have the remedies of a secured party under the Uniform Commercial Code in addition to the following:

1. Secured Party may require Debtor to assemble the Collateral and make it available to Secured Party at a place to be designated by Secured Party which is reasonably convenient to both parties, and Secured Party may come upon Debtor's premises for the purpose of peacefully exercising its rights under this Agreement.

2. Unless the Collateral is perishable or threatens to decline speedily in value or is of a type customarily sold on a recognized market, Secured Party will give Debtor reasonable notice of the time and place of any public sale thereof or of the time after which any private sale or any other intended disposition thereof is to be made, at which private sale Secured Party may purchase the Collateral. The requirements of reasonable notice shall be met if such notice is mailed postage prepaid to the address of Debtor shown at the beginning of this Agreement at least five days before the time of the sale or disposition.

3. Expenses of retaking, holding, preparing for sale, selling or the like shall include Secured Party's reasonable attorney's fee and legal expenses, all of which shall become a part of the Obligation after default and may be recovered by disposition of the Collateral.

Deficiency. Debtor shall be liable to pay any deficiency resulting from disposition of the Collateral by Secured Party upon default, and Secured Party shall be liable to pay to Debtor any excess remaining after the Obligation shall have been fully satisfied.

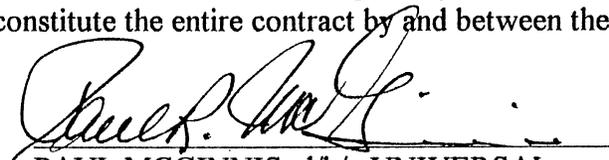
Waiver of Default. No waiver by Secured Party of any default shall operate as a waiver of any other default or of the same default on a future occasion.

Successors and Assigns. All rights of Secured Party hereunder shall inure to the benefit of its successors and assigns; and all obligations of Debtor shall bind his heirs, executors or administrators or his or its successors or assigns. If there be more than one Debtor, their obligations hereunder shall be joint and several.

Choice of Law. The parties hereby agree and designate the law of Missouri as the applicable law for construction of the validity, terms or performance of this agreement.

Entire Contract. This Agreement shall become effective when it is signed by Debtor and together with the evidence of the Obligation shall constitute the entire contract by and between the parties.

Dated: April 5, 1995

  
PAUL MCGINNIS, d/b/a UNIVERSAL  
MFG. & EQUIPMENT COMPANY, a/k/a  
UMECO

STATE OF MISSOURI     )  
  ) SS.  
COUNTY OF Pulaski     )

On this 5th day of April, 1995 before me the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Paul McGinnis, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed. The said Paul McGinnis further declared himself to be a single man.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year last above written.

My Commission Expires:

\_\_\_\_\_

*Joyce M. Thomas*  
\_\_\_\_\_  
NOTARY PUBLIC

(NOTARY SEAL)

C:\OFFICE\WPWIN\WPDOCS\0000\0070.033\001.WPD (ASE)

**JOYCE M. THOMAS**  
Notary Public - Notary Seal  
STATE OF MISSOURI  
Pulaski County  
My Commission Expires: Sept. 26, 1998

## EXHIBIT A

### LIST OF EQUIPMENT

1. Uniq 386SX Computer with all accessories including, but not limited to, hard disc, keyboard, graphics card, color monitor, digitizer, standby power supply, software, plotter, laser jet printer and all software associated therewith.
2. Landis Type CH Universal Grinder, serial number 599-4.
3. Linde Shape Cut Mach, model number CM56-6014, serial number 4V360.
4. Miller Wire Welder, model number CP200, serial number 72-605430.
5. Wellsaw Bandsaw, model number 1000, serial number 3477.
6. Harrison Lathe, serial number 403139-1999.
7. Wohlhaupter Universal Boring APA5 and Facing Head, serial number 6/9178.
8. Holdridge Radius Turner.
9. Cincinnati Horz Mill, model number OP410-14-MI, serial number 1J34P5S-7.

**EXHIBIT 'B'**

\$20,000.00

April 5, 1995  
Dixon, Missouri

**PROMISSORY NOTE**

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If default be made in the payment of any installment of principal and interest, then both principal and interest shall become immediately due and payable upon the option of the holder of this note. This note is being secured by a Second Deed of Trust executed simultaneously by the Maker.

Privilege is given of prepaying all or any part of this note at any time. From any installment paid, whether a regular installment or a prepayment, there first shall be deducted the interest accrued to the date of payment and the balance, if any, of such payments shall then be credited to principal.

If this note is not paid at maturity or upon demand, as the case may be, and is placed with an attorney at law for collection, the undersigned will pay a reasonable attorney's fee for collection or in connection with any proceeding involving this note, including any proceeding under the Bankruptcy Act.

The makers of this note waives presentment for payment, notice of non-payment, protest, notice of protest and diligence in bringing suit against any party hereto, and consents that the time of payment may be extended without notice thereof; and further agrees that in case payment of this note shall not be made at maturity or upon acceleration, as the case may be, and the same is placed in the hands of an attorney at law for collection, to pay the costs of collecting this note, including a reasonable attorney's fee.

Payable at P.O. Box 177, Dixon, Missouri 65459.



Paul McGinnis, d/b/a Universal Mfg. and  
Equipmnt Company a/k/ UMECO

## SECOND DEED OF TRUST

THIS DEED, Made and entered into this 5th day of April, 1995, by and between Paul McGinnis, a single person, d/b/a Universal Mfg. & Equipment Company, a/k/a UMECO, of the County of Pulaski and State of Missouri, Party of the First Part, and Larry V. Swall II, of the County of Phelps and State of Missouri, Party of the Second Part, and the City of Dixon, Missouri, a municipal corporation, of the County of Pulaski and State of Missouri, Party of the Third Part.

Mailing address of First Party: Highway 28 North, Dixon, Missouri 65459.

Mailing address of Third Party: City Hall, Dixon, Missouri 65459.

WITNESSETH: That the said Party of the First Part, in consideration of the Debt and Trust hereinafter mentioned and created, and of the sum of ONE DOLLAR, to him in hand paid by the said Party of the Second Part, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain and Sell, Convey and Confirm, unto the said Party of the Second Part, the following described real estate, with all improvements thereon, situate, lying and being in the County of Pulaski and State of Missouri, to-wit:

A fractional part of the Southeast Quarter of the Southwest Quarter of the Southeast Quarter of Section 24, Township 38 North, Range 11 West.

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.

Together with all fixtures now or hereafter attached, including without limitation thereto all screens, storm sash, plumbing, lighting, heating, and air conditioning fixtures and equipment.

TO HAVE AND TO HOLD the same with the appurtenances to the Party of the Second Part, and to his successor or successors in this trust and to his and their grantees and assigns, FOREVER, in Trust, However, for the following purposes;

WHEREAS, Paul McGinnis, a single person, the said Party of the First Part, has this day made, executed and delivered to the said Party of the Third Part, his promissory note of even date herewith, by which he promises to pay to the said City of Dixon, Missouri, or order, for value received the sum of \$20,000.00. See copy of promissory note attached hereto and made a part hereof as follows:

\$20,000.00

April 5, 1995  
Dixon, Missouri

### PROMISSORY NOTE

FOR VALUE RECEIVED the undersigned promises to pay to the order of the City of Dixon, Missouri the sum of TWENTY THOUSAND AND 00/100THS DOLLARS (\$20,000.00) with interest thereon at the rate of SIX AND ONE-HALF PERCENT (6.5%) per annum, principal and interest payable in installments as follows: TWO HUNDRED TWENTY-SEVEN AND 18/100THS DOLLARS (\$227.18) per month beginning on May 1, 1995, and continuing on the first day of each successive month for 120 months.

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Privilege is given of prepaying all or any part of this note at any time. From any installment paid, whether a regular installment or a prepayment, there first shall be deducted the interest accrued to the date of payment and the balance, if any, of such payments shall then be credited to principal.

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The makers of this note waives presentment for payment, notice of non-payment, protest, notice of protest and diligence in bringing suit against any party hereon, and consents that the time of payment may be extended without notice thereof; and further agrees that in case payment of this note shall not be made at maturity or upon acceleration, as the case may be, and the same is placed in the hands of an attorney at law for collection, to pay the costs of collecting this note including a reasonable attorney's fee.

Payable at P.O. Box 177, Dixon, Missouri 64559.

---

Paul McGinnis, d/b/a Universal Mfg.  
and Equipment Company a/k/a UMECO

WHEREAS, First Party covenants with Second Party to pay all taxes and assessments levied on said property before any penalty for nonpayment attaches thereto; to abstain from any commission of waste upon the premises; to keep the buildings thereon in good repair and insured with insurance companies acceptable to the holder of said note in the amount of said note or for the reasonable insurable value thereof, whichever is less, against fire, windstorm, and extended coverage, with proper mortgage clause attached; and in case of failure to do so, the legal holder of said note may pay such taxes, make such repairs, and procure the required insurance, and the amounts paid therefor, together with ten percent (10%) interest thereon from date of advancement, shall be secured hereby; and

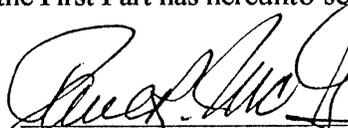
WHEREAS, First Party hereby takes the premises as tenant of the Second Party and agrees to pay as rent therefor the sum of ONE CENT (1) per month until default hereunder, payable on demand, and upon default shall forthwith deliver peaceful possession of the property to Second Party or his assigns.

NOW, THEREFORE, If the said Party of the First Part or any one for him shall well and truly pay off and discharge the debt and interest expressed in said note and every part thereof, when the same shall become due and payable according to the true tenor, date and effect of said note, then this deed shall be void, and the property hereinbefore conveyed shall be released at the cost of the said Party of the First Part; but should the said First Party fail or refuse to pay the said debt, or the said interest or any part thereof, when the same or any part thereof shall become due and payable according to the true tenor, date and effect of said note then the whole shall become due and payable, and this deed shall remain in force; and the said Party of the Second Part, or in case of his absence, death or refusal to act, or disability in any wise, the (then) acting Sheriff of Pulaski County, Missouri, at the request of the legal holder of the said note may proceed to sell the property hereinbefore described, or any part thereof, at public vendue to the highest bidder, at the Front County Court House door in the City of Waynesville of Pulaski County, Missouri, for cash, first giving

twenty days' public notice of the time, terms and place of sale, and the property to be sold, by advertisement in some newspaper printed and published in the County of Pulaski and upon such sale shall execute and deliver a deed of conveyance of the property sold to the purchaser or purchasers thereof, and any statement or recital of fact in such deed in relation to the non-payment of money hereby secured to be paid, existence of the indebtedness so secured, notice of advertisement, sale, receipt of money, and the happening of any of the aforesaid events whereby the Sheriff may become successor as herein provided, shall be prima facie evidence of the truth of such statement or recital; and said Trustee shall receive the proceeds of said sale out of which he shall pay, first the cost executing any first deed of trust and second the costs and expenses of executing this trust, including compensation to the Trustee for services, and next to said Third Party or their endorsees or assignees, upon the usual vouchers therefor, all moneys paid for insurance or taxes and judgments upon statutory lien claims and interest thereon as hereinbefore provided for; and next all said Note then due and unpaid; and next the principal of such of said Note as is not then due when payment thereon shall be demanded, with interest up to the time of such payment, and if not enough therefor, then apply what remains; and the balance of such proceeds, if any, shall be paid to the said Party of the First Part or its legal representatives.

And the said Party of the Second Part covenants faithfully to perform and fulfill the trust herein created, not being liable or responsible for any mischance occasioned by others.

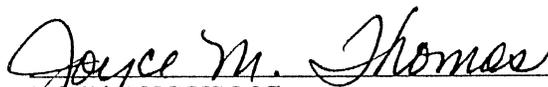
IN WITNESS WHEREOF, the said Party of the First Part has hereunto set his hand and seal, the day and year first above written.

  
 \_\_\_\_\_  
 PAUL MCGINNIS, d/b/a UNIVERSAL MFG.  
 & EQUIPMENT COMPANY,  
 a/k/a UMECO

STATE OF MISSOURI     )  
                                   ) SS.  
 COUNTY OF PULASKI    )

On this 5th day of April, 1995, before me personally appeared Paul McGinnis, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed. The said Paul McGinnis further declared himself to be single and unmarried.

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.

  
 \_\_\_\_\_  
 NOTARY PUBLIC

My Commission Expires:

\_\_\_\_\_  
 (NOTARY SEAL)

<p>JOYCE M. THOMAS          Notary Public - Notary Seal          STATE OF MISSOURI          Pulaski County          My Commission Expires: Sept. 26, 1998</p>
---

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

SPECIAL ORDINANCE NO. 376

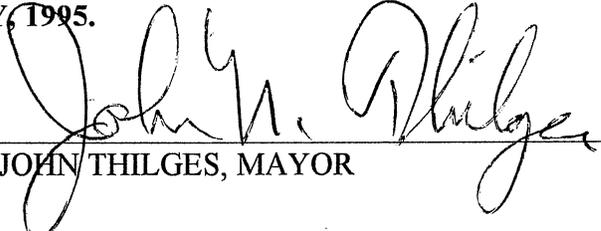
**AN ORDINANCE DEDICATING AND NAMING AN ALLEY IN THE CITY OF DIXON, MISSOURI, FOR EMERGENCY 911 PURPOSES.**

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

**Section 1.** The alley located between Elm and Pine Streets, running North and South from North 6th Street 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, is hereby dedicated and shall be known henceforth as Plum.

**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 BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 1st DAY OF MAY, 1995.**

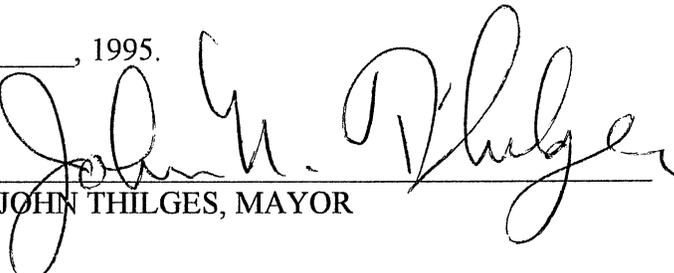
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 1st day of MAY, 1995.

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

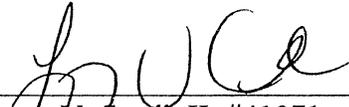
ATTEST:

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

(CITY SEAL)

APPROVED AS TO FORM:

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

By:   
Larry V. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Certificate of True Copy

STATE OF MISSOURI     )  
  )SS.  
COUNTY OF PULASKI    )

I, JOYCE THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of Special Ordinance No. 376 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 1st day of MAY, 1995.

  
JOYCE THOMAS, CITY CLERK OF THE  
CITY OF DIXON, MISSOURI

(CITY SEAL)

APPROVED AS TO FORM:

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

By: [Signature]  
Larry N. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF DIXON, MISSOURI

Certificate of True Copy

STATE OF MISSOURI     )  
                                  )SS.  
COUNTY OF PULASKI    )

I, JOYCE THOMAS, City Clerk of the City of Dixon, Missouri, hereby certify that the above and foregoing is a true, full, and exact copy of Special Ordinance No. 376 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 1st day of MAY, 1995.

[Signature]  
JOYCE THOMAS, CITY CLERK OF THE  
CITY OF DIXON, MISSOURI

(CITY SEAL)



STATE OF MISSOURI     }  
COUNTY OF PULASKI    } ss.                                   THE RECORDER'S OFFICE

I, BETH CARROLL, Circuit Clerk and ex-officio Recorder of Deeds of said County do hereby certify that the within instrument of writing was on 19 day of May A.D. 1995 at 2 o'clock 19 minutes P M., duly filed for record in this office, and is recorded in the records of this office in Book 0005B Page 9502172

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the City of Waynesville, Missouri this 19 day of May A.D. 1995

By [Signature] D.C.  
Elkins-Swyers Co., Springfield, Mo. - V-4065                                   Deputy

BETH CARROLL  
Recorder



*City of Dixon  
203 Box 177  
Dixon  
21*

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

SPECIAL ORDINANCE NO. 377

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A SPECIAL WARRANTY DEED FROM THE CITY OF DIXON, MISSOURI, TO DIXON R-1 SCHOOL DISTRICT.**

WHEREAS, the City of Dixon, Missouri, is the fee holder of record of the following described piece of property:

All of Lot 4 in Block 4 of the Original Town (now City) of Dixon, Pulaski County, Missouri.

WHEREAS, said parcel of real estate serves no useful purpose for the City, and Dixon R-1 School District desires to purchase said property from the City; and

WHEREAS, the City of Dixon, Missouri, desires to convey, grant and transfer its fee interest in the above-described parcel of land to Dixon R-1 School District; and

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, has determined that conveyance and transfer of said property is in the best interest of the City of Dixon, Missouri, and the citizens thereof.

**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 convey a Special Corporation Warranty Deed to Dixon R-1 School District for the above-described parcel of land, attached hereto as Exhibit "A".

**Section 2.** The City of Dixon, Missouri, shall from this date forward shall have no obligation or interest in the above-described parcel.

**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 5th DAY OF June, 1995.**

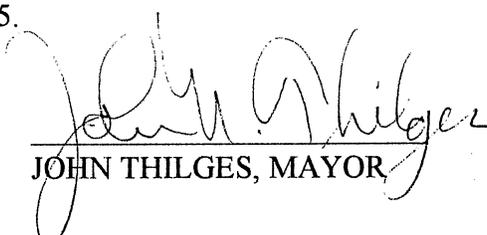
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

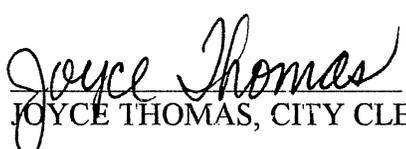
  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 5th day of June, 1995.

