

CITY OF WILLARD, MISSOURI

224 W. Jackson Street P.O. Box 187 Willard, MO 65781 417-742-3033 417-742-3080 Fax



MEETING AGENDA AND PACKET

BOARD OF ALDERMEN

Work Study/ Meeting

October 27, 2014

6:00 p.m.

Willard City Hall

224 W. Jackson Street

Mayor

Wendell Forshee

Board Members

Michael Barr

David Larimore

Don Lee

Bradley Mowell

Meredith Reaves

David Roggensees

**CITY OF WILLARD
BOARD OF ALDERMEN
WORK STUDY/ MEETING
October 27, 2014
6:00 P.M.**

Posted October 22, 2014.

Notice is hereby given that the City of Willard, Board of Aldermen will conduct a work study/meeting at 6:00 p.m. October 27, 2014 at Willard City Hall, 224 W. Jackson, Willard, Missouri.

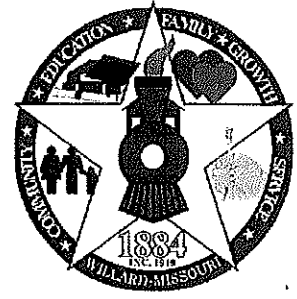
The tentative agenda of this meeting includes:
PLEDGE OF ALLEGIANCE

Call the meeting to order

Roll Call

1. **Agenda Amendments/Approval of Agenda.**
2. **Ordinance accepting the Contract with Commerce Bank, for the refunding of Series 2005 and Series 2008 Certificates of Participation. (1st and 2nd Read).
Discussion/Vote.**
3. **2015 Budget Workshop**
4. **Discussion/Vote on the request from the Parks Department for capital improvement funds to be used to purchase playground equipment.**
5. **Ordinance accepting the revisions to Chapter 230. Solid Waste.
(2nd Read).
Discussion/Vote.**
6. **Discussion of Agenda for the November 10, 2014 Board meeting.**
7. **New Business.**
8. **Old Business.**
9. **Adjourn meeting.**

IF YOU HAVE SPECIAL NEEDS, WHICH REQUIRE ACCOMMODATION, PLEASE NOTIFY CITY PERSONNEL AT CITY HALL. ACCOMMODATIONS WILL BE MADE FOR YOUR NEEDS. REPRESENTATIVES OF THE NEWS MEDIA MAY OBTAIN COPIES OF THIS NOTICE BY CONTACTING THE CITY CLERK AT 417-742-5302.



AGENDA ITEM #2

Ordinance accepting the Contract with Commerce Bank, for the refunding of Series 2005 and Series 2008 Certificates of Participation. (1st and 2nd Read).

Discussion/Vote.

BILL NO. _____

ORDINANCE NO.: _____

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A PRIVATE PLACEMENT AGREEMENT, LETTERS OF ESCROW INSTRUCTIONS, AND A SECOND AMENDMENT TO PROJECT LEASE AGREEMENT AND APPROVING THE ISSUANCE OF REFUNDING CERTIFICATES OF PARTICIPATION (WILLARD, MISSOURI – COMBINED WATERWORKS AND SEWERAGE SYSTEM PROJECT), SERIES 2014, IN THE PRINCIPAL AMOUNT OF \$2,295,000, TO PROVIDE FUNDS TO REFINANCE CERTAIN LEASE OBLIGATIONS OF THE CITY; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF SAID CERTIFICATES; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID CERTIFICATES.

WHEREAS, the City of Willard, Missouri, a municipal corporation of the State of Missouri (the “City”), is authorized by law to provide water and sewer services within the City and its environs;

WHEREAS, the Board of Aldermen of the City has found and determined and hereby finds and determines that it is necessary and desirable to refinance certain outstanding lease obligations of the City and in connection therewith refund the Lease Participation Certificates (Willard, Missouri – Sewer System Project), Series 2005, maturing in 2017 in the aggregate principal amount of \$285,000 (the “**Refunded Series 2005 Certificates**”), and the Certificates of Participation (Willard, Missouri – Combined Waterworks and Sewerage System Project), Series 2008, maturing in the years 2015, 2018, 2023, 2026 and 2028 in the aggregate principal amount of \$2,175,000 (the “**Refunded Series 2008 Certificates**” and together with the Refunded Series 2005 Certificates, the “**Refunded Certificates**”); and

WHEREAS, the Board of Aldermen hereby further finds and determines that it is desirable and in the best interest of the City that the City enter into a Second Amendment to Project Lease Agreement as herein provided and approve the issuance of \$2,295,000 Refunding Certificates of Participation (Willard, Missouri – Combined Waterworks and Sewerage System Project) Series 2014 (the “**Certificates**”), for the purpose of providing funds to pay the costs of refunding the Refunded Certificates and pay certain costs of issuance thereof; and

WHEREAS, the Board of Aldermen further finds and determines that it is necessary and desirable in connection with the issuance of the Certificates that the City enter into certain documents, and that the City take certain other actions and approve the execution of certain other documents as herein provided;

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

Section 1. Approval of Issuance of the Certificates. The City hereby approves the issuance and sale and delivery by Commerce Bank, Kansas City, Missouri, as trustee (the “**Trustee**”) to Commerce Bank, as placement agent (the “**Placement Agent**”), of Refunding Certificates of Participation (Willard, Missouri – Combined Waterworks and Sewerage System Project), Series 2014 (the “**Certificates**”), in the aggregate principal amount of \$2,295,000, for the purpose of providing funds to refinance certain lease obligations of the City and in connection therewith refund the Refunded Certificates. The Certificates shall be issued and secured pursuant to the Declaration of Trust herein described. The Certificates shall be dated, shall mature, bear interest, by in such denominations, in such

forms, shall be subject to redemption and shall have such other terms and provisions as provided in the Second Declaration Supplement approved herein.

The Certificates shall evidence interests in the right to receive a proportionate share of the Base Rentals (as defined in the Lease referred to herein), composed of a principal component and an interest component.

Section 2. Limited Obligations. The principal component of the Certificates and the interest component thereof shall be limited obligations representing proportionate interests in the right to receive Base Rentals and certain other payments, revenues and receipts received by the Trustee from the City pursuant to the Lease. Neither the Base Rentals payable under the Lease nor the Certificates and the interest thereon shall constitute a debt or liability of the Trustee, the City or any political subdivision of the State of Missouri and the Certificates shall not constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction.

Section 3. Authorization of Documents. The City is hereby authorized to enter into the following documents, in substantially the forms presented to and reviewed by the Board of Aldermen at this meeting and attached to this Ordinance (copies of which shall be filed in the records of the City), with such changes therein as shall be approved by the officers of the City executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(i) the Second Amendment to Project Lease Agreement, dated as of November 1, 2014 (the "**Second Project Lease Amendment**"), amending that certain Project Lease Agreement dated as of January 1, 2005, as amended (collectively, the "**Lease**"), between the Trustee and the City (attached hereto as **Exhibit A**);

(ii) the Letter of Escrow Instructions dated as of November 1, 2014 (the "**Series 2005 Escrow Agreement**") by the City to Commerce Bank, as escrow agent thereunder (the "**Escrow Agent**") in connection with the refunding of the Refunded Series 2005 Certificates (attached hereto as **Exhibit B**);

(iii) the Letter of Escrow Instructions dated as of November 1, 2014 (the "**Series 2008 Escrow Agreement**") by the City to Commerce Bank, as escrow agent thereunder (the "**Escrow Agent**") in connection with the refunding of the Refunded Series 2008 Certificates (attached hereto as **Exhibit C**); and

(iv) the Private Placement Agreement dated as of October 27, 2014 (the "**Private Placement Agreement**") between the City, the Trustee and Commerce Bank, as Placement Agent thereunder (attached hereto as **Exhibit D**).

Section 4. Approval of Documents. The Board of Aldermen hereby approves the following document, in substantially the form presented to and reviewed by it at this meeting and attached to this Ordinance (a copy of which document shall be filed with the records of the City):

(i) Second Supplement to Declaration of Trust, dated as of November 1, 2014 (the "**Second Declaration Supplement**") amending and supplementing that certain Declaration of Trust dated as of January 1, 2005, as heretofore amended (collectively, the "**Declaration of Trust**"), by the Trustee, pursuant to which the Certificates shall be issued and the Base Rentals and certain other payments, revenues and receipts received pursuant to the Lease by the Trustee are pledged for the benefit of and security of the owners of the Certificates upon the terms and conditions as set forth therein (attached hereto as **Exhibit E**);

(iii) the Private Placement Memorandum (the "**Private Placement Memorandum**"), utilized in connection with the sale of the Certificates (attached hereto as **Exhibit F**).

(iv) the Post-Issuance Tax-Exempt Financing Compliance Procedure, dated as of October 27, 2014 (attached hereto as **Exhibit G**).

Section 5. Execution of Documents. The City is hereby authorized to enter into and the Mayor and the City Clerk are hereby authorized and directed to execute and deliver, for and on behalf of and as the act and deed of the City, the Second Project Lease Amendment, the Series 2005 Escrow Agreement, the Series 2008 Escrow Agreement, the Private Placement Memorandum and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

Section 6. Further Authority. The City shall, and the officers, agents and employees of the City are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, and to carry out, comply with and perform the duties of the City under the Second Project Lease Amendment, the Series 2005 Escrow Agreement and the Series 2008 Escrow Agreement.

Section 7. Qualified Tax-Exempt Obligations. The City does hereby designate the Lease and thereby the Certificates to be "qualified tax-exempt obligations" as such term is defined in Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. In connection therewith, the City hereby represents and warrants that:

(i) the reasonably anticipated amount of tax-exempt obligations which will be issued by or on behalf of the City during calendar year 2014 shall not exceed ten million dollars (\$10,000,000); and

(ii) the aggregate principal amount of obligations designated by the City to be "qualified tax-exempt obligations" during calendar year 2014, including the Lease and the Certificates, shall not exceed ten million dollars (\$10,000,000).

The Mayor and the City Clerk are hereby authorized to take such other action as they may deem necessary to make effective the designation herein.

Section 8. Approval of Sale of Certificates. The placement of the Certificates by the Placement Agent to the Original Purchaser at a purchase price of 100% of the principal amount thereof plus accrued interest, if any, to the date of delivery thereof is hereby approved.

Section 9. Effective Date. This Ordinance shall take effect and be in full force and effect immediately after its adoption by the Board of Aldermen.

(Remainder of this page intentionally left blank)

READ TWO (2) TIMES AND PASSED AT A MEETING OF THE BOARD OF ALDERMEN
OF THE CITY OF WILLARD, MISSOURI ON THE 27th DAY OF October, 2014.