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

ATTEST:

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

(CITY SEAL)

Approved as to form:

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

By

  
\_\_\_\_\_  
Larry V. Swall, II, #41071  
202 W. 9th Street, Fourth Floor  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes

**CORPORATION SPECIAL WARRANTY DEED**

Mailing address of Grantee: P.O. Drawer A, Dixon, Missouri 65459.

KNOW ALL MEN BY THESE PRESENTS, that the City of Dixon, Missouri, a municipal corporation organized and existing under the laws of the State of Missouri, with its principal office in Dixon, in consideration of ONE THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$1,500.00) and other valuable consideration, to it paid by Dixon R-I School District, a public school district of the State of Missouri, receipt of which is hereby acknowledged, and by virtue and in pursuance of an ordinance of the Board of Aldermen of the City of Dixon, Missouri, does by these presents Bargain and Sell, Convey and Confirm, unto the said Dixon R-I School District, and its successors and assigns, the following described lot, tract or parcel of land, lying, being and situate in the County of Pulaski and State of Missouri, to-wit:

All of Lot 4 in Block 4 of the Original Town (now City) of Dixon, Pulaski County, Missouri

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.

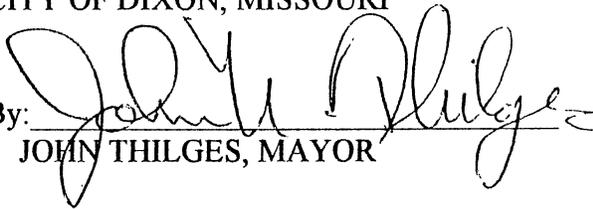
TO HAVE AND TO HOLD the same, with all and singular the rights, privileges, appurtenances and immunities thereto belonging, or in anywise appertaining, unto the said Dixon R-I School District, and its successors and assigns forever.

And the said City of Dixon, Missouri, hereby covenants that it will warrant and defend the title to the said premises unto the said Dixon R-I School District, and its successors and assigns, forever, against the lawful claims and demands of all persons claiming by, through or under it.

IN WITNESS WHEREOF, the said City of Dixon, Missouri, has caused these presents to be signed by its Mayor, and its corporate seal, attested by its City Clerk, to be hereto affixed, this 4th day of August, 1995.

CITY OF DIXON, MISSOURI

By:

  
JOHN THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

STATE OF MISSOURI )  
 ) SS.  
COUNTY OF PULASKI )

On this 4th day of August, 1995, before me appeared John Thilges, to me personally known, who, being by me duly sworn did say: That he is 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 corporate seal of said City and that said instrument was signed and sealed in behalf of said City by authority of its Board of Aldermen, and said John Thilges acknowledged said instrument to be the free act and deed of said City.

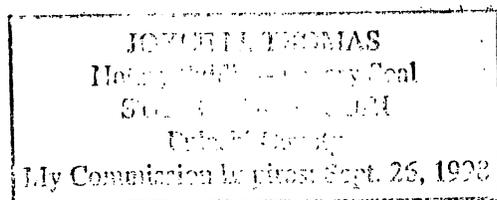
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Dixon, Missouri, the day and year first above written.

My Commission Expires:

September 26, 1998

*Joseph M. Thomas*  
NOTARY PUBLIC

(NOTARY SEAL)



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

ORDINANCE NO. 378

**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:**

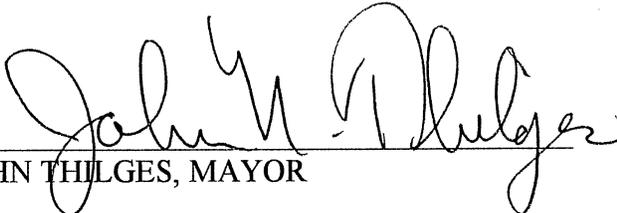
**Section 1. Lease Purchase Agreement between City of Dixon, Missouri and State Bank of Dixon, Missouri.**

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 THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 10th DAY OF JULY, 1995.**

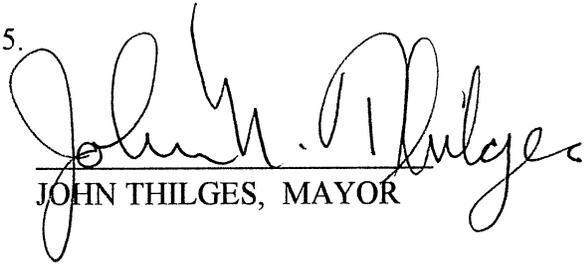
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

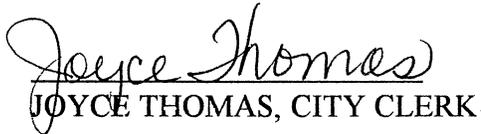
  
\_\_\_\_\_  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 10 day of JULY, 1995.

  
JOHN THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER

By:   
Larry V. Swall, II, #41071  
202 W. 9th Street, Fourth Floor  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI



## LEASE PURCHASE AGREEMENT

THIS LEASE PURCHASE AGREEMENT (the "Agreement"), dated as of 11<sup>th</sup> day of July, 1995, between STATE BANK OF DIXON, a state banking corporation organized under the laws of the State of Missouri, as Lessor ("Lessor"), and the CITY OF DIXON, MISSOURI, a municipal corporation and political subdivision existing under the laws of the State of Missouri, as Lessee ("Lessee").

WHEREAS, Lessor desires to lease the equipment, as described in Exhibit "A", attached hereto and incorporated by reference herein, to Lessee, and Lessee desires to lease the equipment from Lessor subject to the terms and conditions of and for the purposes set forth in this Agreement; and

WHEREAS, Lessee is authorized under the Constitution and laws of the State of Missouri to enter into this Agreement for the purpose set forth herein;

NOW THEREFORE, for and in consideration of the premises hereinafter contained, the parties hereby agree as follows:

### **I. Definitions:**

**"Agreement"**: Means this Lease Purchase Agreement.

**"Fiscal Year"**: Means Lessee's budget year, November 1 - October 31.

**"Commencement Date"**: Means the date when Lessee's obligation to pay rent begins.

**"Equipment"**: Means the property described in Exhibit "A" and all replacements, repairs, restorations, modifications and improvements thereof.

**"Lessee"**: Means the entity which is described in the first paragraph of this Agreement and which is leasing the equipment from Lessor under the provisions of this Agreement.

**"Lessor"**: Means the entity which is described in the first paragraph of this Agreement and which is leasing the equipment to Lessee under the provisions of this Agreement together with any assignees of Lessor.

**"Purchase Price"**: Means the then outstanding principal balance.

**"Rental Payment"**: Means the basic rental payments payable by Lessee pursuant to the provisions of this Agreement during the lease term payable in consideration of the right of Lessee to use the equipment during the then current portion of the lease term.

**"Vendor"**: Means the manufacturer of the equipment as well as the agents or dealers of the manufacturer.

**"Net Proceeds"**: Means the amount remaining from the gross proceeds of any insurance payment after deducting all expenses, including attorney's fees, incurred in the collection thereof.

**II. Lessee Represents, Warrants, and Covenants for the Benefit of Lessor and its Assignees as follows:**

(A) Lessee is a municipal corporation and political subdivision duly organized and existing under the Constitution and laws of the State of Missouri. Lessee will do or cause to be done all things necessary to preserve its existence as a body corporate and politic. Lessee is a political subdivision of the State of Missouri within the meaning of Section 103(A) of the Internal Revenue Code of 1986, as amended (the "Code"), authorized to issue obligations on behalf of the State or local government unit within the meaning of the regulations promulgated pursuant to said Section of the Code.

(B) Lessee is authorized under the Constitution and laws of the State of Missouri to enter into this Agreement and the transaction contemplated hereby and to perform all of its obligations hereunder.

(C) Lessee has been duly authorized to execute and deliver this Agreement by proper action and approval of its governing body under Ordinance Number 378 attached hereto as Exhibit "C". Lessee has complied with all the proper procedures, regulations, requirements and actions of its governing body. The officer of Lessee executing this Agreement has the authority to execute and deliver this Agreement. This Agreement constitutes a legal, valid, binding and enforceable obligation of the Lessee in accordance with its terms.

(D) Neither the payment of the rental payments hereunder nor any portion thereof is (i) secured by any business of a non-exempt person (within the meaning of Section 103 of the Code) or of payments in respect of such property; or, (ii) derived from payment in respect of property, or borrowed money or to be used, in a trade or business of a non-exempt person (within the meaning of Section 103 of the Code). No portion of the equipment will be used directly or indirectly in any trade or business carried on by any non-exempt person (within the meaning of Section 103 of the Code).

(E) During the term of this Agreement, the equipment will be used by Lessee only for the purpose of performing one or more governmental or proprietary functions of Lessee consistent with the permissible scope of Lessee's authority.

(F) There is no action, suit, proceeding, inquiry or investigation at law or in equity, before or by any court, public board or body, pending or threatened against or affecting the Lessee, nor to the best knowledge of the Lessee is there any basis therefore, wherein an unfavorable decision, ruling or finding would materially adversely effect the transaction contemplated by this Agreement and which is used or contemplated for use in the consummation of the transactions contemplated by this Agreement.

(G) The equipment is, and shall remain during the period of this Agreement is in force, personal property and when subject to use by Lessee under this Agreement, will not be or become fixtures.

(H) The Lessee covenants and agrees (i) that it will not perform any acts or enter into any agreement or fail to perform any act or fulfill any requirements that shall have the effect of prejudicing the tax exempt status of interest under the Agreement under such provision of the Code, and shall execute and file IRS Form 8038-G, as required by Section 149(E) of the Code for this financing, and (ii) that it will maintain its corporate existence under the privileges granted and upon it conferred, and will not do, suffer, or permit any act or thing to be done, whereby its right to transact its functions might or could be terminated or its operations and activities restricted or whereby the payment of Rental Payments might or could be hindered, delayed, or otherwise impeded. The Lessee further covenants that it will use due diligence so that it will maintain its tax exempt status under federal income tax laws and regulations thereunder. Should Lessee fail to comply with Section 149(E) of the Code and the IRS disallows the exemption of interest as a result of such failure to so comply, Lessee shall be required to pay additional sums so as to bring the after tax yield on this Agreement to the same level as the holder of the Agreement would attain if the transaction continued to be tax exempt.

### **III. Possession of Equipment, Rental Payments and the Purchase Option Price:**

(A) Lessee has previously taken possession of the equipment as set out in Exhibit "A".

(B) Lessee shall pay Rental Payments exclusively to Lessor or its assignees in lawful, legally available money of the United States of America. The payment shall be sent to the location specified by the Lessor or its assignees. The amount and date of each rental payment shall be paid as set forth on Exhibit "B". Rental payments due during each fiscal year shall be in consideration for Lessee's use of the equipment during the applicable fiscal year in which such payments are due.

(C) Except as provided under Section Four, Subparagraph A, the **OBLIGATIONS OF LESSEE TO MAKE RENTAL PAYMENTS AND TO PERFORM AND OBSERVE THE OTHER COVENANTS CONTAINED IN THIS AGREEMENT SHALL BE ABSOLUTE AND UNCONDITIONAL IN ALL EVENTS WITHOUT ABATEMENT, DIMINUTION, DEDUCTION, SET-OFF OR DEFENSE. THIS WOULD INCLUDE WITHOUT LIMITATION, ANY DEFECTS, MALFUNCTIONS, OR BREAKDOWNS IN THE EQUIPMENT OR ANY ACCIDENT, CONDEMNATION OR UNFORESEEN CIRCUMSTANCE.**

(D) Lessor and Lessee understand and intend that the obligations of the Lessee to pay Rental Payments hereunder shall constitute a current expense of Lessee, are from year to year, and do not constitute a mandatory payment obligation of Lessee in the ensuing fiscal year beyond the then current

fiscal year of Lessee and shall not in any way be construed to be a debt of Lessee in contravention of any applicable constitutional or statutory limitation where requirements concerning the creation of indebtedness by Lessee, nor shall anything contained herein constitute a pledge of the general credit, tax revenues, funds or monies of Lessee.

(E) Upon thirty (30) days written notice and provided that there is no default, Lessee shall have the option to pay the Purchase Price which corresponds to the current payment date set forth on Exhibit "B". If Lessee chooses this option and pays the purchase price to Lessor then Lessor will transfer any and all of its rights, title and interest in the equipment to Lessee as is, without warranty, express or implied, except that Lessor shall warrant to Lessee that the equipment is free and clear of any liens created by Lessor.

#### **IV. Non-Appropriation**

(A) Lessee fully intends to budget and appropriate the funds necessary to pay all the rental payments listed on Exhibit "B". Lessee will use all reasonable and lawful means available to secure appropriation of money for each successive fiscal year.

(B) If insufficient funds are available in Lessee's budget for the next fiscal year to make the rental payments, and the funds to make such rental payments are otherwise unavailable by any means whatsoever, the Lessee shall have the option to non-appropriate the funds for the next fiscal year. If Lessee chooses this option, then all obligations of the Lessee under this Agreement regarding rental payments shall be terminated at the end of then current fiscal year, without penalty, liability, or expense to the Lessee of any kind. Lessee agrees that its budget officer or other person or persons in charge of preparing the annual budget shall include in its tentative budget the appropriation request for the funds to make the rental payments for the equipment for the next fiscal year.

(C) Lessee shall notify Lessor or its assignees ninety (90) days before the end of the then current fiscal year if Lessee has chosen not to appropriate the funds for the rental payments for the next fiscal year. If Lessee chooses to non-appropriate the funds within ninety (90) days of the end of the then current fiscal year, then Lessee shall notify Lessor or its assignees immediately after such decision is made.

(D) If this Agreement is terminated under this Section, Lessee agrees, at Lessee's cost and expense, peaceably to deliver the equipment to Lessor at the location specified by Lessor. Such delivery shall take place within fifteen (15) days after the expiration of the then current fiscal year. If Lessee fails to deliver the equipment as specified above, then Lessor may enter the premises where the equipment is located and retake possession of the equipment and charge Lessee for costs incurred. Lessee shall be

liable for all damage to the equipment, other than normal wear and tear, caused by Lessee, its employees or its agents.

**V. Insurance; Damage, Destruction and Condemnation of Equipment, Use of Proceeds, Lessee Liability and Indemnification**

(A) At Lessee's own expense, it shall cause casualty, public liability and property damage insurance to be carried and maintained, or with prior written consent of Lessor shall demonstrate that adequate self insurance is provided, with respect to the equipment, sufficient to protect the full replacement value of the equipment and to protect Lessor from liability in all events. Lessee shall be solely responsible for selecting insurer(s) and for making all premium payments and insuring that all policies are continuously kept in effect during the period when Lessee is required to make rental payments. Alternatively, Lessee may insure the equipment under a blanket insurance policy or policies which cover not only the equipment but also other properties.

(B) Lessee assumes the risk of loss or damage to the equipment. If the equipment or any portion thereof is lost, stolen, damaged or destroyed by fire or other casualty, Lessee will immediately report all such losses to all possible insurers and take the proper procedure to obtain all insurance proceeds. Lessee and Lessor will cause the net proceeds of any insurance claim to be applied to prompt replacement, repair, restoration, modification or improvement of the equipment. Alternatively, Lessee may apply the net proceeds toward the purchase price. Any balance of the proceeds remaining after such work has been completed or after the purchase price has been paid shall belong to Lessee.

(C) If the net proceeds, for whatever reason, are insufficient to pay in full the cost of any of any repair, restoration, modification or improvement of the equipment, then Lessee shall complete the work and pay any cost in excess of the amount of the net proceeds. If Lessee chooses to apply the net proceeds to the purchase price and the net proceeds are insufficient to pay the purchase price, then Lessee shall pay the deficiency.

(D) Lessee assumes all risks and liabilities for injury to or death of any person or damage to any property in any manner arising out of the operation, possession, storage or use of the equipment whether such injury or death or property damage be with respect to agents or employees of Lessee or with respect to third parties.

(E) To the extent permitted by law, Lessee shall protect, hold harmless and indemnify Lessor and its assignees from all liability, obligation, losses, claims and damage whatsoever, regardless of the cause thereof arising out of or as a result of the entering into this Agreement, the ownership of the equipment and operation, possession, storage or use of any item of the equipment. This will include all expenses

incurred by Lessor in defending any claim or action filed against them including attorney's fees. The indemnification arising under this paragraph shall continue in full force and effect notwithstanding the full payment of all obligation under the Agreement or the termination of the Lease term for any reason.

**VI. Maintenance; Permits; Licenses; Liens; and Personal Property:**

(A) Lessee, at all times during the Lease term, will at Lessee's own cost and expense, maintain, preserve and keep the equipment or part and parts thereof, in good repair, working order and condition and that Lessee will from time to time make or cause to be made all necessary and proper repairs, replacements and renewals. Lessor shall have no obligation to inspect, test, service, maintain, repair or make improvements or additions to the equipment under any circumstances. Lessee will be liable for all damage to the equipment, other than normal wear and tear, caused by Lessee, its employees or agents.

(B) Lessee shall obtain all permits and licenses necessary for the operation and possession of the equipment. Lessee shall pay all taxes and other charges of any kind which are lawfully assessed against or with respect to the equipment.

(C) Lessee shall take all proper measure to promptly release any levies, liens or encumbrances against the equipment. Lessee shall be liable to Lessor for any cost incurred by Lessor in discharging such levies, liens or encumbrances.

(D) Lessee shall allow Lessor to examine and inspect the equipment at all reasonable times at Lessor's request.

**VII. Title and Security Interests:**

(A) Title to the equipment shall vest and remain in Lessor. Title to the equipment will transfer to the Lessee upon payment of the then applicable purchase price. Lessor shall execute and deliver to Lessee such documents as Lessee may request to evidence the passage of the legal title to the equipment to Lessee.