Approved as to form: _____
Ken Reynolds, City Attorney

Attested by:

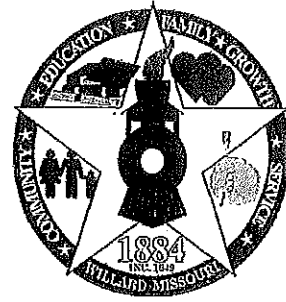
Dale Duvall, City Clerk

Approved by:

Wendell Forshee, Mayor

MEMBERS OF THE BOARD OF ALDERMEN:	YES	NO	ABSTAINED
_____ DAVID ROGGENSEES	_____	_____	_____
_____ DAVID LARIMORE	_____	_____	_____
_____ BRADLEY MOWELL	_____	_____	_____
_____ MICHAEL BARR	_____	_____	_____
_____ MEREDITH REAVES	_____	_____	_____
_____ DON LEE	_____	_____	_____

2015 Budget Workshop



AGENDA ITEM *#4*

Discussion/Vote on the request from the Parks Department for capital improvement funds to be used to purchase playground equipment.

Parks Playground Equipment Quotes

Option 1:

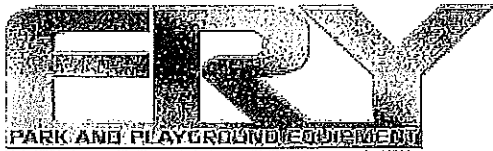
- **Playworld Systems: Fry and Associates, Inc.**
 - Packet is attached with all bid information
 - Options:
 - End of year sale. We are getting 35% off retail price
 - If we install the equipment we get the sale price with freight.
 - \$600 a day for professional install supervisor

Option 2:

- **Miracle Playgrounds: Custom Play Systems, Inc.**
 - Packet is attached with all bid information
 - Options:
 - Free Freight
 - Can choose no installation: \$650 a day for professional install supervisor
 - We can choose if we want borders and base material

Option 3:

- **Athco**
 - Packet is attached with all bid information
 - Options:
 - Can choose no installation and have staff install
 - Equipment has been through state bid program



QUOTE

Number FRYQ56355
Date Oct 3, 2014

Fry & Associates, Inc.
101 E 15th Ave, North Kansas City, MO 64116
t. 816-221-4825 f. 816-221-4831

End User	Ship To	Bill To
City of Willard	City of Willard	City of Willard
City Hall 224 W. Jackson St. Willard, MO 65781	133 North State Hwy Z Willard, MO 65781	City Hall 224 W. Jackson St. Willard, MO 65781

PLAYGROUND OPTIONS

Associates	P.O. Number	Ship Via	Terms
Margie Fry William Fry		Common	Net 10

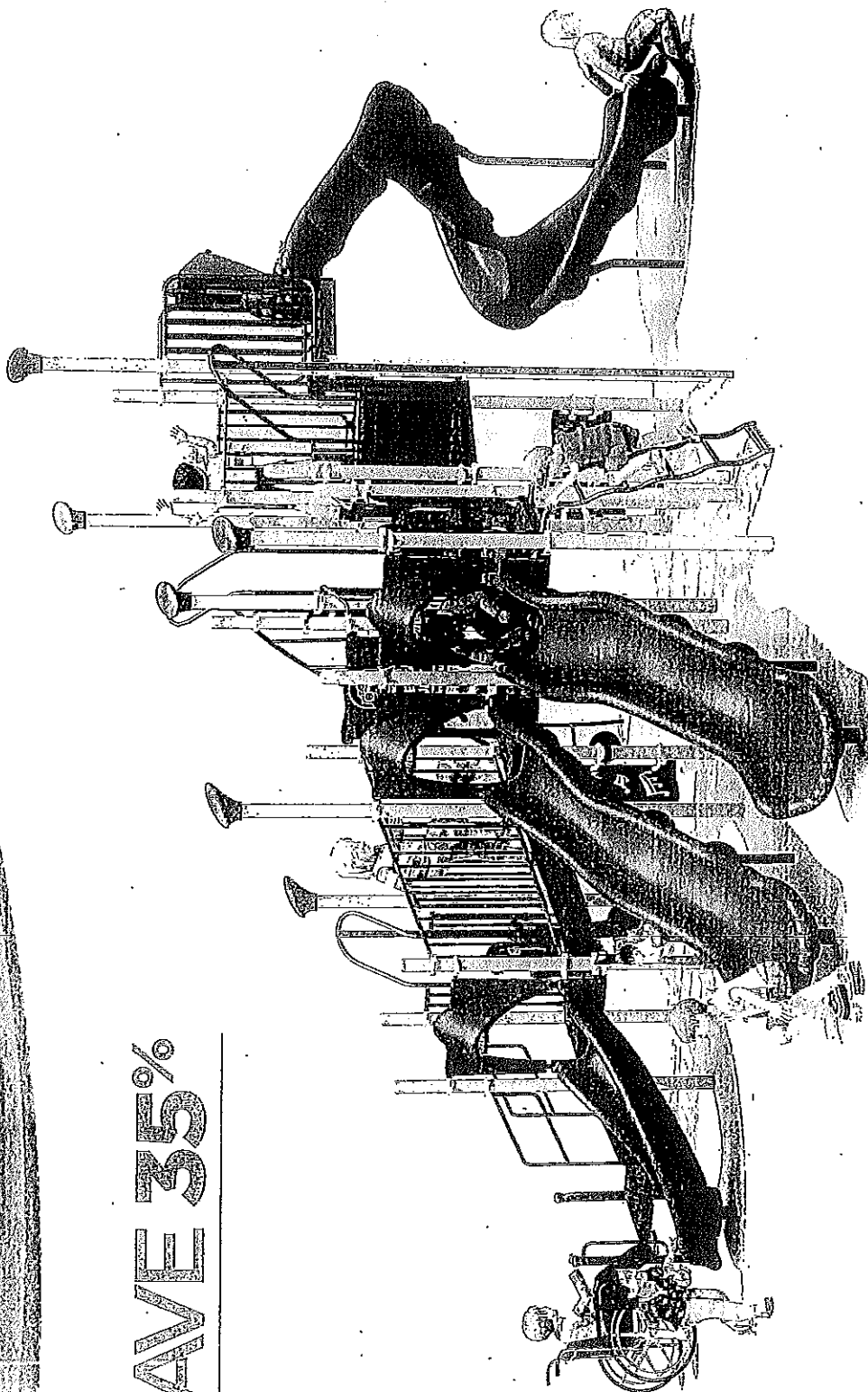
Qty	Description	Unit Price	Ext. Price
1	FAL-1444 Playworld Systems *** OPTION 1 *** Challengers® 5-12	\$32,058.00	\$32,058.00
1	Install Fry & Associates, Inc. ** FREE ** Installation Includes Installation of Playground Equipment Per Dwg. #FAL-1444 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$0.00	\$0.00
1	FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$1,904.00	\$1,904.00
	SubTotal		\$33,962.00
1	FAL-1444 Playworld Systems *** FALL SALE 2014 *** THIS PRICE GOOD THROUGH DEC. 12, 2014 Challengers® 5-12	\$20,838.00	\$20,838.00
1	Install Fry & Associates, Inc. Installation of Play Structure Per #FAL-1444 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$11,220.00	\$11,220.00
1	FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$1,904.00	\$1,904.00
	SubTotal		\$33,962.00

Continued On Next Page ...

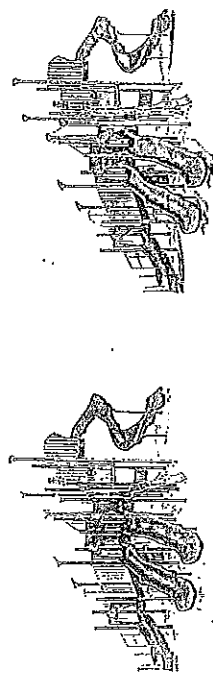
Final December 2014

STAYS WITH L&L

FAL-1444
AGES 5-12



Item Number	Ages	Space Required	Fall Height	Play Events	Child Capacity	Install Hours*	Weight
FAL-1444	5-12	39' 10" x 35' 11" (12.14 x 10.95m)	25' 5" x 23' 8" x 15' 1" (7.75 x 7.21 x 4.59m)	17	51	61.25	2,972 lbs. (1349.10kg)



PlayworldSystems.com/Fall2014

2024-03-28 10:00 AM

[illegible]

Qty	Description	Unit Price	Ext. Price
1	350-1000 Playworld Systems	*** OPTION 3 *** Challengers@ 5-12	\$8,857.00 \$8,857.00
1	Install Fry & Associates, Inc.	** FREE ** Installation Includes Installation of Playground Equipment Per Dwg. #350-1000 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$0.00 \$0.00
1		FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$740.00 \$740.00
	SubTotal		\$9,597.00
1	350-1000 Playworld Systems	*** FALL SALE 2014 *** THIS PRICE GOOD THROUGH DEC. 12, 2014 Challengers@ 5-12	\$5,757.00 \$5,757.00
1	Install Fry & Associates, Inc.	Installation of Play Structure Per #350-1000 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$3,100.00 \$3,100.00
1		FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$740.00 \$740.00
	SubTotal		\$9,597.00
1	FAL-1447 Playworld Systems	*** OPTION 4 *** Challengers@ 2-5	\$9,279.00 \$9,279.00
1	Install Fry & Associates, Inc.	** FREE ** Installation Includes Installation of Playground Equipment Per Dwg. #FAL-1447 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$0.00 \$0.00
1		FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$722.00 \$722.00
	SubTotal		\$10,001.00
1	FAL-1447 Playworld Systems	*** FALL SALE 2014 *** THIS PRICE GOOD THROUGH DEC. 12, 2014 Challengers@ 2-5	\$6,031.00 \$6,031.00
1	Install Fry & Associates, Inc.	Installation of Play Structure Per #FAL-1447 at Prevailing Wage Customer to Accept Delivery and Storage of Equipment	\$3,248.00 \$3,248.00
1		FREIGHT DOES NOT INCLUDE UNLOADING OR STORAGE	\$722.00 \$722.00
	SubTotal		\$10,001.00

Continued On Next Page ...