(B) To secure the payment of all Lessee's obligations under this Agreement, Lessee hereby grants to Lessor a security interest under the Uniform Commercial Code constituting a first lien on the equipment. The security interest established by this Section includes not only all additions, attachments, repairs and replacements to the equipment but also all proceeds therefrom. Lessee agrees to execute such additional documents which Lessor deems necessary or appropriate to establish and maintain its security interest and the security interest of any assignee of Lessor in the equipment. Nothing herein shall permit Lessee to sell or otherwise assign any interest in the equipment in violation of this Agreement. Lessor's security interest in the equipment will terminate upon termination of the Lease term upon the occurrence of any event set forth in Section Three, Subparagraph E.

### **VIII. Warranties**

(A) The equipment as described in Exhibit "A" is currently in the possession of Lessee. Lessor shall have no responsibility for the suitability of the equipment for the use intended by Lessee.

**(B) LESSOR MAKES NO WARRANTY OR REPRESENTATION, EITHER EXPRESS OR IMPLIED, AS TO THE VALUE, DESIGN, CONDITION, MERCHANTABILITY, FITNESS FOR PARTICULAR PURPOSE OR FITNESS FOR THE USE OF THE EQUIPMENT OR ANY OTHER REPRESENTATION OR WARRANTY WITH RESPECT TO THE EQUIPMENT. IN NO EVENT SHALL LESSOR BE LIABLE FOR ANY INCIDENTAL, INDIRECT, SPECIAL OR CONSEQUENTIAL DAMAGES ARISING OUT OF THE OPERATION, POSSESSION, STORAGE OR USE OF THE EQUIPMENT BY LESSEE. LESSEE'S SOLE REMEDY FOR THE BREACH OF SUCH WARRANTY SHALL BE AGAINST THE VENDOR OF THE EQUIPMENT AND NOT THE LESSOR.**

(C) Lessor hereby assigns to Lessee during the term of the Agreement all of its rights and interests in Vendors warranties and guarantees, express or implied, applicable to the equipment. Lessor further irrevocably appoints Lessee its agent and attorney-in-fact during the Lease term, so long as Lessee shall not be in default hereunder, to assert whatever claims and rights related to the equipment that Lessor may have against the Vendor.

### **IX. Assignment**

(A) All of Lessor's rights, title and/or interest in and to this Agreement may be assigned and reassigned with the consent of Lessee. No such assignment shall be effective as against Lessee until the assignor shall have filed with Lessee written notice identifying the assignee. Lessee shall pay all rental payments due hereunder relating to such equipment to or at the direction of Lessor or the assignee named in the notice of assignment.

(B) None of Lessee's rights, title and interest under this Agreement and in the equipment may be assigned by Lessee unless Lessor approves such assignment in writing before such assignment occurs.

### **X. Default**

(A) The following events shall constitute a default under this Agreement:

1. Failure by Lessee to pay any rental payment for ten (10) days after such payment is due.

2. Failure to pay any other payment required be paid under this Agreement at the time specified herein and a continuation of said failure for a period of three (3) days after notice by telephone by Lessor that such payment must be made. If Lessee continues to fail to pay any payment

after the three (3) day notice expires, then Lessor may but will not be obligated to make such payments and charge Lessee for all costs.

3. Failure by Lessee to observe and perform any other covenant, condition, promise or duty under this Agreement for a period of thirty (30) days after written notice specifying such failure is given to Lessee by Lessor, unless Lessor agrees in writing to an extension of time. Lessor will not unreasonably withhold its consent to an extension of time if corrective action is instituted by Lessee.

4. Any statement, representation or warranty made by Lessee in or pursuant to this Agreement which proves to be false, incorrect or misleading in which materially adversely affects the rights of security of Lessor under this Agreement.

5. Any provision of this Agreement which ceases to be valid for whatever reason and the loss of such provision would materially adversely affect the Lessor.

(B) Whenever default occurs, Lessor shall have the right to take whatever action at law or in equity that may appear necessary or desirable to enforce its rights as the owner of the equipment.

(C) In the event either party to this Agreement should default under any provisions hereof and the defaulting party should employ attorneys and/or incur other expenses as a result thereof, the defaulting party agrees that it will on demand pay to the non-defaulting party their reasonable fees for such attorneys and/or such other reasonable expenses so incurred by the non-defaulting party.

#### **XI. Miscellaneous Provisions**

(A) All notices, certificates or communications hereunder shall be sufficiently given and shall be deemed given when delivered or mailed, postage prepaid, to the parties at their respective places of business as set forth herein or as the parties shall designate hereafter in writing.

(B) This Agreement constitutes the entire agreement between Lessor and Lessee.

(C) This Agreement shall inure to the benefit of and shall be binding upon Lessor and Lessee and their respective successors and assigns.

(D) In the event any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

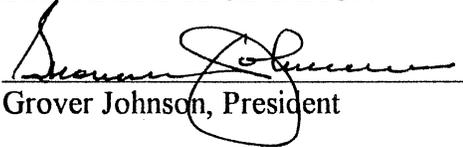
(E) This Agreement may be amended, changed or modified by written agreement duly executed by Lessor and Lessee.

(F) This Agreement shall be governed by and construed in accordance with the laws of the State of Missouri.

(G) The captions or headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions or sections of this Agreement.

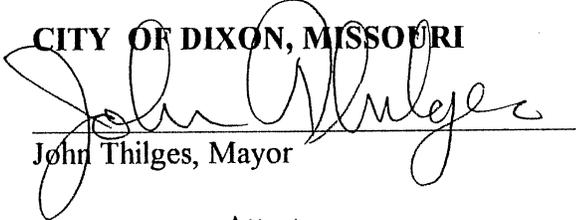
**LESSOR AND LESSEE HAVE CAUSED THIS AGREEMENT TO EXECUTED IN THEIR NAMES BY THEIR DULY AUTHORIZED REPRESENTATIVES LISTED BELOW.**

**STATE BANK OF DIXON**

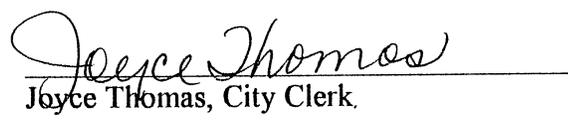
  
Grover Johnson, President

**"L E S S O R"**

**CITY OF DIXON, MISSOURI**

  
John Thilges, Mayor

Attest:

  
Joyce Thomas, City Clerk

(CITY SEAL)

**"L E S S E E"**

**EXHIBIT A**

**SCHEDULE OF EQUIPMENT LEASED**

Description

Identifying Numbers

John Deere JD5200 Tractor

LVS200D320667

**EXHIBIT B**

**SCHEDULE OF PAYMENTS**

Principal amount: \$14,820.00

Interest rate: 9%

August 1, 1995, and each month thereafter \$307.64

Beginning August 1, 1995 and for each monthly period thereafter see attached Exhibit B-1.

**CERTIFICATION OF ROLL**

**VOTE TO OVERRIDE VETO  
OF BILL 379**

Motion made by Alfred S. Wall

Seconded by Winston Alexander

on the Question:

“Shall the Bill pass, the objections of the Mayor thereto notwithstanding?”

The vote thereon was as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>
Alderman Wall	<u>X</u>	<u>      </u>	<u>      </u>
Alderman Hauck	<u>X</u>	<u>      </u>	<u>      </u>
Alderman Crosby	<u>X</u>	<u>      </u>	<u>      </u>
Alderman Nichols	<u>X</u>	<u>      </u>	<u>      </u>
Alderman Sheppard	<u>X</u>	<u>      </u>	<u>      </u>
Alderman Alexander	<u>X</u>	<u>      </u>	<u>      </u>
Totals	<u>6</u>	<u>      </u>	<u>      </u>

I, Alfred S. Wall, as presiding officer, certify the above to be a true and correct recording of the Roll as taken by the City Clerk at the meeting of the City Council held August 7, 1995.

  
\_\_\_\_\_  
President Pro tem

ATTEST:

  
\_\_\_\_\_  
Joyce Thomas, City Clerk

**AN ORDINANCE ESTABLISHING RULES AND PROCEDURES FOR THE REMOVAL OF OFFICERS OF THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, the Board of Aldermen in the City of Dixon, Missouri, have determined that it is in the best interest of the City of Dixon, Missouri, and its citizens, to establish rules and procedures for the removal of officers from any office established and existing in 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: Removal of Appointed Officers, When.** The Mayor, or person acting as Mayor, may with the consent of a majority of all members of the Board of Aldermen, remove from office any appointed officer at will, and any such appointed officer may be removed by a two-thirds (2/3) vote of all members of the Board of Aldermen, independently of the Mayor's approval or recommendation.

**Section 2: Removal of Elected Officers, When.** The Mayor may, with the consent of a majority of all members elected to the Board of Aldermen, remove from office for cause shown, any elected officer of the City of Dixon, Missouri, such officer first being given an opportunity, together with his witnesses, to be heard before the Board of Aldermen, sitting as a board of impeachment. Any elected officer including the Mayor may, in like manner, for cause shown, be removed from office by a two-thirds (2/3) vote of all members elected to the Board of Aldermen, independently of the Mayor's approval or recommendation.

**Section 3: Charges Made, How.** Any charge against elective officers for which the Board of Aldermen seek the removal of said officer shall be made in writing, and shall be issued only by the Mayor or some member of the Board of Aldermen. If the Board shall deem it expedient to take action upon the charges issued, they shall make an order suspending the officer so charged from further exercising the function of his office, and such charges and orders shall be filed with the City Clerk, who shall forthwith make a copy thereof and deliver the same together with the original charge and order to the City Marshall, who shall at once serve said copies on the accused, by delivering the same to him or by leaving them at his usual place of residence or abode, and shall return the original charge and order to the City Clerk, with his return in writing of the time, place and manner of such service endorsed thereon, and the officer so charged shall be suspended from office from and after such service, until duly acquitted of such charges or otherwise ordered by the Board of Aldermen. In case of suspension of the Mayor, as herein provided, the president of the Board of Aldermen shall be vested with the powers and duties of the Mayor until the disability of said Mayor may be removed.

**Section 4: Hearing.** Immediately upon the suspension of any elected officer, the Board of Aldermen shall affix a time for hearing the cause and the City Marshall shall serve the officer so charged with a written notice of the time and place of hearing such charges, in the usual manner of serving summons as provided for by the statute of the State of Missouri. On the day set for hearing of the case, the Board of Aldermen shall meet and proceed according to such rules as they may adopt, to hear the evidence against and in favor of the accused, and they may adjourn from time to time, as may be necessary, until all the evidence shall have been taken. The Board shall vote by "ayes" and "nays"

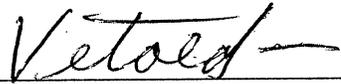
upon the charges separately and the question voted on shall be, "is the accused guilty?". If the Board, by a majority vote of all the members elected, find the accused guilty of any charge or specification, such officer may, by resolution be removed from office. Upon the adoption of such resolution, the office of the accused shall be vacant. The proceedings of the Board shall be recorded by a certified court reporter and entered at large upon the records of the City.

**Section 5: Subpoenas.** Subpoenas for witnesses may be issued by the Mayor or the person acting as Mayor, and shall be served by the City Marshall. Any party may obtain discovery in the same manner, upon and under the same conditions and upon the same notice and other requirements, as is or may hereafter be provided for with respect to discovery in civil actions by rule of the Supreme Court of Missouri for the use in the Circuit Court. The Board of Aldermen shall also have the power to compel the attendance of witnesses and to compel witnesses to testify. Depositions may be taken in the same manner, upon and under the same conditions, and upon the same notice, as is or may hereafter be provided for with respect to the taking and using of depositions in civil actions in the Circuit Court.

**Section 6: Accused to be Heard: Duty of the Attorney.** At the hearing the accused shall be entitled to be heard in person and by attorney, and the City attorney or the person acting as such shall attend the hearing and prosecute on behalf of the City of Dixon, Missouri.

**Section 7:** 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 26th DAY OF JULY, 1995.**

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

ATTEST:

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

(CITY SEAL)

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

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

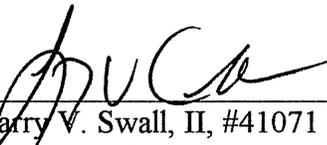
ATTEST:

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

(CITY SEAL)

Approved as to form:

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

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

Larry V. Swall, II, #41071  
202 West Ninth Street, Suite 404  
P.O. Box 47  
Rolla, Missouri 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

E:\0000\0070.047\001.WPD

Alderman	First Reading	Second Reading	Third Reading
EDWIN HAUCK	YES	YES	YES
RALPH CROSBY	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES
JOHN SHEPPARD	YES	YES	YES
ALFRED WALL	ABSTAINED		

**ORDINANCE VACATING A PORTION OF A STREET KNOWN AS WALNUT STREET LYING SOUTH OF CHESTNUT STREET IN SANTEE'S ADDITION IN 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 street, known as Walnut Street lying South of Chestnut Street in Santee's Addition in the City of Dixon, Missouri.

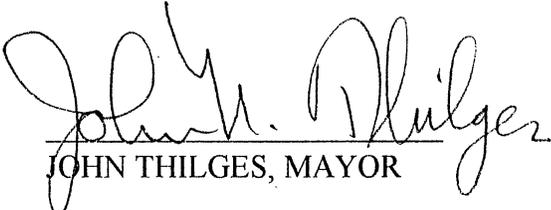
All that part of Walnut Street in Santee's Addition to the Town (now City) of Dixon, Pulaski County, Missouri, described as follows: Beginning at the Northwest corner of Lot 9 in Block 1 of said Santee's Addition; thence North 87° 54' 50" West 80 feet to the Northeast corner of Lot 16 in Block 2 of said Santee's Addition; thence North along the East line of said Block 2 to the Northeast corner of Lot 1 in said Block 2; thence East along the South line of Chestnut Street to the Northwest corner of Lot 8 in said Block 1; thence South along the West line of said Block 1 to the point of beginning.

serves no useful purpose and it is necessary and expedient to vacate said portion of the street.

**Section 2.** Said street above described is vacated, reserving, however, unto the City of Dixon, Missouri, and unto its Franchised Utility Companies, any easements under, across and above the vacated 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.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7th DAY OF AUGUST, 1995.**

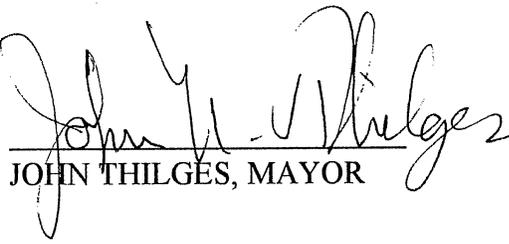
  
JOHN THILGES, MAYOR

ATTEST

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 7th day of AUGUST, 1995.

  
JOHN THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

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

By: \_\_\_\_\_  
Larry V. Swall, II, #41071  
202 W. 9th Street, Fourth Floor  
P.O. Box 47  
Rolla, MO 65401  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes



ORDINANCE # 381

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 1995.

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 1995, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$0.62 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
FOR BONDS AND INTEREST ON GENERAL OBLIGATION BONDS ON THE \$100.00 VALUATION.....	0.13
TOTAL .....	0.62

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 1995.

SECTION 2. That the City Clerk is hereby authorized and directed to furnish a certified 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 21ST DAY OF AUGUST, 1995.

ATTEST:

*Joyce Thomas*  
\_\_\_\_\_  
Joyce Thomas, City Clerk

*John N. Thilges*  
\_\_\_\_\_  
John N. Thilges, Mayor

STATE OF MISSOURI}  
COUNTY OF PULASKI}

I, Joyce Thomas, Clerk of the City of Dixon, Pulaski County, Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance for the City of Dixon, Missouri, fixing the tax rate for the year 1995, upon all taxable property within the City as fully as same appears recorded in the ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City.

Done at my office in the City of Dixon, Missouri, this 21st day of August, 1995.

SEAL

  
Joyce Thomas, City Clerk

ORDINANCE NO. 382

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 STACK & ASSOCIATES, INC. TO PROVIDE THE CITY OF DIXON, MISSOURI, ENGINEERING CONSULTANT 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 interest of the City to enter into a continuing agreement with Stack & Associates, Inc., to continue providing the City with engineering consultant services; and

WHEREAS, qualifications and fee schedules were provided to the City by several Engineering Consultant Services; and

WHEREAS, Stack & Associates, Inc., had an acceptable fee and qualifications.

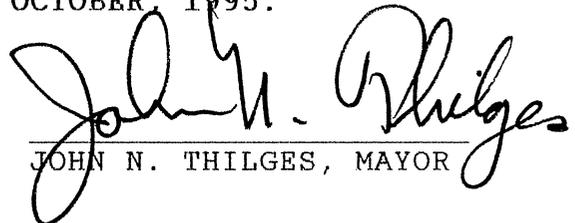
NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:

Section 1. Continuing Services Agreement for City Engineering Consultant Services for the City. The City of Dixon, Missouri, Shall enter into a contract with Stack & Associates, Inc., to provide engineering services to the City. A copy of the Contract is attached as Exhibit "A".

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

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 2ND DAY OF OCTOBER, 1995.

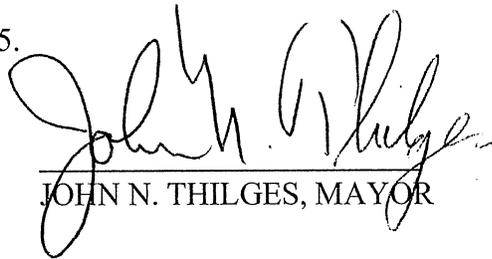
  
JOHN N. THILGES, MAYOR

(CITY SEAL)

ATTEST:

  
JOYCE THOMAS, CITY CLERK

Approved this 2nd day of October, 1995.

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

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

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

Larry V. Swall, II, #41071  
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
Alfred Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Winston Alexander	No	No	No

EXHIBIT "A"

**CONTINUING SERVICES AGREEMENT  
FOR  
CITY ENGINEERING CONSULTANT SERVICES  
FOR  
THE CITY OF DIXON, MISSOURI**

**AUGUST, 1995**

**STACK & ASSOCIATES, INC.  
Engineers, Architects, & Surveyors  
P.O. Box 297  
St. James, MO 65559**

**314-265-3751**

PRIMARY AGREEMENT  
BETWEEN  
THE CITY OF DIXON, MISSOURI  
AND  
STACK & ASSOCIATES, INC.  
FOR  
CITY ENGINEERING CONSULTANT SERVICES

THIS PRIMARY AGREEMENT, made as of the 2nd day of October, 1995, by and between the City of Dixon, Missouri (hereinafter referred to as the "CITY") and Stack & Associates, Inc., Engineers, Architects & Surveyors and its representatives (hereinafter referred to as "STACK") provides for the performance of professional city engineering services by STACK for or in behalf of the CITY.

Whereas, the CITY requires periodic engineering services to assist the CITY in its normal development and operation of its infrastructure including water and sewer utility systems, buildings and streets, and planning; and

Whereas the CITY in accordance with the CITY's resolution dated July 10<sup>th</sup>, 1995 naming Stack & Associates, Inc. as CITY ENGINEER, desires to engage STACK to render City Engineering services described herein in connection with the operation and activities of the CITY; and

Whereas STACK agrees to perform the various professional services, as specified under Article 1- Professional Services and as required to perform the engineering evaluation, design, or construction phase services of any projects the CITY directs STACK to assist CITY or to become involved in;

Now, Therefore, and in consideration of the mutual promises and covenants and payments for services hereinafter set forth, it is agreed as follows:

ARTICLE 1 - Professional Services

1.1 STACK will provide semi-monthly scheduled on-site 2 hour visits to the CITY for the purposes outlined below. Longer duration visits will be provided when needed, with time beyond 2 hours billed on an hourly rate basis in accordance with STACK's standard schedule of rates attached (Attachment A). STACK shall maintain a Time & Activities Log (Attachment B) for each semi-monthly visit indicating such information and providing a copy to City. Each visit's Log will be initialed by CITY. More frequent regular on-site visits can be scheduled and provided as additional services upon request by City. The CITY may upon written advance notice, direct STACK to delete any regularly scheduled semi-monthly visit. If such written notice is not made, the semi-monthly meetings shall be considered scheduled.

A) Address immediate problems and questions regarding City infrastructure with the different city departments. City Clerk to contact each department prior to STACK's semi-monthly visit to increase efficient use of engineering time.

B) Review existing City information regarding streets, utilities and facilities for use in determining immediate or long term needs and evaluate alternative funding options. Assist the Owner in preparing and submitting engineering reports and grant

applications to secure available funds for various projects.

C) Performing field surveys, evaluations, or discussions and recommendations for the CITY to assist CITY in accomplishing and implementing improvements to be performed by City personnel to address immediate problems or for improvements or additions to the City and its infrastructure.

- 1.2 Assist CITY by attending Council Meetings when requested. (Attachment C)
- 1.3 Provide additional engineering services as authorized by CITY (Attachment D) outside of regular semi-monthly visits, either on-site or at STACK's St. James office, such as normal evaluation, design and review, drafting, or other normal services to complete the work of City Engineer in accordance with CITY's required time schedules for various projects undertaken or pursued.
- 1.4 Provide professional services on a project basis for engineering and/or architectural projects when authorized by the CITY with a mutually executed Supplement to the Primary Agreement, hereinafter referred to as "SUPPLEMENT" (Attachment D). Services provided under a SUPPLEMENT shall be provided under the Terms and Conditions of this Primary Agreement. Each SUPPLEMENT shall be in written form to include Exhibits describing the Project, STACK's Scope of Services, the basis of Compensation, and may include other Terms and Conditions. The Primary Agreement with the specific Project SUPPLEMENT shall be termed the "Project Agreement". Services provided by STACK under a Project Agreement may include the Basic Services under paragraph 1.4.1 or any portion thereof, and such Additional Services as may be authorized in writing by City, and all services referred to in the mutually executed SUPPLEMENT for each Project.
  - 1.4.1 Basic Services: STACK shall furnish to the CITY the following services as Basic Services under any Project Agreement.
    - 1.4.1.a STACK shall review the program furnished by CITY to ascertain the requirements of the Project, and assist the CITY in preparing a design schedule and preliminary budget for STACK's professional services on the Project.
    - 1.4.1.b STACK shall review with the CITY, alternative approaches to design and construction of the Project.
    - 1.4.1.c Except for Projects of limited scope or services, STACK's Basic Services shall generally consist of Pre-design Phase (when required), Preliminary Design Phase, Construction Drawings and Documents Phase, Bidding or Negotiation Phase, Construction Phase - Administration of the Construction Contract, and any authorized inspection observation or quality control services.
    - 1.4.1.d Based upon the mutually accepted program and budget requirements for the Project, STACK shall provide the Basic Services as indicated herein and as further delineated in the SUPPLEMENT for each Project.

## ARTICLE 2 - City's Responsibilities

- 2.1 The CITY shall review and examine documents submitted by STACK, and when

requested render decision in writing, to prevent unreasonable delay in the progress of STACK's services.

- 2.2 The CITY shall provide legal, accounting, and insurance counseling services necessary for the engineering projects, legal review of the project reports and construction drawings and such auditing services as CITY may require to account for expenditures of sums paid by CITY to Contractor(s).
- 2.3 Request permits and approvals from all governmental authorities having jurisdiction over the CITY's activities or projects undertaken and from others as may be necessary for completion of the work and furnish said permits and approvals to STACK.
- 2.4 Give prompt, written notice to STACK whenever CITY observes, or otherwise becomes aware of, any defects in the work or project, or other events which may substantially affect STACK's performance of services under this Agreement.
- 2.5 Compensate STACK for services rendered under this Agreement and any SUPPLEMENTS.
- 2.6 Limit STACK's liability to the CITY and all contractor(s) and subcontractor(s) on the City work or projects arising from STACK's professional acts, errors or omissions, such that the total aggregate liability of STACK to all those named shall not exceed \$50,000 or STACK's total annual retainer fee for the services rendered, whichever is greater. The CITY further agrees to require of any Contractor(s) and their Subcontractor(s) on City Engineering Projects an identical limitation of STACK's liability for damages suffered by the Contractor(s) or their Subcontractor(s) arising from STACK's professional acts, errors or omissions, provided however that neither the Contractor(s) nor any of his Subcontractor(s) assumes any liability for damage to others which may arise on account of STACK's professional acts, errors, or omissions.

### ARTICLE 3 - Basis of Compensation

- 3.1 Compensation to STACK for services rendered as hereinabove described under Article 1.1 shall be based upon a "retainer fee basis" for the two 2 hour on-site visits per month. If a regular scheduled semi-monthly meeting/visit is canceled by the CITY with written notice as provided above in Article 1.1, the monthly retainer fee shall be prorated accordingly. Additional staff time or engineering services beyond the two visits per month shall be billed on an hourly rate basis as outlined in the Hourly Rate Schedule.

<u>SCOPE AND DESCRIPTION</u>	<u>PROFESSIONAL FEE</u>
1.1 Two 2 hour on-site visits and consultations/month: 1.1.a On-site visit time duration beyond 2 hours : 1.1.b Technical support to CITY over the phone:	\$315 Monthly Retainer Fee Hourly Rates per Schedule NO CHARGE
1.2 Attendance at City Council Meetings when requested:	\$150 Lump Sum fee / mtg.
1.3 Normal City Engineering services provided outside of regular on-site visits:	Hourly Rates per Schedule
1.4 Supplemental Project Agreements	As defined in Supplement

- 1.5 If authorized in advance by CITY, the expense of overtime work requiring higher than regular rates to accommodate CITY's timetables or schedules.

**Periodic Invoices:** STACK shall issue periodic invoices to CITY for retainer services, and for other additional services or work performed since date of previous invoice period. The periodic invoice submitted for additional services work shall define the services provided or work completed. Said invoices are due and payable to STACK upon presentation and shall be paid within 20 days of the date of invoice. Invoices shall be considered past due 21 days following date of invoice, and CITY agrees to pay a finance charge of one and one-half percent (1.5%) per month on past due accounts. In the event that the invoice for work performed and services rendered for Professional Services or reimbursable expenses associated with accomplishing the basic City Engineering Services, or for additional engineering services have not been paid by CITY within twenty (20) days after receipt of STACK's invoice, STACK may suspend services under this Agreement until STACK has been paid-in-full all amounts due, including finance charges and collection expenses.

#### ARTICLE 4 - Miscellaneous Provisions

- 4.1 **Delegation of Duties:** Neither the CITY nor STACK shall delegate its duties under this Agreement without the written consent of the other.
- 4.2 **Construction Cost Estimates:** It is recognized that neither STACK nor the CITY has control over the cost of labor, materials, or equipment, over the Contractor's methods of determining bid pricing or over competitive bidding, market or negotiation conditions. Accordingly, STACK cannot and does not warrant or represent that bids or negotiated prices will not vary from a Statement of Probable Construction Cost or other cost estimates or evaluations made by STACK.
- 4.3 **Standard of Care:** The services performed by STACK under this Agreement shall be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions.
- 4.4 **Time:** STACK will perform services as expeditiously as is consistent with professional skill and care and the orderly progress of the work. The CITY shall furnish required information and render approvals and decisions as expeditiously as necessary for the orderly progress of STACK's services and work. The City shall authorize additional services for STACK to perform normal services at its St. James office when the CITY's schedule does not allow satisfactory conformance by STACK within the two 2 hour on-site visits per month.
- 4.5 **Reuse and Ownership:** All documents including Reports, Drawings and Specifications prepared by STACK pursuant to this Agreement are instruments of service in respect to the CITY's projects. They are not intended or represented to be necessarily suitable for reuse by CITY or others on extensions of the project or on any other project. Any reuse without written verification or adaptation by STACK for the specific purpose intended will be at CITY's sole risk and without liability or legal exposure to STACK, and CITY shall indemnify and hold harmless STACK from all claims, damages, losses, and expenses including attorney's fees arising out of or resulting therefrom. Any such verification or adaptation will entitle STACK to further compensation at rates to be agreed upon by CITY and STACK. Originals of all

drawings, reports, files, field data, testing data, calculations, estimates, and other documents prepared by STACK as instruments of service under this Agreement shall remain the property of STACK, whether the project or work for which they are made is executed or not. The CITY may obtain and retain a reproducible copy of drawings and specifications and make copies of Drawings and Specifications for information, use, and reference in connection with the CITY's construction and/or occupancy and use of completed work or projects.

- 4.6 Acts of God: Neither party shall hold the other responsible for damages or delay in performance caused by acts of God, strikes, lockouts, accidents, or other events beyond the control of the other or the other's employees and agents.
- 4.7 Contractor Safety and Methods: STACK, except as required by contract documents, has not been retained or compensated to provide design and construction review services relating to CITY work crew's or Contractor's safety precautions or to means, methods, techniques, sequences, or procedures required for City crews or any Contractor(s) to perform their work. Omitted services include, but are not limited to, shoring, underpinning, temporary retainment of excavations, and any erection methods, rigging, hoisting, and temporary bracing.
- 4.8 Enforceability: In the event any provisions of this Agreement shall be held to be invalid and unenforceable, the remaining provisions shall be valid and binding upon the parties. One or more waivers by either party of any provision, term, condition, or covenant shall not be construed by the other party as a waiver of a subsequent breach of the same by the other party.
- 4.9 Conflict of Interest/Non-compete: As a condition of this agreement, and in consideration of the mutual trust and relationship needed to provide professional services in an unbiased manner and from a disinterested professional position, the CITY and STACK hereby agree that neither party shall hire, employ, or attempt to hire any employee or representative of the other party, during the course of this contract, or any extension or renewal thereof, or for a subsequent period of one (1) year following the completion or termination of this Agreement.
- 4.10 Termination: This Agreement may be terminated by either party upon seven (7) days written notice should the other party fail substantially to perform in accordance with its terms through no fault of the party initiating the termination. In the event of termination not the fault of STACK, STACK shall be compensated for all services performed to termination date, together with reimbursable charges then due.
- 4.11 Attachments: All of the terms and conditions set forth herein and any attachments thereto are hereby incorporated in and made a part of this Agreement.  
(Attachment A - Schedule of Hourly Rates)  
(Attachment B - Time & Activities Log for Regular Visits)  
(Attachment C - Request Form for Attendance at Council Meeting)  
(Attachment D - Additional Services Authorization Work Form)  
(Attachment E - Supplement for Project Agreement)
- 4.12 General: This Agreement together with any Exhibits and schedules identified above constitutes the entire agreement between CITY and STACK and supersedes all prior written or oral understandings. This Agreement and said Exhibits and Schedules may

only be amended, supplemented, modified or cancelled by a duly executed written instrument.

4.13 Intent: The CITY and STACK each binds himself and his partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Agreement; except as above, neither the CITY nor STACK shall assign, sublet or transfer their interest in this Agreement without the consent of the other party. Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of any public body which may be a party hereto.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in duplicate on the 2nd day of October, 1995.

STACK & ASSOCIATES, INC.  
Engineers & Architects



Irvin R. "Corky" Stack, P.E.  
President

ATTEST:

By:

Secretary



City of Dixon  
Acting through the City Council

John Thilges  
Mayor, City of Dixon

ATTEST:

By:

City Clerk



## SCHEDULE OF RATES

### PERSONNEL

RATE PER HOUR

#### Engineering Surveying

Three-man party field crew	\$82.75
Two-man party field crew with automatic surveying equipment	\$58.75
Senior Project Designer with automated surveying equipment	\$50.15
Engineering Technician with automated surveying equipment	\$36.25
Field Engineer with automated surveying equipment	\$47.25

#### Land Surveying

Three-man party field crew with Registered Land Surveyor and total station	\$96.50
Two-man party field crew with Registered Land Surveyor and total station	\$71.00

#### Design & Construction Phase Services & Special Testing

Principal of Firm	\$73.00
Senior Engineer	\$64.00
Licensed Engineer (Structural)	\$64.00
Project Engineer (Structural)	\$52.00
Licensed Engineer/Architect	\$56.15
Forensic Consultant	\$70.60
Licensed Mechanical/Electrical Project Engineer	\$81.40
Pool Specialist	\$58.25
Registered Land Surveyor	\$55.15
Project Architect/Engineer	\$44.60
Project Coordinator	\$58.50
Code Consultant	\$62.00
Resident Engineer	\$44.35
Field or Design Engineer	\$37.50
Senior Project Designer	\$41.50
Senior Technician	\$31.25
Design Draftsman	\$28.10
Engineering/Surveying Technician	\$27.00
Resident Inspector	\$27.00
Draftsman	\$23.60
Field Assistant	\$23.60
Clerical	\$21.00
Nuclear Testing Machine (moisture content & density of soils)	\$16.00

#### REIMBURSABLE EXPENSES

Mileage @ \$0.37

Actual cost of long distance telephone charges.

Actual cost of material for surveying, drafting, printing, mailing and reproduction.

Actual cost plus 15% of special tests and special consultant services as requested and approved by the Owner.

Actual cost of any State or Local taxes and permits imposed upon the Projects.

The above schedule of rates shall be subject to a 5% inflationary adjustment as of April, 1996.

Dixon City Engine

TIME & ACTIVITIES LOG

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

Weather \_\_\_\_\_ / \_\_\_\_\_

Time Arrived: \_\_\_\_\_

Time Departed: \_\_\_\_\_

Visited: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Duties Performed: \_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Comments/Remarks: \_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
CITY Representative

\_\_\_\_\_  
STACK Representative

## Authorization Request for City Engineer's Attendance at Council Meeting

The City of Dixon requests that Stack & Associates, City Engineer, attend the \_\_\_\_\_, 19\_\_\_\_\_, Council Meeting. Stack & Associates needs to be prepared to address the following issues:

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Authorized by: \_\_\_\_\_

City

Date

(CITY to fax signed form to STACK at 314-265-3751)



SUPPLEMENT NO. \_\_\_\_\_

TO PRIMARY AGREEMENT  
Dated the \_\_\_\_\_ day of \_\_\_\_\_, 1995  
BETWEEN  
THE CITY OF DIXON, MISSOURI  
AND  
STACK & ASSOCIATES, INC.  
FOR  
CITY ENGINEERING CONSULTANT SERVICES

The PRIMARY AGREEMENT together with this SUPPLEMENT constitute the PROJECT AGREEMENT for the following Project. The Services, Compensation and other Conditions as described in the PRIMARY AGREEMENT dated \_\_\_\_\_ are amended or supplemented as indicated in this PROJECT AGREEMENT.

\_\_\_\_\_  
(Project Name, Location, etc.)  
\_\_\_\_\_

SCOPE OF PROJECT

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SCOPE OF SERVICES

STACK shall provide such basic services as described in the following phases:

Preliminary Design Phase Services:

1. STACK will review the Owner's program and goals with the OWNER to further ascertain and verify the detailed objectives of Projects undertaken.
2. Based upon the Owner's program and budget requirements for Projects, STACK will prepare Preliminary Design documents with the assistance of the City Engineering Department personnel for approval by the OWNER;

#### Detailed Engineering Design Phase:

3. Based upon the OWNER approved Preliminary Design Documents, STACK shall design and direct the City Engineering personnel in the preparation of Construction Documents setting forth the requirements for Construction of the various Projects undertaken, and shall submit said Construction Documents to the OWNER for final approval and construction, as follows:
4. STACK shall make all design analysis and estimates of repair work incidental to providing construction specifications for public works projects to be undertaken by the City.
5. STACK or City Engineering personnel under STACK's direction shall perform any necessary field surveys, accomplish the detailed design of the project, prepare detailed work description and construction specifications, and prepare complete contract documents.