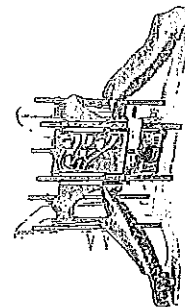
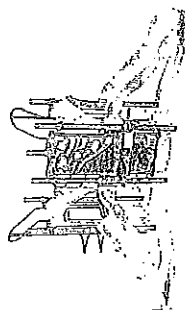
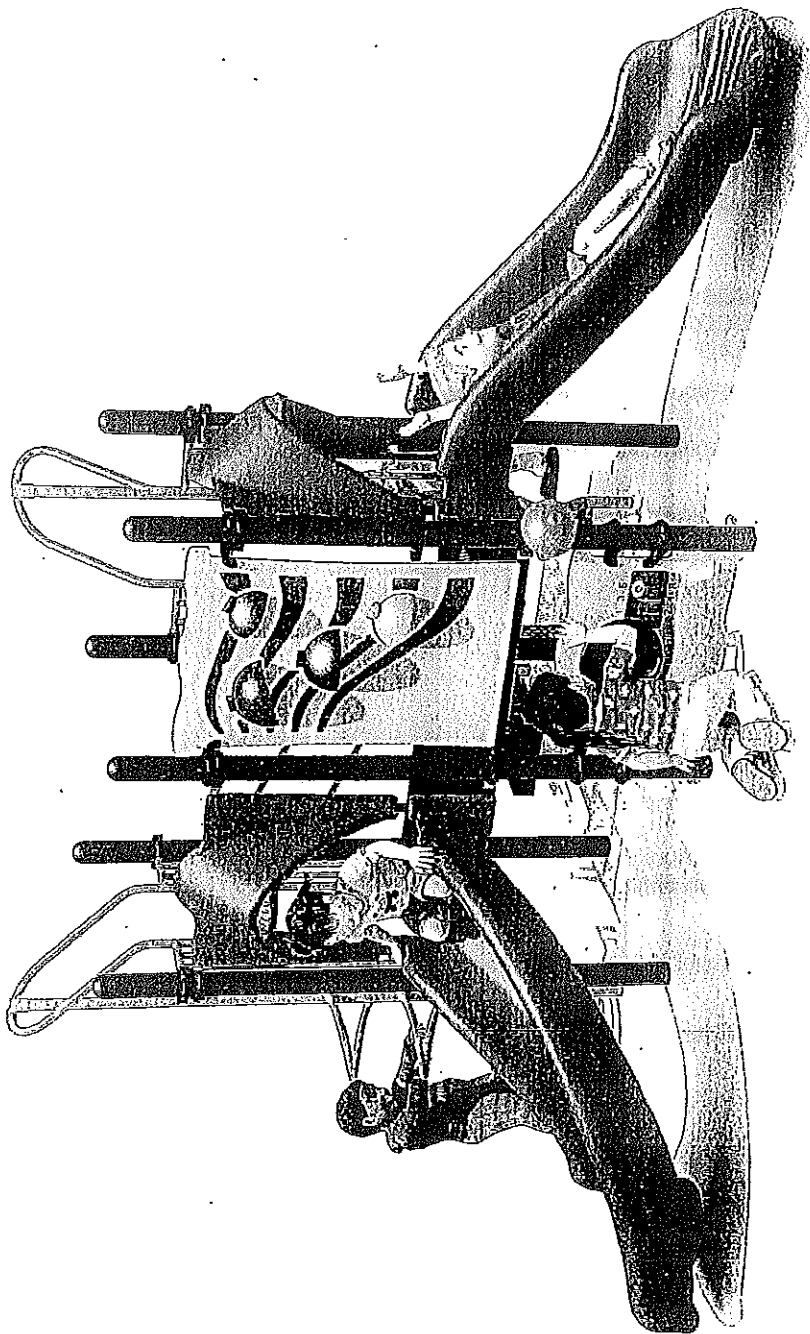
Play It Forward!

FALL SALE

Valid Until December 31, 2014

SAVE 35%

FAL-1447
AGES 2-5



Item Number	Ages	Space Required	Size	Fall Height	Play Events	Child Capacity	Install. Hours	Weight
FAL-1447	2-5	28' 3" x 24' 5" (8.7 x 7.4m)	14' 2" x 12' 4" x 8' 5" (4.32 x 3.76 x 2.57m)	3' 0" (0.91m)	8	21	18.25	900 lbs (408.4kg)

ASTM F1447
CPSA Pub. 2008
CAN/CSA-28.9

On a hard hat. Use caution. To order, contact your local Playworld Systems representative. All Playworld Systems products are designed to meet or exceed all applicable safety standards. Shipping and handling charges apply. Please refer to the Playworld Systems website for more information. © 2014 Playworld Systems, Inc.

PlayworldSystems.com/Fall2014

PLAYWORLD SYSTEMS
The world needs play.



Represented by:
Custom Play Systems, Inc.
1713 S.E. Kenwood Drive
Blue Springs, MO 64014
Phone/Fax: 816-795-7795
Toll Free: 888-371-7529
Email: playgroundbill@gmail.com
www.customplaysystems.com
www.miracle-recreation.com

TO: JC Loveland
Willard Parks and Recreation
Willard, MO

Date: 10/2/2014

PRICE QUOTATION-SOCCER COMPLEX Op1

<u>QTY</u>	<u>MODEL #</u>	<u>DESCRIPTION</u>	<u>COST</u>
1	718	Tots' Choice System w/components listed on drawing.	\$ 6,579.00
		Freight	FREE
		Total	\$ 6,579.00
		Installation of Equipment Listed Above	\$ 2,820.00
		Total	\$ 9,399.00

Options:

20	44012	Miracle Border Timber 12" Tall x 6' Long - Black	\$ 1,220.00
		28 Cubic Yards of Wood Playground Mulch	\$ 980.00

Please note: All orders must be accompanied by the following: a signed price quotation for orders under \$5,000.00, a signed Equipment Quotation (separate form) for orders over \$5,000.00, signed color selection worksheet (if applicable), and a tax exemption certificate issued by the state (if applicable). All purchase orders are to be made to: MIRACLE RECREATION EQUIPMENT COMPANY, 8445 SOLUTION CENTER, CHICAGO, IL 60677 - 8004 and mailed to my office address above for prompt processing. Thank you.

Delivery Location: Willard, MO
A.R.O.

DELIVERY: 35 days or sooner

TERMS: Net 30, from date of invoice, with approved credit or cash in advance to receive a 3% discount on equipment.