#### Bidding or Negotiating Phase:

6. STACK shall advise OWNER of any adjustments to the latest opinion of probable project cost estimates.
7. STACK shall attend the bid opening and tabulate the bid proposals, and make an analysis of the bids, and make recommendations for awarding contracts for construction.
8. Following the approval of Construction Documents, STACK will assist the OWNER and oversee the bidding process and perform the administration of the construction for all work included in bid documents for Construction Contracts.

#### Construction Administration Phase:

9. STACK will provide administration of the Contracts for Construction as set forth in the General Conditions and Special Conditions of the Contract Documents prepared.
10. As City Engineering Consultant, STACK shall be a representative of the OWNER during the Construction Phase of Project undertaken and City personnel shall work under the direction of STACK when communicating with or assisting the Contractor(s). Instructions to the Contractor shall be forwarded through STACK.
11. As City Engineering Consultant, STACK and City personnel under STACK's direction shall visit the construction project sites at intervals appropriate to the stage of construction, to observe as an experienced and qualified design professional, the progress and quality of the executed Work of the Contractor to determine in general if such Work is proceeding in accordance with the Contract Documents. Engineer shall not be responsible for the means, methods, techniques, sequences, or procedures of construction selected by Contractor(s), except as may be required by contract documents. STACK does not guarantee the performance of the Contractor(s) by STACK's performance of such periodic construction site observations. STACK's

undertaking hereunder shall not relieve the Contractor(s) of his obligation to perform the work in conformity with the plans and specifications and in a workmanlike manner; shall not make STACK an insurer of the Contractor(s) performance; and shall not impose upon STACK any obligation to insure the work is performed in a safe manner. STACK's efforts will be directed toward providing a greater degree of confidence for OWNER that the completed work of the Contractor(s) will conform to the contract documents, but STACK shall not be responsible for the failure of the Contractor(s) to perform the work in accordance with the contract documents. During such visits and on the basis of on-site observations, STACK shall keep OWNER informed of the progress of the work, shall endeavor to guard OWNER against defects and deficiencies in such work, and shall advise OWNER to disapprove or reject work substantially failing to conform to the contract documents.

12. As City Engineering Consultant, STACK shall review and approve or take other appropriate action in respect to shop drawings (as that term is defined in the standard General Conditions) and samples, the results of tests and inspections and other data which each Contractor(s) is required to submit, but only for conformance with the design concept of the Project and compliance with the information given in the contract documents. Such review and approval or other action by STACK shall not extend to means, methods, sequences, techniques, or procedures of construction except as may be required by contract documents. STACK and OWNER shall determine the acceptability of substitute materials and equipment proposed by Contractor(s); and receive and review, for general contents as required by the specifications, maintenance and operating instructions, schedules, guarantees, bonds, and certificates of inspection which are to be assembled by Contractor(s) in accordance with the contract documents.
13. As City Engineering Consultant, STACK shall issue all instructions of OWNER to Contractor(s); issue necessary interpretations and clarifications of the contract documents in connection therewith; prepare Change Orders as required; have authority, as OWNER's representative, to require special inspection or testing of the work; and judge of the acceptability of the work thereunder; and participate in making decisions on all claims of OWNER and Contractor(s) relating to the acceptability of the work or the interpretation of the requirements of the contract documents pertaining to the execution and progress of the work.
14. Based on on-site observations as an experienced and qualified design professional and on review of schedules, STACK shall determine the amounts owed to Contractor(s) and recommend in writing payments to Contractor(s) in such amounts; such recommendations of payments will constitute a representation to Owner, based on such observations and review, that the work has progressed to the point indicated; that, to the best of STACK's knowledge, information, and belief, the quality of such work is in accordance with the contract documents (subject to an evaluation of such work as a functioning Project upon substantial completion) and to the results of any subsequent tests called for in the contract documents, and to any qualifications stated in his recommendation, and that payment of the amount recommended is due Contractor(s). By recommending payment, STACK will be deemed to have represented that reasonable examinations have been made by STACK or City Engineering personnel under his direction to check the quality and quantity of the

work. STACK has not reviewed the means, methods, sequences, techniques, or procedures of construction, except as may be required by the contract documents. STACK has not reviewed the safety precautions and the safety programs incident thereto and has not made an examination to ascertain for what purposes any Contractor has used the money paid on account of the contract price, or that title to any of the work, materials, or equipment has passed to OWNER free and clear of any lien, claims, security interests, or encumbrances.

15. As City Engineering Consultant, STACK shall conduct a reasonable inspection to determine if the Project is substantially complete and a final inspection to determine if the work has been completed in accordance with the contract documents and if Contractor(s) has fulfilled all of his obligations thereunder so that STACK may recommend, in writing, final payment to Contractor(s) and may give written notice to OWNER and the Contractor(s) that the work is acceptable, subject to any conditions therein expressed, but any such recommendation and notice shall be subject to the limitations expressed in paragraph 15.
16. STACK shall not be responsible for the acts or omissions of any Contractor(s) or Subcontractor, or any of the Contractor(s) or Subcontractor's agents or employees or any other persons (except STACK's own employees and agents) at the site or otherwise performing any of the Contractor(s) work.

#### Resident Services During Construction:

17. Oversee and direct STACK's employees and City Engineering personnel to provide Resident Project Representation to act as directed by STACK in order to assist in observing performance of the work of Contractor(s). The Resident Project Representative shall maintain a daily log(s) of events which transpire during the construction. The Resident Project Representation shall be maintained on-site during those periods of the construction contract time limit when continuous observation is deemed by STACK as appropriate.
18. The duties and responsibilities and the limitations on the authority of the Resident Project Representative and assistants are set forth in Exhibit A which is attached to and made a part of this SUPPLEMENT. The furnishings of such Resident Project Representation shall not make STACK responsible for construction means, method, techniques, sequences, or procedures, except as may be required by the Contract Documents.
19. The extent of the duties, responsibilities and limitations of authority of STACK as the OWNER's representative during Construction shall not be modified or extended without written consent of the OWNER and STACK.

#### COMPENSATION

CITY shall compensate STACK in accordance with the terms and conditions of the PRIMARY AGREEMENT and as indicated below.

- (1) For Basic Services \_\_\_\_\_

\_\_\_\_\_

(1) For Preliminary Design Phase Services: \_\_\_\_\_

\_\_\_\_\_

(2) For Detailed Engineering Design Phase Services: \_\_\_\_\_

\_\_\_\_\_

(3) For Construction Administration Phase Services: \_\_\_\_\_

\_\_\_\_\_

(4) Resident Services During Construction Phase Services: \_\_\_\_\_

\_\_\_\_\_

(5) Additional Engineering Services: \_\_\_\_\_

\_\_\_\_\_

(6) Reimbursable Charges are in addition to the Compensation for services listed above and are estimated to be \_\_\_\_\_ dollars (\$ \_\_\_\_\_) based upon STACK's standard schedule of rates.

SCHEDULE

The time for completion of Services hereunder is \_\_\_\_\_  
(Insert time or date required by Owner)

Respectfully Submitted,  
STACK & ASSOCIATES, INC.  
Engineers, Architects & Surveyors

Accepted By:  
City of Dixon, Missouri

\_\_\_\_\_  
Date \_\_\_\_\_

\_\_\_\_\_  
Date \_\_\_\_\_

AMENDMENT NO. 1  
TO AGREEMENT FOR CITY ENGINEERING CONSULTANT SERVICES

THIS AGREEMENT SHALL ADD TO THE SCOPE OF THE ORIGINAL ENGINEERING CONTRACT MADE AND ENTERED INTO ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1995, BY AND BETWEEN STACK & ASSOCIATES, INC. ENGINEERS, ARCHITECTS & SURVEYORS, ST. JAMES, MISSOURI 65559, HEREINAFTER CALLED ENGINEER, AND THE CITY OF DIXON, MISSOURI, HEREINAFTER CALLED OWNER, PROVIDES FOR THE PERFORMANCE OF PROFESSIONAL SERVICES BY THE ENGINEER FOR OR IN BEHALF OF THE OWNER.

WHEREAS, the OWNER desires to engage the ENGINEER on an interim basis for the period of October 1, 1995 through October 1, 1996.

This Amendment shall in no way change any conditions thereof, or responsibilities thereupon either party to the original ENGINEERING CONTRACT between the OWNER and ENGINEER and, in fact, shall extend the conditions of the original ENGINEERING CONTRACT and, shall be made a part thereto.

This Amendment shall be binding upon OWNER and ENGINEER, their partners, successors, executors, administrators, and assigns of each such party, in respect to all covenants of this amendment; except, that neither the OWNER nor STACK shall assign, sublet or transfer their interest in this Agreement without the written consent of the other party. Nothing herein contained shall be construed as creating any personal liability on the part of any officer or agent of any public body which may be a party hereto.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Amendment No. 1 to Agreement for City Engineering Consultant Services on this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

OWNER:

ENGINEER:

By: \_\_\_\_\_  
John Thilges, Mayor

By: Irvin R. Stack  
Irvin R. Stack, P.E., President

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

Date: 9/29/95

ATTEST:

By: \_\_\_\_\_  
City Clerk, City of Dixon

STATE OF MISSOURI }  
COUNTY OF PULASKI }

I, Joyce Thomas, Clerk of the City of Dixon, Pulaski Missouri, do hereby certify that the above and foregoing true and complete copy of the ordinance for the City of Missouri, fixing the tax rate for the year 1995, upon all property within the City as fully as same appears recorded ordinance record book of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affix seal of said City.

Done at my office in the City of Dixon Missouri, this  
of August, 1995.

SEAL

*Joyce Thomas*  
Joyce Thomas, City Clerk

**AN ORDINANCE VACATING A PORTION OF AN ALLEY IN  
MURPHY'S ADDITION TO CITY OF DIXON; FIXING  
AN EFFECTIVE DATE**

WHEREAS, certain lands within the City Limits of the City of Dixon, Missouri have heretofore been subdivided as MURPHY'S ADDITION to the City of Dixon, Pulaski County, Missouri, per the plat thereof filed in the Recorder's Office of Pulaski County, Missouri; And

WHEREAS, the said plat includes an alley twenty feet in width in the middle of Block 3 of the said Murphy's Addition; And

WHEREAS, a request has been made by Edward W. Steele and Shannon M. Steele, husband and wife, owners of the adjacent real estate, that the Board of Aldermen vacate the hereinafter described portion of the said alley; And

WHEREAS, the Board of Aldermen finds and determines that the hereinafter described portion of the said alley is not now used as, and is not expected to be used as, a public street or alley within the City of Dixon, and that no public funds have been expended thereon for street or alley purposes; And

WHEREAS, the Board of Aldermen finds and determines that it is expedient to vacate the hereinafter described portion of the said alley; NOW THEREFORE:

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

SECTION 1. That the following described portion of the alley in Block 3 of Murphy's Addition to City of Dixon, Pulaski County, Missouri, to-wit:

Beginning at the Southwest corner of Lot 6 in Block 3 of said Murphy's Addition; thence South 89° 08' 37" East 24.13 feet along the South line of said Lot 6; thence South 0° 57' 09" West 1.11 feet to the Southeast corner of an existing shed; thence North 89° 08' 37" West 24.12 feet; thence North 0° 33' 19" East 1.11 feet to the point of beginning;

is hereby vacated and the same shall no longer be subject to any rights on part of the public.

SECTION 2. That the Board of Aldermen finds and determines that no damages will be sustained by the citizens of the City or by the owners of the property therein as a result of vacation of the said portion of the alley.

SECTION 3. That the City Clerk is authorized and directed to cause a certified copy of this ordinance to be recorded

in the Office of the Recorder of Deeds of Pulaski County, Missouri.

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

PASSED by the Board of Aldermen on this 2nd day of October, 1995.

John W. White  
Mayor

ATTEST: Joey Thomas  
City Clerk

APPROVED by the Mayor on this 2nd day of October, 1995.

John W. White  
Mayor



**AN ORDINANCE DESIGNATING TRUCK ROUTES THROUGH THE CITY OF DIXON, MISSOURI, AND REGULATING PARKING OF VEHICLES OVER A GROSS VEHICLE WEIGHT OF 24,000 POUNDS.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri, has determined that it is in the best interest of the City to designate truck routes through the City of Dixon, Missouri, and to regulate parking of vehicles with a Gross Vehicle Weight over 24,000 pounds.

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

**Section 1.** Primary Truck Routes. The Primary Truck Routes through the City of Dixon, Missouri, are State Highway 28 from the city limit on the north to the city limit on the south side of the City of Dixon, Missouri, and, Highway "C" from the city limit on the west side of the City of Dixon, Missouri, to the junction of State Highway 28.

**Section 2.** Travel by Vehicles with a Gross Vehicle Weight over 24,000 pounds. Travel by vehicles with a gross vehicle weight over 24,000 pounds, is prohibited on all other streets and alleyways in the City of Dixon, Missouri, except for the purpose of pickup or delivery during normal business hours, and travel by vehicles with a gross vehicle weight over 24,000 pounds, may be allowed on any other street that the Board of Aldermen of the City of Dixon, Missouri, may designate from time to time. These routes will be marked by appropriate signs and are subject to change by the Board of Aldermen of the City of Dixon, Missouri, at any time.

**Section 3.** Overnight Parking. No vehicle with a gross vehicle weight over 24,000 pounds may be parked overnight on any city streets in the City of Dixon, Missouri, except if absolutely necessary for the purpose of loading or unloading, or if said vehicle has suffered a mechanical breakdown that renders said vehicle incapable of being moved. In such instances, the City of Dixon, Missouri, Police Department will monitor the disabled vehicle to ensure that said vehicle's repair and removal is expedited.

**Section 4.** Designated Parking. The Board of Aldermen of the City of Dixon, Missouri, may designate an area in which vehicles with a gross vehicle weight over 24,000 pounds may park within the City of Dixon, Missouri, for a specified period of time and order these areas marked for this purpose.

**Section 5.** Property Damage. The Board of Aldermen of the City of Dixon, Missouri, may hold the owner or operator of any vehicle with a gross vehicle weight over 24,000 pounds, financially responsible for any damage to roadways, curbs, shoulders, or any other part of any Dixon street or alleyway caused by such vehicles, or by willful violation of any section of this ordinance. Owners or operators of any vehicle with a gross vehicle weight over 24,000 pounds, causing such damage, will be assessed the actual cost of repairs plus any fines levied.

**Section 6.** Municipal Violations. Upon conviction in Dixon Municipal Court for violations of any of the provisions of this ordinance, violators may be punished by a fine of not less than \$25.00 nor more than \$250.00.

**Section 7.** 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 November, 1995.

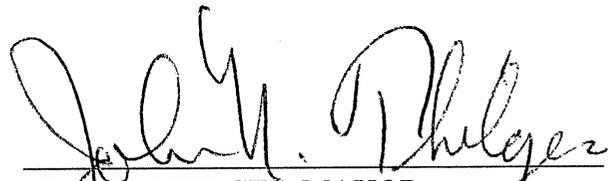
  
\_\_\_\_\_  
JOHN N. THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 6th day of November 1995.

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

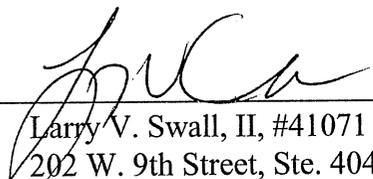
ATTEST:

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

(CITY SEAL)

Approved as to form:

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

By:   
\_\_\_\_\_  
Larry V. Swall, II, #41071  
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
Winston Alexander	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Al Wall	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes

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

GENERAL ORDINANCE NO. 385

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 358, AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI TO EXECUTE ON BEHALF OF SAID CITY AN AGREEMENT FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, FOR THREE (3) YEARS.**

**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 existing General Ordinance No. 358 authorizing the mayor to execute an agreement for the collection and disposal of solid waste to reflect a three year agreement between the City of Dixon and Wat-Park Sanitation Service.

**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. 358 shall be amended as follows:

Section 1. The Mayor of the City of Dixon, Missouri, is hereby authorized and directed to execute on behalf of the City an Agreement with Wat-Park Sanitation Service for the collection and disposal of solid waste within the city for a period of three years.

**Section 2. Conflicting Ordinances.** This Ordinance is meant to amend the existing General Ordinance 358. 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 21 DAY OF NOVEMBER, 1995.**

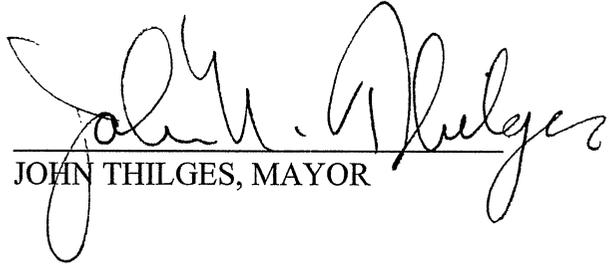
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

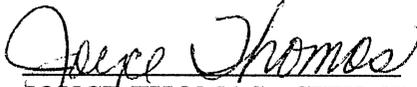
  
\_\_\_\_\_  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 21 day of November, 1995.

  
JOHN THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

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

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

Larry V. Swall, II, #41071  
202 W. 9th Street, Ste. 404  
P.O. Box 47  
Rolla, MO 65402  
(314) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Al Wall	Yes	Yes	Yes
Ralph Crosby	YES	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Tommy Nichols	Absent		

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

ORDINANCE NO. 386

**AN ORDINANCE TO ENTER INTO A LEGAL SERVICES CONTRACT FOR A TERM OF ONE (1) YEAR WITH THE LAW FIRM OF WILLIAMS, ROBINSON, TURLEY, WHITE & RIGLER, P.C.**

**WHEREAS**, the City of Dixon, Missouri, desires to enter into a legal services contract with the law firm of Williams, Robinson, Turley, White & Rigler, P.C., for a term of one (1) year beginning November 1, 1995, and through October 31, 1996.