- *Unless otherwise noted, the above price quote does not include: prevailing wages, sales tax if applicable, permits, state or local approvals, performance bonds, engineering seals, testing, site preparation, installation, border, fall-saving material, unloading (Miracle recommends at least 3-4 adults, the Miracle driver cannot unload a shipment by himself), storage, security, fencing or landscaping.*
- At time of delivery, please check to make sure all pieces are accounted for. Any shortage or damage to the equipment must be brought to the driver's attention during unloading and noted on the delivery sheet. Customer is responsible for the security of equipment.
- Installation price, if quoted, assumes normal soil conditions and does not include rock excavation or grading to level. In the event that an underground obstruction, or "rock", in excess of twelve inches square by two inches thick is encountered during excavation, all expenses related to removal, relocation, or repair of the obstruction, will become an extra charge over and above the proposed estimate listed above.

- Customer is responsible for supplying and maintaining fall-saving surfacing in compliance with CPSC guidelines.

This quotation, after acceptance by the buyer and when thereafter approved by an authorized official of the seller, in writing, will become a contract. Until so approved, this quotation is not a contract and is not binding on the seller in any way. This price quotation is valid for 30 days and is subject to possible price revision.

Please confirm ship to and bill to addresses:

Sold To:	Ship To:
Contact Name:	Contact Name:
Contact Phone:	Contact Phone:
Contact Fax:	Contact Fax:
E-Mail:	E-Mail:-

Thank you for the opportunity to provide this proposal. I look forward to working with you.

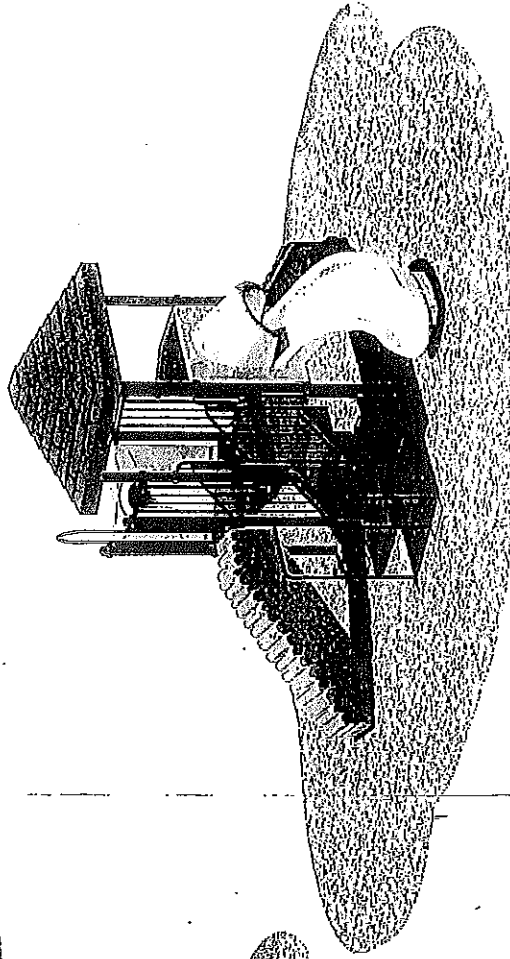
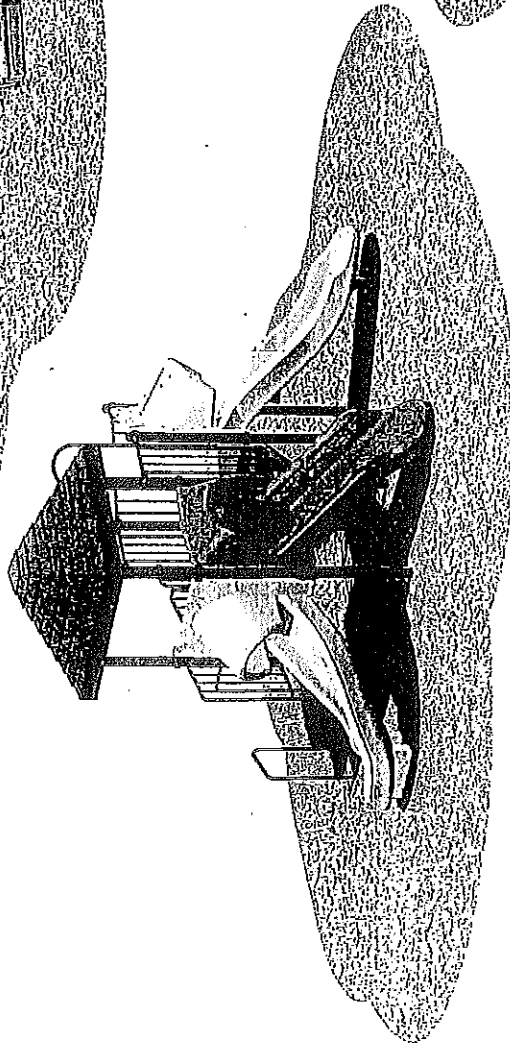
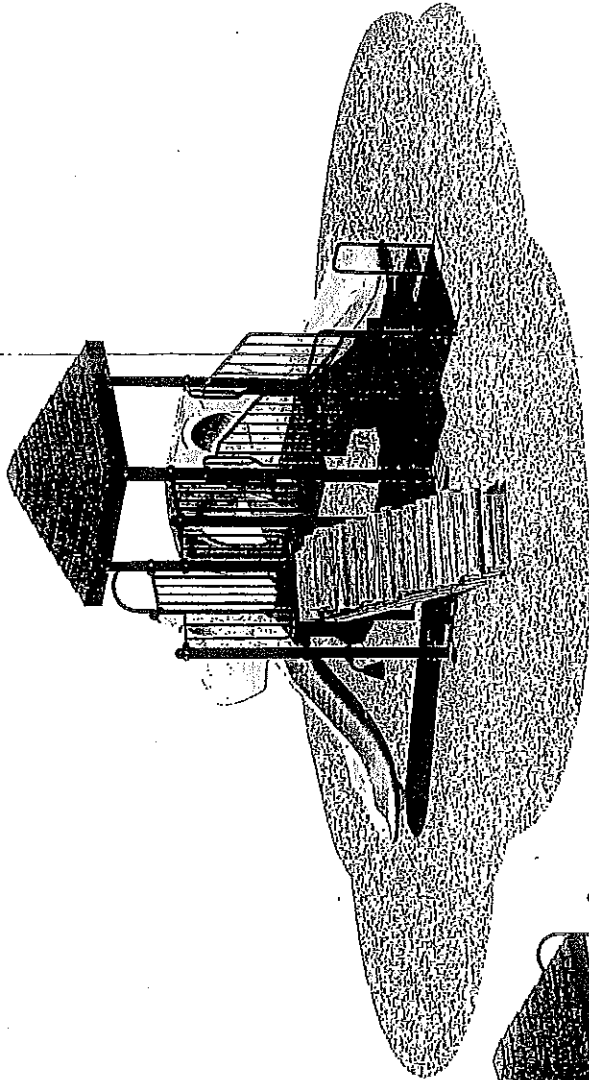
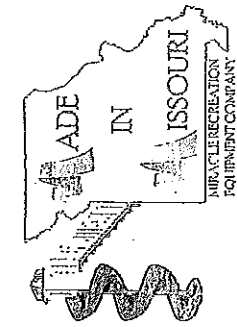
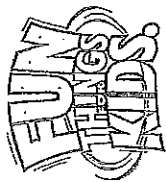
Sincerely,