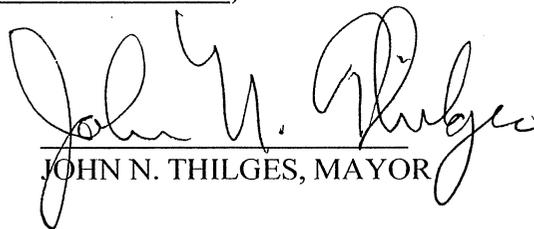
**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1 : Finding of Need for Legal Services.** The Board of Aldermen of the City of Dixon, Missouri, finds it necessary for the City to retain general counsel to perform regular legal services for the City.

**Section 2 : Approval of Legal Services Contract.** The Legal Services Contract with the law firm of Williams, Robinson, Turley, White & Rigler, P.C., attached hereto as Exhibit 'A', is hereby approved, and the Mayor and the City Clerk are authorized by and on behalf of the City to execute such Contract.

**Section 3 : Effective Date.** 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 5th DAY OF FEBRUARY, 1996.**

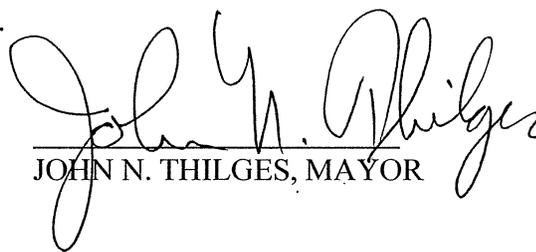
  
JOHN N. THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 20<sup>th</sup> day of June, 1996.

  
JOHN N. THILGES, MAYOR

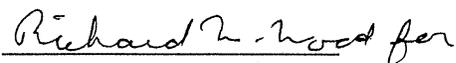
ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved as to form:

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

By:   
Larry V. Swall, II, #41071  
202 W. 9th Street, 4th Floor  
P.O. Box 47  
Rolla, MO 65402  
(573) 341-2266

ATTORNEYS FOR THE CITY OF  
DIXON, MISSOURI

Alderman	First Reading	Second Reading	Third Reading
Tommy Nichols	Yes	Yes	Yes
Al Wall	Yes	Yes	Yes
Ralph Crosby	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
John Sheppard	Yes	Yes	Yes

## LEGAL SERVICES CONTRACT

This agreement entered into this 20<sup>th</sup> day of June, 1996, by and between the City of Dixon, Missouri, a Missouri municipality of the fourth class, (herein "City"), and Williams, Robinson, Turley, White & Rigler, P.C. a Missouri professional corporation (herein "Attorneys"), wherein it is agreed as follows:

1. City will employ as Attorneys as City's general counsel for a term of one (1) year beginning November 1, 1995, and extending through October 31, 1996.

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 general legal services for the term of this contract equal monthly payments of THREE HUNDRED TWENTY FIVE AND NO/100THS DOLLARS (\$325.00), the first such payment being due and payable on or before November 10, 1995.

4. In addition to the base fee set forth above, City will pay to Attorneys the sum of EIGHTY AND NO/100THS DOLLARS (\$80.00) per hour for representation in legal matters before Missouri Circuit and Appellate Courts and United States Courts and for representation on special projects outside the scope of general legal representation of the City. Attorneys will obtain the approval of the City before engaging in any Missouri Circuit or Appellate Court cases, United States Court cases, or special projects. Attorneys will bill City monthly for fees and allowable expenses incurred in Missouri Circuit and Appellate Court litigation, United States Court litigation, and special projects, 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 two (2) regularly scheduled Municipal Court sessions every three (3) months. However, the City may elect to have an attorney attend a regularly scheduled Board of Aldermen meeting for any given month in lieu of one (1) of the regularly scheduled Municipal Court sessions during any given quarter.

7. Attorneys will, upon request of City attend special meetings of the Board of Aldermen or Executive Committee meetings of the Board of Aldermen called for the purpose of addressing extraordinary

matters. However, City shall pay to Attorneys the hourly rate contained in Paragraph No. 4 herein for all time spent at said meetings.

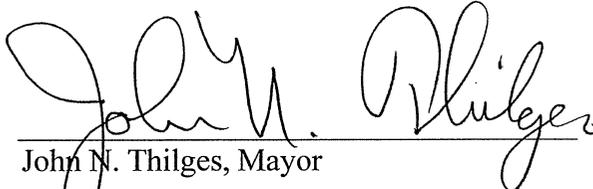
8. Attorneys reserve the right to assign any particular attorney who is an employee of Attorneys, to attend Board of Aldermen meetings and Court sessions, and to perform work on any particular project.

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 ordinance and State statute 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, 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.

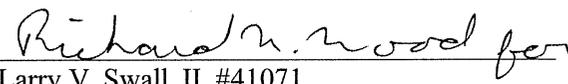
**CITY OF DIXON, MISSOURI**

By:   
John N. Thilges, Mayor  
"CITY"

ATTEST:

  
JOYCE THOMAS, CITY CLERK

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

By:   
Larry V. Swall, II, #41071

ORDINANCE # 387

TO PROVIDE FOR THE COLLECTION OF COURT COSTS TO BE USED IN THE TRAINING FUND OF POLICE OFFICERS.

BE IT ORDAINED BY THE CITY OF DIXON AS FOLLOWS:

Section 1.

The official responsible for collecting court costs and fines may assess as court costs up to three dollars for each violation of the general criminal laws of the State, including infractions, or violations of the ordinances of the City of Dixon, provided that no such fee shall be collected for non-moving traffic violations and no such fee shall be collected for violations of fish and game regulations and no such fee shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court.

Section 2.

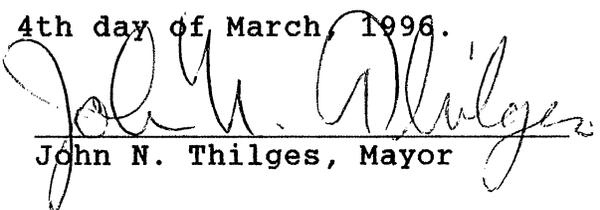
Two dollars of such fees collected shall be transmitted monthly to the Treasurer of the City, to be used locally for training law enforcement officers. One dollar of such fees collected shall be deposited into the Police Officer Standards and Training Commission Fund, to be used statewide for training law enforcement officers. The checks should be payable to the "Treasurer, State of Missouri," Address and mail check on or before the 15th of each month to:

Budget Director  
Department of Public Safety  
P.O. Box 749  
Jefferson City, Mo 65102

Section 3.

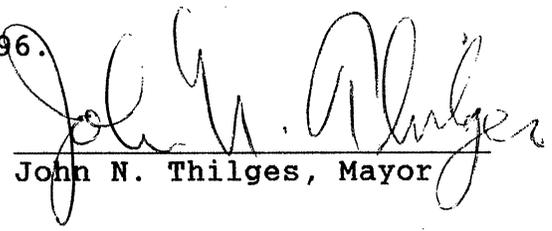
This ordinance shall become effective on March 4, 1996.

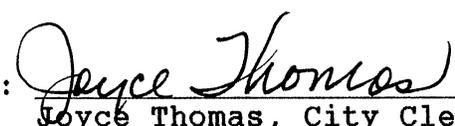
Read two times and passed this 4th day of March, 1996.

  
John N. Thilges, Mayor

Attest:   
Joyce Thomas, City Clerk

Approved this 4th day of March, 1996.

  
John N. Thilges, Mayor

Attest:   
Joyce Thomas, City Clerk

<b>Alderman</b>	<b>First Reading</b>	<b>Second Reading</b>
<u>Al Wall</u>	<u>Yes</u>	<u>Yes</u>
<u>Ralph Crosby</u>	<u>Yes</u>	<u>Yes</u>
<u>Edwin Hauck</u>	<u>Yes</u>	<u>Yes</u>
<u>John Sheppard</u>	<u>Yes</u>	<u>Yes</u>
<u>Winston Alexander</u>	<u>Yes</u>	<u>Yes</u>
<u>Tommy Nichols</u>	<u>Yes</u>	<u>Yes</u>

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

GENERAL ORDINANCE NO. 388

**AN ORDINANCE PROVIDING FOR POLICE TRAINING REQUIREMENTS FOR THE CITY OF DIXON, MISSOURI.**

**WHEREAS**, Section 590.105(1) RSMo requires the following basic training requirements for newly hired law enforcement officers: one hundred twenty (120) hours as of August 28, 1993; three hundred (300) hours as of August 28, 1994; and four hundred fifty (450) hours as of August 28, 1996; and

**WHEREAS**, Section 590.105(4) provides that any peace officer who is employed by a law enforcement agency located within a county of the third classification shall be required to have no more or less than 120 hours of training for certification if the respective city adopts an ordinance to that effect,

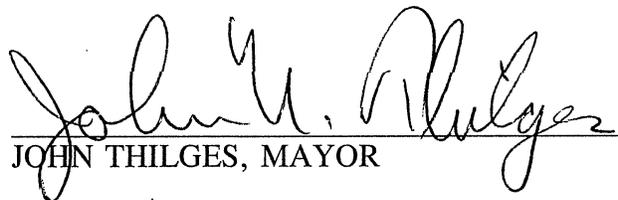
**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1:** All newly hired peace officers shall be required to have no less than one hundred twenty (120) hours of training for certification by the Department of Public Safety and shall not be required to have four hundred fifty (450) hours.

**Section 2:** Newly hired law enforcement officers shall have a one-year period after appointment to be certified by the Department of Public Safety.

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

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 14th DAY OF March, 1996.**

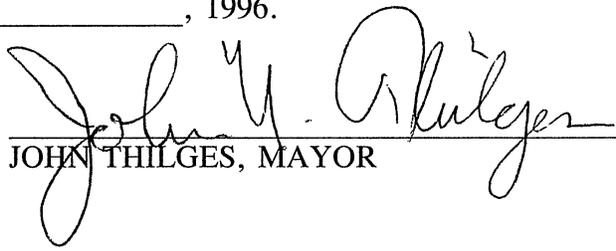
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 14th day of March, 1996.

  
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
<u>Al Wall</u>	ABSENT		
<u>Edwin Hauck</u>	YES	YES	YES
<u>John Sheppard</u>	YES	YES	YES
<u>Winston Alexander</u>	YES	YES	YES
<u>Ralph Crosby</u>	ABSENT		
<u>Tommy Nichols</u>	YES	YES	YES

**AN ORDINANCE TO PROVIDE FOR THE COLLECTION OF COURT COSTS TO BE USED IN THE TRAINING OF PEACE OFFICERS**

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

**WHEREAS**, the City is authorized to assess as court costs of three dollars for each violation of the general criminal laws of the State, including infractions, or violations of the ordinances of the City, provided that no such fee shall be collected for non-moving traffic violations, no such fee shall be collected for violations of fish and game regulations, and no such fee shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court, and

**WHEREAS**, the City is authorized to collect the above fees and transmit monthly two dollars of each three dollar fee collected to the Treasurer of the City, to be used locally for training law enforcement officers and to deposit the remaining one dollar of each three dollar fee collected into the Peace Officer Standards and Training Commission Fund, to be used statewide for training law enforcement officers, and

**WHEREAS**, it is the intent of the Board of Aldermen of the City to provide for the assessment of the above described court costs in order to defray the expenses of training law enforcement officers,

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

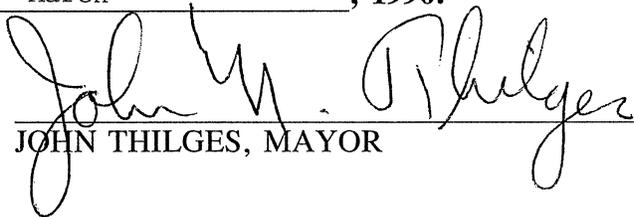
**Section 1:** The official responsible for collecting court costs and fines may assess as court costs of three dollars for each violation of the general criminal laws of the State, including infractions, or violations of the ordinances of the City, provided that no such fee shall be collected for non-moving traffic violations, no such fee shall be collected for violations of fish and game regulations, and no such fee shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court.

**Section 2:** The City Clerk is authorized to disperse said costs as follows: Two dollars of such fees collected shall be transmitted monthly to the Treasurer of the City, to be used locally for training law enforcement officers. One dollar of such fees collected shall be deposited into the Peace Officer Standards and Training Commission Fund, to be used statewide for training law enforcement officers. The checks shall be payable to the "Treasurer, State of Missouri" and mailed on or before the 15th of each month to:

Budget Director  
Department of Public Safety  
Post Office Box 749  
Jefferson City, Missouri 65102

**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 14th DAY OF March, 1996.

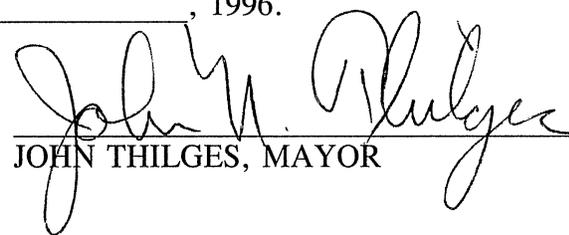
  
JOHN THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

Approved this 14th day of March, 1996.

  
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
Al Wall	ABSENT		
Ralph Crosby	ABSENT		
Edwin Hauck	YES	YES	YES
John Sheppard	YES	YES	YES
Winston Alexander	YES	YES	YES
Tommy Nichols	YES	YES	YES

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

ORDINANCE NO. 390

INTRODUCED BY:

_____	_____
_____	_____
_____	_____

AN ORDINANCE GRANTING A RENEWAL FRANCHISE TO CABLE AMERICA CORPORATION, A MISSOURI CORPORATION, AND ITS SUCCESSORS AND ASSIGNS, TO BUILD, CONSTRUCT, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE CITY OF DIXON, MISSOURI; PROVIDING THE TERMS AND CONDITIONS IN CONNECTION THEREWITH; PROVIDING THE EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES.

WHEREAS, Cable America Corporation, a Missouri corporation ("Cable America"), has been operating a cable communications system in the City of Dixon, Missouri (the "City") pursuant to a franchise granted by Ordinance No. 141; and

WHEREAS, said franchise and right to build, construct, operate and maintain a cable television system in the City was assigned to Cable America by Cablevision of Dixon, Inc., an Oklahoma corporation ("Cablevision"), with the written consent and approval of the City; and

WHEREAS, the Board of Aldermen has conducted a public hearing affording residents of the City an opportunity to comment on the performance of Cable America during the current franchise period and to present their views of future cable service needs; and

WHEREAS, the Board of Aldermen intends, by the adoption of this Ordinance, to authorize the continued operation of a cable television system by Cable America in the City in accordance with the provisions set forth below.

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

**SECTION 1 - GRANT OF FRANCHISE**

The City of Dixon, Missouri hereby grants to Cable America Corporation, and its successors and assigns (collectively "Grantee"), a non-exclusive franchise to construct, install, operate and maintain a Cable Television System (as defined below) for a period of fifteen (15) years, commencing on March 20, 1996 and continuing through and including March 19, 2011, subject to the conditions set forth in Ordinance 141 and this Ordinance. For purposes of this Ordinance, a "Cable Television System" or "System" shall mean a system of antennas, cables, wires, lines, fiber optic cables, towers, waveguides or other conductors, converters, equipment or

facilities, used for distributing video programming to home subscribers, and/or producing, receiving, carrying, amplifying, storing, processing, or distributing audio, video, digital or other forms of electrical signals to, from and between subscribers and other users.

## SECTION 2 - FRANCHISE FEE

Commencing on April 1, 1996 and for the remaining term of the franchise, Grantee shall pay to the City for the privilege of operating the Cable Television System under this franchise an amount equal to five percent (5%) of the annual gross operating revenues actually received by it on all sales of its services within the City, except that gross operating revenues shall not include any taxes and/or fees including, without limitation, sales tax, franchise fees, FCC fees and/or copyright fees. Said fee shall be calculated on a calendar quarterly basis, and shall be due and payable forty-five (45) days after the end of each such calendar quarter, the first of which shall be due and payable on August 15, 1996 (for the period April 1, 1996 through and including June 30, 1996). Concurrently with payment of such fee, Grantee shall file with the City Clerk a statement listing its total gross revenues for the preceding calendar quarter, and such statement shall be certified by an officer of Grantee.

## SECTION 3 - EXTENSION OF SYSTEM

The Grantee agrees to: (a) extend the System to Oaklawn Subdivision within six (6) months from the effective date of this Ordinance, (b) extend the System to any other part of the City having a minimum of thirty-five (35) dwelling units per plant mile within six (6) months from receipt of written notice from the City that said extension is required pursuant to the provisions of this Ordinance, and (c) provide cable television service to any residential dwelling unit located within one hundred fifty (150) feet from an existing tap within thirty (30) days after the date on which a written request for service is made.

## SECTION 4 - SYSTEM UPGRADE

Within twelve (12) months from the effective date of this Ordinance, Grantee shall upgrade the System to increase its bandwidth to 450 MHz. In the event that Grantee shall fail to extend the system in accordance with Section 3 or fail to substantially complete its upgrade of the System in accordance with this Section 4, other than, in each case, on account of force majeure as defined in Section 9 below and unless such delay is approved by the City, Grantee shall pay, in lieu of any other remedy available to the City hereunder, and/or at law or in equity, a penalty of Ten Dollars (\$10.00) per day for each day, or part thereof, such failure occurs and continues.

## SECTION 5 - GOVERNMENT INFORMATION CHANNEL

In order to enhance the City's ability to educate, advise and inform its citizens with respect to local government issues and community events, the Grantee shall provide to the City the

necessary character generating equipment and channel space for a government information channel.

## SECTION 6 - PERIODIC REVIEWS

The field of cable communications is a relatively new and rapidly changing one which may see many regulatory, technical, financial, marketing and legal changes during the term of this Franchise. Therefore, in order to provide for a maximum degree of flexibility in this Franchise, and to help achieve a continued advanced and modern System, the following evaluation provisions will apply:

A. The City may require, in its reasonable discretion, evaluation sessions at any time during the term of this Franchise; provided, however, there shall not be more than one evaluation session within two (2) years of the last evaluation.

B. Topics which may be discussed at any evaluation session include, but are not limited to rates, channel capacity, System performance, programming, municipal uses of cable, judicial rulings, FCC rulings and any other topics the City or Grantee deem relevant.

C. As a result of an evaluation, the City or Grantee may determine that a change in the terms of this Franchise is desired to meet the needs of the community, or that the System or Franchise requirements should be updated, changed, revised, or that additional services should be provided and that to provide the same would be economically feasible. If the change is consistent with the terms of this Franchise and is determined by Grantee to be economically feasible based upon an evaluation of the length of term remaining on the Franchise, economic waste, if any, that would occur should the terms be changed, and rate of return on the investment within the community, the parties will in good faith, negotiate the terms of the change and any amendment to this Franchise. Upon adoption of such a change or new requirement through a mutually acceptable Franchise amendment, the change will become effective.

## SECTION 7 - TRANSFER PROVISIONS

(a) The rights granted under the Franchise may not be transferred, assigned, sublet or subdivided in any way or through any mechanism, including a sale or lease of the Cable Systems or a sale or change in the control of the Grantee without the express prior permission of the City, except as otherwise provided under the federal law.

(b) The word "transfer" as used herein means a transaction in which control of the Grantee is transferred from one Person or group of Persons acting in concert with another Person or another group of Persons acting in concert. "Control" for purposes of this section shall mean

majority voting control of the Grantee; provided that, any financing arrangement, including but not limited to a mortgage or pledge, shall not be deemed a "transfer".

(c) An entity which seeks approval of a proposed transfer shall file an application for approval of that transfer no later than sixty (60) days prior to the proposed effective date of the transfer. In making a determination to approve or disprove the application, the city shall only consider the legal, financial and technical qualifications of the proposed transferee to operate the cable system.

(d) The City shall have sixty (60) days following the submission of the application for transfer to render a decision. If the City does not render a decision within this time, the transfer shall be deemed approved.

#### SECTION 8 - COMPLIANCE WITH CABLE ACT AND RULES AND REGULATIONS

In the event any term, provision or condition set forth in this Ordinance conflicts with or is inconsistent with any provision set forth in the Cable Communications Policy Act of 1984, as amended by the Cable Consumer Protection and Competition Act of 1992, as the same may hereafter be amended from time to time, together with all rules and regulations now or hereafter promulgated by the Federal Communications Commission and/or any other federal governmental agency thereunder, then the provision set forth in said Cable Act and/or rules and regulations shall govern and control.

#### SECTION 9 - FORCE MAJEURE

Notwithstanding any provision contained in this franchise to the contrary, neither the City nor the Grantee, nor any successor in interest shall be considered in breach, violation or default of their respective obligations under this franchise, and times for performance of obligations hereunder shall be extended, in the event of any delay caused by force majeure, including, without limitation, damage or destruction by fire or casualty; war; restrictive government regulations; supplier delays; acts of God; natural disasters; civil disturbances; power outages; telephone network outages; unusual weather conditions; unusually adverse weather or wet soil conditions; unusually adverse atmospheric conditions; or other causes beyond the parties' reasonable control, including, but not limited to, any court order or judgment resulting from any litigation affecting the validity of this franchise.

#### SECTION 10 - PUBLIC HEARING

This Ordinance was passed by the Board of Aldermen after full, open and public hearings upon prior notice and opportunity of all interested parties to be heard, have been held, and upon careful consideration of Grantee's qualifications.

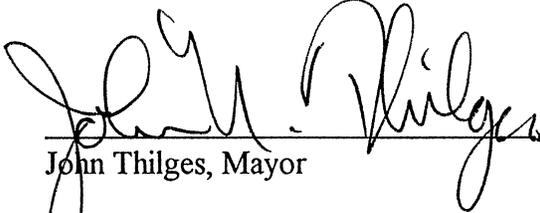
SECTION 11 - REPEAL OF CONFLICTING ORDINANCES

All ordinances and parts of ordinances in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 12 - EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after the date of its passage and approval as evidenced by the Mayor's signature below.

PASSED BY THE BOARD OF ALDERMEN AND APPROVED BY THE MAYOR THIS 19<sup>th</sup>  
DAY OF MARCH, 1996.

  
\_\_\_\_\_  
John Thilges, Mayor

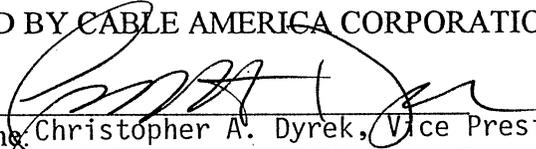
ATTEST:

  
\_\_\_\_\_  
Joyce Thomas, City Clerk

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

ACCEPTED BY CABLE AMERICA CORPORATION

By:   
Name: Christopher A. Dyrek, Vice President  
Date: March 27, 1996

ORDINANCE NO. 391

ORDINANCE CHANGING THE NAME OF DIXON CITY PARK IN THE CITY OF DIXON, MISSOURI TO JOHN SHEPPARD PARK.

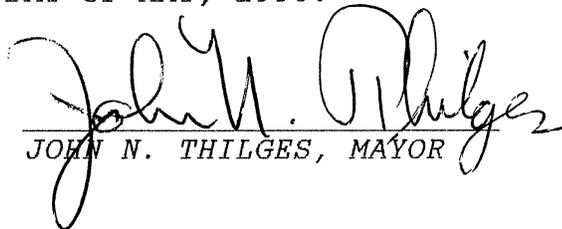
WHEREAS, the Board of Aldermen of the City of Dixon, Missouri, have determined that it would be in the best interest of the City to change the name of Dixon City Park located in the City of Dixon, Missouri, John Sheppard Park.

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

SECTION 1. The park, known as New City Park in the City of Dixon, Missouri, shall be known as John Sheppard Park.

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

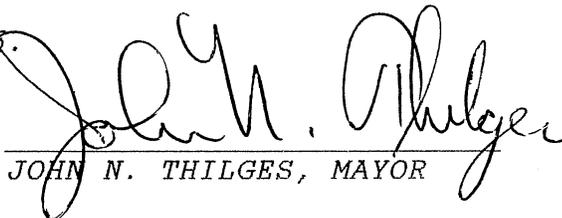
READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 6TH DAY OF MAY, 1996.

  
JOHN N. THILGES, MAYOR

ATTEST:   
JOYCE THOMAS, CITY CLERK

(CITY SEAL)

APPROVED THIS 6TH DAY OF MAY, 1996.

  
JOHN N. THILGES, MAYOR

ATTEST:   
JOYCE THOMAS, CITY CLERK

<i>ALDERMAN</i>	<i>FIRST READING</i>	<i>SECOND READING</i>
Randel Sharp	Yes	Yes
Edwin Hauck	Yes	Yes
Al Wall	Yes	Yes
Winston Alexander	Yes	Yes
Duayn Slone	Yes	Yes
Tommy Nichols	Yes	Yes

**ORDINANCE # 392**

**THE CITY OF DIXON, MISSOURI**

**AN ORDINANCE BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, AUTHORIZING THE CITY'S PARTICIPATION IN AN ECONOMIC ADJUSTMENT PROGRAM PROMPTED BY THE FORT LEONARD WOOD TRAINING MISSION EXPANSION.**

**WHEREAS**, land use, growth management, and economic development issues are of mutual concern and interest to the Department of Defense and to the City and other local governments in the Fort Leonard Wood area; and

**WHEREAS**, these mutual concerns and issues can and should be addressed jointly and cooperatively between the local governments and the Department of Defense in order to insure compatibility between local and military land uses, local growth and economic development goals and objectives and the maintenance and continuous operation of Fort Leonard Wood as a military installation; and

**WHEREAS**, this can be accomplished by the development of a comprehensive Base Realignment Impact Study through a joint and cooperative effort of the Department of Defense; Pulaski County; the cities of Crocker, Dixon, Richland, St. Robert and Waynesville; the Waynesville Public School District; the Missouri Department of Economic Development and the private sector/business community, all of which shall jointly establish the "**FORT LEONARD WOOD REGIONAL COMMERCE AND GROWTH ASSOCIATION**", hereinafter referred to as the "Association", and

**WHEREAS**, areas to be addressed in such a Base Realignment Impact Study include, but are not limited to, the ability of the region to accommodate the growth that is anticipated from the expansion of Fort Leonard Wood training mission, through the provision of housing, infrastructure, services and employment; and

**WHEREAS**, such a process for the development of a Base Realignment Impact Study will be of present and future benefit to the Association by building a network of communication and cooperation; and

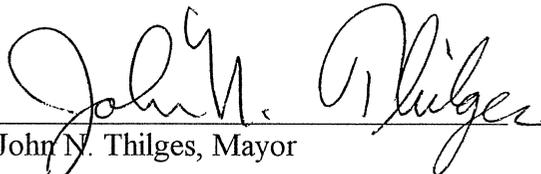
**WHEREAS**, the Department of Defense will provide seventy-five percent (75%) of the funds needed to undertake the Base Realignment Impact Study and the local governments will provide the remaining twenty-five (25%); and

**WHEREAS**, the twenty-five (25%) local government share will be comprised of ten percent (10%) cash and fifteen (15%) in-kind contribution; and

**WHEREAS**, the Board of Aldermen agrees that to participate in and benefit from this Base Realignment Impact Study the city should join with the other members of the Association in forming an executive board which shall be comprised of representatives of the members of the Association, and shall be known as the "FORT LEONARD WOOD REGIONAL COMMERCE AND GROWTH ASSOCIATION EXECUTIVE BOARD", hereinafter referred to as the Executive Board. The representative of the Board of Aldermen, on the Executive Board is Tommy Nichols, and the city's alternate representative on the Executive Board is Alfred Wall.

**THEREFORE , BE IT ORDAINED**, by the Board of Aldermen of the the City of Dixon, Missouri, that the city agrees to participate in the establishment of the Association and work of the Executive Board, for the purpose of completing the Base Realignment Impact Study and implementing the objectives of the Association.

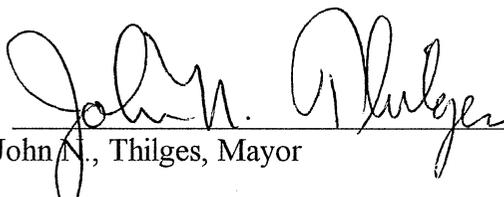
**READ THREE TIMES AND APPROVED**, this 23rd day of May, 1996, by the Board of Aldermen of the City of Dixon, Missouri.

  
John N. Thilges, Mayor

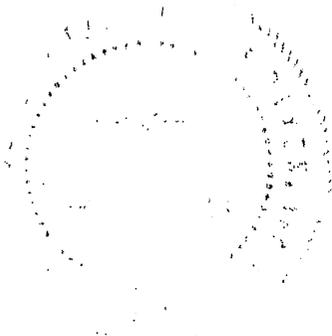
Attest:   
Joyce Thomas, City Clerk

(CITY SEAL)

Approved this 23rd day of May, 1996.

  
John N., Thilges, Mayor

Attest:   
Joyce Thomas, City Clerk



<i>ALDERMAN</i>	<i>FIRST READING</i>	<i>SECOND READING</i>	<i>THIRD READING</i>
Al Wall	Yes	Yes	Yes
Randel Sharp	Yes	Yes	Yes
Duayn Slone	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
WinstonAlexander	Yes	Yes	Yes

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 185, ESTABLISHING A CITY PARK BOARD AND ESTABLISHING THE APPOINTMENT OF MEMBERS AND DESCRIBING DUTIES.**

WHEREAS, the Board of Aldermen of the City of Dixon, Missouri (City), has determined that it is in the best interests of the City to amend existing General Ordinance No. 185 to reduce the number of park board members from nine (9) to seven (7).

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

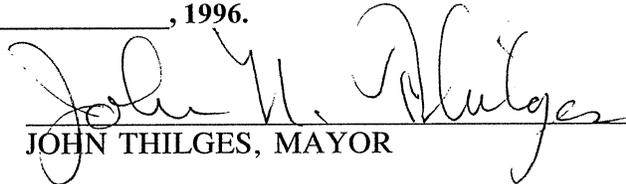
*Section 1* - Section No. 2 of General Ordinance No. 185 shall be amended as follows:

Section 2: Composition, qualifications and appointment of members. The city park board shall consist of seven members, who shall be chosen from the citizens at large, with reference to their fitness for such office, and who shall not be a member of the government of the city. Such members shall be appointed by the mayor, with approval of the city council.

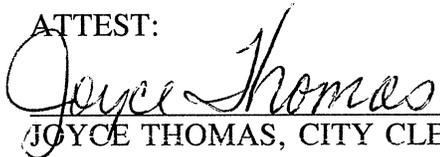
*Section 2* - This ordinance is meant to amend the existing General Ordinance No. 185. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

*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 1st DAY OF June, 1996.**

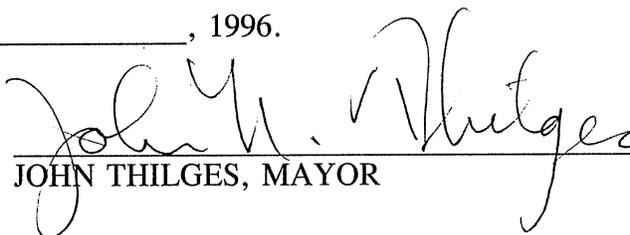
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 1st day of June, 1996.

  
\_\_\_\_\_  
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  
Williams, Robinson, Turley, White & Rigler, P.C.  
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
Al Wall	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Duayn Slone	Yes	Yes	Yes
Randel Sharp	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes

**AN ORDINANCE ESTABLISHING A FEE OF \$10.50 PER MONTH TO BE CHARGED TO RESIDENTS OF THE CITY OF DIXON, MISSOURI FOR THE COLLECTION AND REMOVAL OF SOLID WASTE WITHIN THE CITY OF DIXON, MISSOURI 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 establish a fee of \$10.50 per month to be charged to residents of the City of Dixon, Missouri for the collection and removal of solid waste within the City of Dixon, Missouri and the operation of a solid waste recycling program.

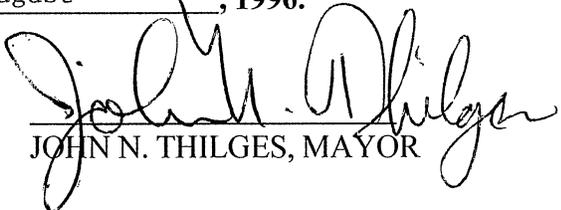
**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

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

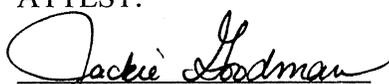
**Section 2.** This Ordinance is intended to contain all charges to the residents of the City of Dixon, Missouri for the collection and removal of solid waste within the City of Dixon, Missouri and the operation of a solid waste recycling program. Any other Ordinance, or any part of any other Ordinance, 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.

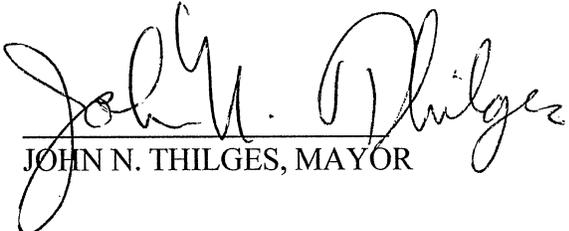
**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 5th DAY OF August, 1996.**

  
JOHN N. THILGES, MAYOR

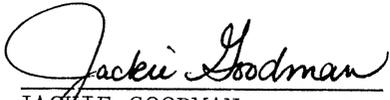
ATTEST:

  
Jackie Goodman, CITY CLERK  
(CITY SEAL)

Approved this 5th day of August, 1996

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JACKIE GOODMAN, 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
Winston Alexander	yes	yes	yes
Edwin Hauck	yes	yes	yes
Tommy Nichols	yes	yes	yes
Randal Sharp	yes	yes	yes
Duayn Slone	yes	yes	yes
Al Wall	yes	yes	yes

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF DIXON, MISSOURI, ON BEHALF OF THE CITY OF DIXON, MISSOURI, TO ENTER INTO AN AGREEMENT WITH WAT-PARK SANITATION SERVICE TO AMEND THE CONTRACT ENTERED INTO BETWEEN THE CITY OF DIXON, MISSOURI AND WAT-PARK SANITATION SERVICE ON JULY 12, 1994.**

**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 an agreement with Wat-Park Sanitation Service to amend the contract entered into between the City of Dixon, Missouri and Wat-Park Sanitation Service on July 12, 1994.

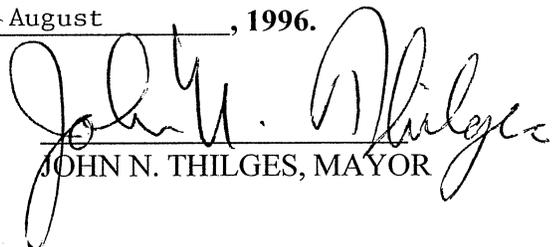
**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF DIXON, MISSOURI, AS FOLLOWS:**

**Section 1.** Amendment to Contract. The City of Dixon, Missouri, shall enter into an agreement with Wat-Park Sanitation Service to amend the contract entered into between the City of Dixon, Missouri and Wat-Park Sanitation Service on July 12, 1994. A copy of the agreement is attached as Exhibit "A".