Bill Wickham
District Representative

Accepted: _____

By: _____
Signature

Date: _____



 **WILLARD**
Parks and Recreation

SOCCER COMPLEX

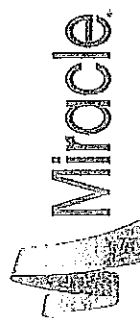
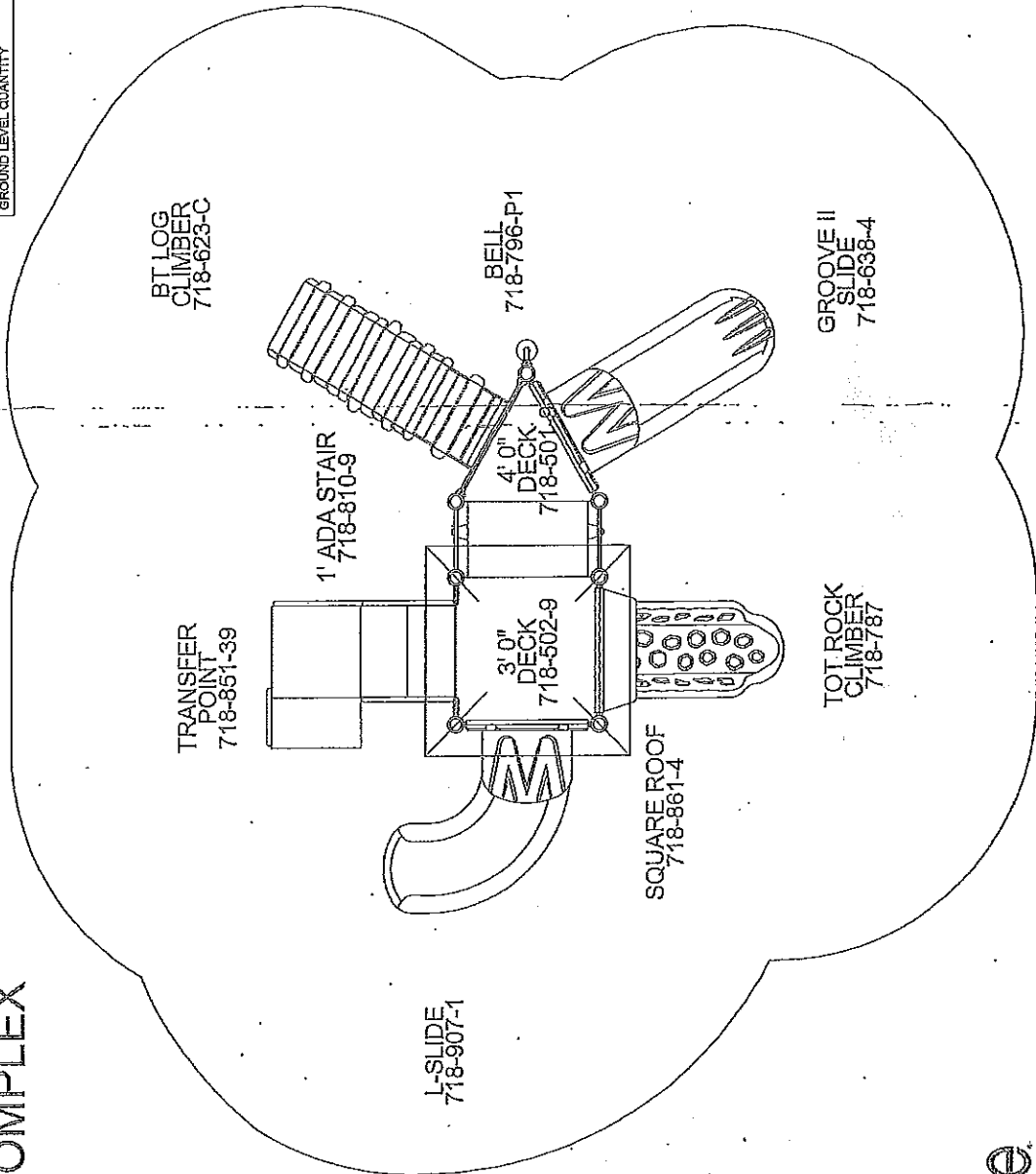
2-5 YEARS