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

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

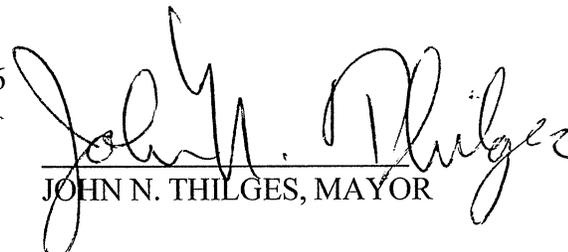
**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 5th DAY OF August, 1996.**

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JACKIE GOODMAN , CITY CLERK  
(CITY SEAL)

Approved this 5th day of August, 1996

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JACKIE GOODMAN , 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
Winston Alexander	yes	yes	yes
Edwin Hauck	yes	yes	yes
Tommy Nichols	yes	yes	yes
Randal Sharp	yes	yes	yes
Duayn Slone	yes	yes	yes
Al Wall	yes	yes	yes

**AMENDMENT TO AGREEMENT FOR SOLID WASTE DISPOSAL BETWEEN THE CITY OF DIXON, MISSOURI AND WAT-PARK SANITATION SERVICE DATED JULY 12, 1994**

This Amendment, made and entered into as of the 5th day of August, 1996, by and between the City of Dixon, Missouri, a Missouri fourth-class city (City) and Monty L. Chadbourne, individual of Dixon, Missouri, doing business as Wat-Park Sanitation Service (Contractor).

**RECITALS**

1. By ordinance the Board of Aldermen of the City of Dixon, Missouri has authorized the Mayor of the City to enter into an agreement with Contractor to amend the contract entered into between the City and Contractor on July 12, 1994.
2. The City at this time desires to implement a city-wide recycling program resulting in a decrease in the amount of solid waste to be collected and removed from the City by Contractor.
3. Contractor, by this Amendment, desires to amend the above-referenced contract to provide for a decrease equal to \$.50 per month on its fee for the collection and removal of residential solid waste within the City pursuant to Section 5 of said contract.

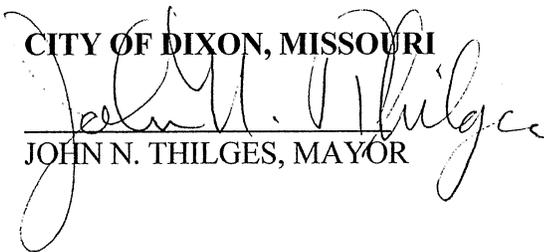
In consideration of the mutual and reciprocal promises of the parties, the parties agree:

1. Section 5(a) of the contract entered into between the City and Contractor on July 12, 1994 is hereby amended and shall read as follows:

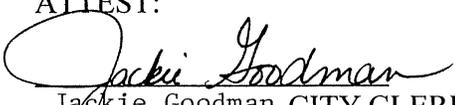
(a) Contractor's fee for the collection of residential solid waste shall be \$8.00 per month per residence until December 31, 1994, from January 1, 1995 until August 31, 1996 the fee shall be \$10.00 per month, and from September 1, 1996 the fee shall be \$9.50 per month, per residence structure secured within the City limits. City agrees to collect on behalf of Contractor this fixed service charge and shall be compensated for providing such service at a rate equal to first class postage for residential and commercial billing for each residence serviced per month. Contractor shall be entitled to a separate service charge for each dwelling unit, as defined by Ordinance 272.

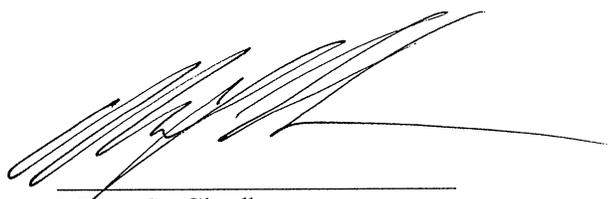
IN WITNESS WHEREOF, the parties have hereunto set their signatures, in duplicate, the day and year first above written.

**CITY OF DIXON, MISSOURI**

  
JOHN N. THILGES, MAYOR

ATTEST:

  
Jackie Goodman, CITY CLERK  
(CITY SEAL)

  
Monty L. Chadbourne  
Wat-Park Sanitation

**AN ORDINANCE CALLING A SPECIAL ELECTION ON A GENERAL OBLIGATION BOND QUESTION IN DIXON, MISSOURI.**

---

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

**Section 1.** The Board of Aldermen finds it necessary and hereby declares its intent to borrow \$ 970,000 for the purpose of resurfacing and improving the streets (the "Project") and to evidence such borrowing by the issuance of general obligation bonds (the "Bonds") of the City in the amount of \$ 970,000.

**Section 2.** A special bond election is hereby ordered to be held in Dixon, Missouri, concurrently with the general election on Tuesday, November 5, 1996, on the following question:

**QUESTION**

**Shall Dixon, Missouri, issue its general obligation bonds in the amount of \$ 970,000 for the purpose of resurfacing and improving the streets?**

The authorization of the Bonds will authorize the levy and collection of an annual tax in addition to the other taxes provided for by law on all taxable tangible property in the City sufficient to pay the interest and principal of the Bonds as they fall due and to retire the same within twenty years from the date thereof.

**Section 3.** The form of Notice of Special Election showing said question, a copy of which is attached hereto and made a part hereof, is hereby approved.

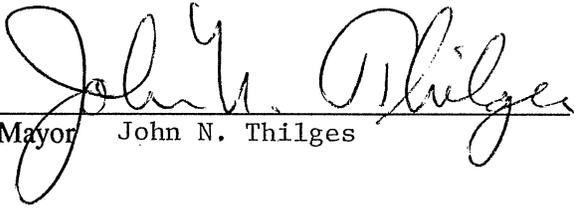
**Section 4.** The City Clerk is hereby authorized and directed to notify the County Clerk of Pulaski County, Missouri, of the passage of this Ordinance no later than 5:00 P.M. on Tuesday, August 27, 1996, and to include in said notification all of the terms and provisions required by Chapter 115, RSMo, as amended.

**Section 5.** The City expects to make expenditures on and after the date of passage of this Ordinance in connection with the Project, and the City intends to reimburse itself for such expenditures with the proceeds of the Bonds. The maximum principal amount of Bonds expected to be issued for the Project is \$ 970,000.

**Section 6.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** by the Board of Aldermen and **APPROVED** by the Mayor this 12th day of August, 1996.

(SEAL)

  
\_\_\_\_\_  
Mayor John N. Thilges

ATTEST:

  
\_\_\_\_\_  
City Clerk Jackie Goodman

ORDINANCE # 397

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 1996.

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 1996, upon all real estate, personal and mixed property taxable within the City of Dixon, Missouri, at the rate of \$0.52 cents on the \$100.00 assessed valuation as per the following purposes:

GENERAL REVENUE ON EACH \$100.00 ASSESSED VALUATION.....	0.46
FOR PUBLIC LIBRARY.....	0.06
 TOTAL.....	 0.52

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 1996.

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 28<sup>TH</sup> DAY OF AUGUST, 1996.

ATTEST:

Joyce Thomas  
Joyce Thomas, City Clerk

John N. Thilges  
John N. Thilges, Mayor

**ORDINANCE # 398**

**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 2, DESIGNATING WARDS FOR THE CITY OF DIXON, MISSOURI.**

**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 existing General Ordinance No. 2 to alter its voting wards to more accurately reflect the population of said wards.

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

Section 1. General Ordinance No. 2 is hereby deleted in its entirety and the following provisions are hereby substituted:

Designation of Wards-That the City of Dixon be divided into three wards and known as the First Ward, Second Ward, and Third Ward, respectively, and be bounded each as herein described:

All that part of the City lying South of the Burlington Northern Railroad and East of the middle (center) of Elm Street and South of the middle (center) of Fifth Street shall be the First Ward.

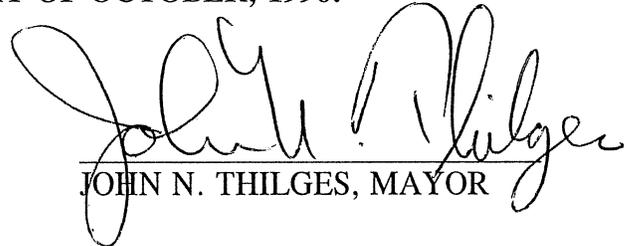
All that part of the City lying North of the middle (center) of Fifth Street and East of the middle (center) of Elm Street shall be the Second Ward.

All that part of the City lying North of the Burlington Northern Railroad and West of the middle (center) of Elm Street shall be the Third Ward.

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

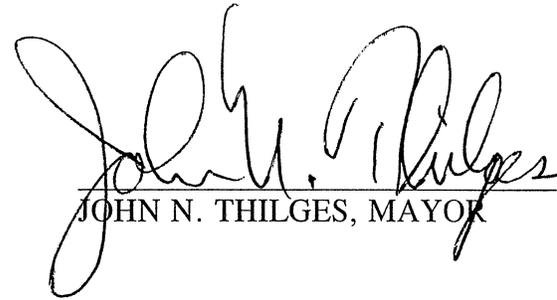
Section 3. This ordinance shall be in full force and effect immediately upon its approval and passage by the Board of Aldermen of the City of Dixon, Missouri.

**READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF DIXON, MISSOURI, THIS 7TH DAY OF OCTOBER, 1996.**

  
JOHN N. THILGES, MAYOR

ATTEST:  
  
JOYCE THOMAS, CITY CLERK  
(CITY SEAL)

Approved this 7th day of October, 1996.

  
JOHN N. THILGES, MAYOR

ATTEST:

  
JOYCE THOMAS, CITY CLERK  
(CITY SEAL)

ALDERMAN	FIRST READING	SECOND READING	THIRD READING
Alderman Hauck	Yes	Yes	Yes
Alderman Sharp	Yes	Yes	Yes
Alderman Alexander	Yes	Yes	Yes
Alderman Wall	Yes	Yes	Yes
Alderman Slone	Yes	Yes	Yes
Alderman Nichols	Yes	Yes	Yes

STATE OF MISSOURI  
COUNTY OF PULASKI

I, Joyce Thomas, Clerk of the City of Dixon, Pulaski County, Missouri, do hereby certify that the above and foregoing is a true and complete copy of the ordinance designating city wards as same appears recorded in the ordinance record book of said city.

Done at my office in the City of Dixon, Missouri, this 10th day of October, 1996.

SEAL

\_\_\_\_\_  
Joyce Thomas, City Clerk



**AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 262, AN ORDINANCE AMENDING THE WATER RATE AND CHARGE SYSTEM IN EFFECT IN THE CITY OF DIXON, MISSOURI, AS REFLECTED IN ORDINANCE NO. 151.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri (City), has determined that it is in the best interests of the City to amend existing General Ordinance No. 262 to increase the fee for sewer connections.

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

*Section 1* - Section No. 2 of General Ordinance No. 262 shall be amended as follows:

Section 2: Section 19 of Ordinance 151 is hereby amended to read as follows:

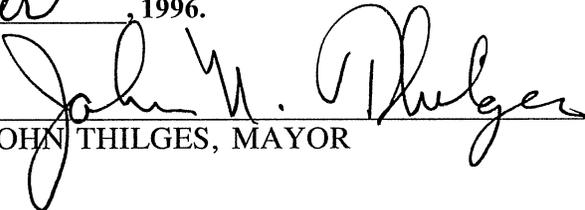
Section 19: *same-same prerequisites to issuance, fees, rental agreement, etc.:* Upon application being made as required by Section 18, a designated city representative shall be authorized to issue the applicant a permit for connecting a sewer line to any part of the sewer system of the City, upon compliance with the following requirements:

- a. Applicant shall pay to the City the sum of \$250.00 as a sewer connection fee for each connection.
- b. The cost of making the sewer connection shall be done by the applicant.
- c. The applicant shall at the time of making application for sewer or water connections deposit with the City the sum of \$250.00 as a performance bond that all streets or sidewalks shall be restored to as good a condition as they were in, prior to applicant's excavating in accordance with the requirements of the superintendent of the combined water and sewer system.

*Section 2* - This ordinance is meant to amend the existing General Ordinance No. 262. 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 4th DAY OF November, 1996.**

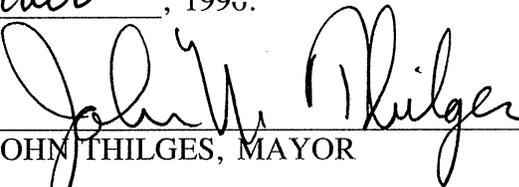
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 6<sup>th</sup> day of November, 1996.

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

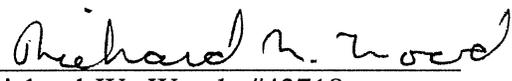
ATTEST:

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

(CITY SEAL)

Approved as to form:

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

By:   
Richard W. Wood, #43718  
Williams, Robinson, Turley, White & Rigler, P.C.  
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
Randel Sharp	Yes	Yes	Yes
Edwin Hauck	Yes	Yes	Yes
Winston Alexander	Yes	Yes	Yes
Duayn Slone	Yes	Yes	Yes
Tommy Nichols	Yes	Yes	Yes
Al Wall	Absent		

**AN ORDINANCE AMENDING GENERAL ORDINANCE NOS. 304 AND 161, ORDINANCE NO. 304 BEING AN ORDINANCE PROVIDING FOR THE RENEWAL OF A FRANCHISE GRANTED TO GASCOSAGE ELECTRIC COOPERATIVE, A CORPORATION, TO USE THE STREETS, ROADS, ALLEYS, SIDEWALKS AND OTHER PUBLIC PLACES OF THE CITY OF DIXON, MISSOURI FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY FOR A PERIOD OF 10 YEARS; PROVIDING FOR PUBLIC HEARING, ORDINANCE NO. 161 BEING AN ORDINANCE GRANTING A FRANCHISE TO GASCOSAGE ELECTRIC COOPERATIVE, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, ACQUIRE, OPERATE AND MAINTAIN ELECTRIC FACILITIES IN THE CITY OF DIXON, MISSOURI, FOR A PERIOD OF 10 YEARS AND TO FURNISH ELECTRICITY TO THE CITY AND THE INHABITANTS THEREOF, AND TO USE THE STREETS, ROADS, ALLEYS AND OTHER PUBLIC PLACES WITHIN THE CITY.**

**WHEREAS**, the Board of Aldermen of the City of Dixon, Missouri (City), has determined that it is in the best interests of the City to amend existing General Ordinance No. 304 to receive the fee allowed by state law;

**WHEREAS**, Gascosage Electric Cooperative, a Corporation, in exchange for adequate consideration, consents to said amendment. See letter attached as Exhibit "A".

**WHEREAS**, Ordinance No. 161 of the City of Dixon, Missouri entitled:

"An ordinance granting a franchise to Gascosage Electric Cooperative, a corporation, its successors and assigns, to construct, acquire, operate and maintain electric facilities in the City of Dixon, Missouri, for a period of 10 years and to furnish electricity to the City and the inhabitants thereof, and to use the streets, roads, alley and other public places within the City."

was passed and approved on the 12th day of May, 1975 and ratified by special election of the 18th of June, 1975.

**WHEREAS**, Ordinance No. 304 of the City of Dixon, Missouri entitled:

"An ordinance providing for the renewal of a franchise granted to Gascosage Electric Cooperative, a corporation, to use the streets, roads, alleys, sidewalks and other public places of the City of Dixon, Missouri for the transmission and distribution of electric energy for a period of 10 years; providing for public hearing."

was passed and approved on the 4th day of January, 1987.

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

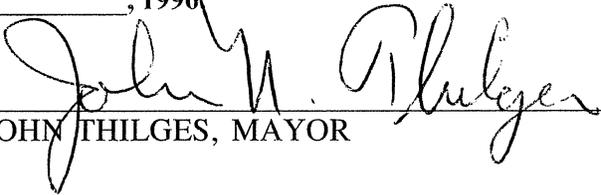
**Section 1** - Section No. 5 of General Ordinance No. 161 shall be amended as follows:

Section 5: That, in consideration of the rights and privileges granted hereunder, on or before the 15th day of January and the 15th day of July during the aforesaid 10 year period, the grantee shall pay to the municipality in cash a sum equal to 5% of the aggregate amount received by the grantee during the immediate preceding six (6) calendar months, for electric energy furnished to all consumers within the corporate limits of the municipality except for all electric energy furnished to municipality and except for all electric energy furnished to industrial consumers within the corporate limits of the municipality requiring 50 K.V.A. or larger transformer capacity to serve their loads.

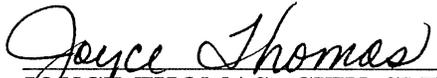
**Section 2** - This ordinance is meant to amend the existing General Ordinance Nos. 161 and 304. Any other ordinance, or any part of any other ordinance, conflicting with the provisions of this ordinance is hereby repealed.

*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 2<sup>nd</sup> DAY OF DECEMBER, 1996.

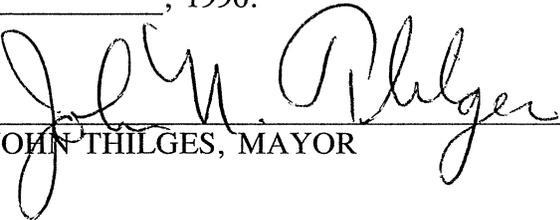
  
\_\_\_\_\_  
JOHN THILGES, MAYOR

ATTEST:

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

(CITY SEAL)

Approved this 2<sup>nd</sup> day of DECEMBER, 1996.

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

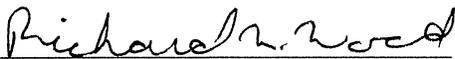
ATTEST:

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

(CITY SEAL)

Approved as to form:

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

By:   
Richard W. Wood, #43718  
Williams, Robinson, Turley, White & Rigler, P.C.  
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
EDWIN HAUCK	YES	YES	YES
WINSTON ALEXANDER	YES	YES	YES
RANDEL SHARP	YES	YES	YES
DWAYNE SLONE	YES	YES	YES
TOMMY NICHOLS	YES	YES	YES
AL WALL	YES	YES	YES