SOCCER COMPLEX

WILLARD, MISSOURI

ELEVATED PLAY ACTIVITIES - TOTAL	4	REQD 2
ELEVATED PLAY ACTIVITIES ACCESSIBLE BY RAMP	0	REQD 0
ELEVATED PLAY ACTIVITIES ACCESSIBLE BY RAMP	1	REQD 1
GROUND LEVEL ACTIVITY TYPE	1	REQD 1
GROUND LEVEL QUANTITY	1	REQD 1



THE PLAY COMPONENTS IDENTIFIED IN THIS PLAN ARE IPEMA CERTIFIED FOR USE AND LAYOUT OF THESE COMPONENTS CONFORM TO THE REQUIREMENTS OF ASTM F1487.

AN ENERGY ABSORBING PROTECTIVE SURFACE IS REQUIRED UNDER & AROUND ALL PLAY SYSTEMS

To promote safe and proper equipment use by children, appropriate safety signage or other appropriate safety signage near each play system's main entry point(s) to inform parents and supervisors of the age appropriateness of the playsystem and general rules for safe play.

TYPE:	QUANTITY:
COMPLIES TO ASTM/CPSC	
COMPLIES TO ADA	

2014 MIRACLE STANDARDS	0000 41855536192
PHONE NO: 417-235-6917	
FAX NO: 417-235-0466	
GROUND SPACE: 18' X 13'	
PROTECTIVE AREA: 28' X 29'	
DRAWN BY: Miracle Malters	SCALE: 1/8"=1'
	DATE: October 01, 2014



Represented by:
 Custom Play Systems, Inc.
 1713 S.E. Kenwood Drive
 Blue Springs, MO 64014
 Phone/Fax: 816-795-7795
 Toll Free: 888-371-7529
 Email: playgroundbill@gmail.com
 www.customplaysystems.com
 www.miracle-recreation.com

TO: JC Loveland
 Willard Parks and Recreation
 Willard, MO

Date: 10/2/2014

PRICE QUOTATION-REC CENTER Op1

<u>QTY</u>	<u>MODEL #</u>	<u>DESCRIPTION</u>	<u>COST</u>
1	704	Tots' Choice X System w/components listed on drawing.	\$ 18,562.00
		Freight	<u>FREE</u>
		Total	\$ 18,562.00
		Installation of Equipment Listed Above	\$ 7,955.00
		Total	\$ 26,607.00

Options:

26	44012	Miracle Border Timber 12" Tall x 6' Long -- Black	\$ 1,586.00
		55 Cubic Yards of Wood Playground Mulch	\$ 1,540.00

Please note: All orders must be accompanied by the following: a signed price quotation for orders under \$5,000.00, a signed Equipment Quotation (separate form) for orders over \$5,000.00, signed color selection worksheet (if applicable), and a tax exemption certificate issued by the state (if applicable). All purchase orders are to be made to: MIRACLE RECREATION EQUIPMENT COMPANY, 8445 SOLUTION CENTER, CHICAGO, IL 60677 - 8004 and mailed to my office address above for prompt processing. Thank you.

Delivery Location: Willard, MO
 A.R.O.

DELIVERY: 35 days or sooner

TERMS: Net 30, from date of invoice, with approved credit or cash in advance to receive a 3% discount on equipment.

- *Unless otherwise noted, the above price quote does not include: prevailing wages, sales tax if applicable, permits, state or local approvals, performance bonds, engineering seals, testing, site preparation, installation, border, fall-saving material, unloading (Miracle recommends at least 3-4 adults, the Miracle driver cannot unload a shipment by himself), storage, security, fencing or landscaping.*
- At time of delivery, please check to make sure all pieces are accounted for. Any shortage or damage to the equipment must be brought to the driver's attention during unloading and noted on the delivery sheet. Customer is responsible for the security of equipment.
- Installation price, if quoted, assumes normal soil conditions and does not include rock excavation or grading to level. In the event that an underground obstruction, or "rock", in excess of twelve inches square by two inches thick is encountered during excavation, all expenses related to removal, relocation, or repair of the obstruction, will become an extra charge over and above the proposed estimate listed above.

- Customer is responsible for supplying and maintaining fall-saving surfacing in compliance with CPSC guidelines.

This quotation, after acceptance by the buyer and when thereafter approved by an authorized official of the seller, in writing, will become a contract. Until so approved, this quotation is not a contract and is not binding on the seller in any way. This price quotation is valid for 30 days and is subject to possible price revision.

Please confirm ship to and bill to addresses:

Sold To:	Ship To:
Contact Name:	Contact Name:
Contact Phone:	Contact Phone:
Contact Fax:	Contact Fax:
E-Mail:	E-Mail:

Thank you for the opportunity to provide this proposal. I look forward to working with you.

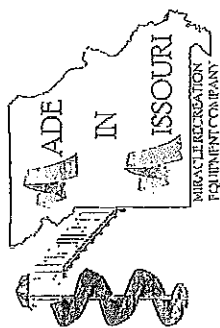
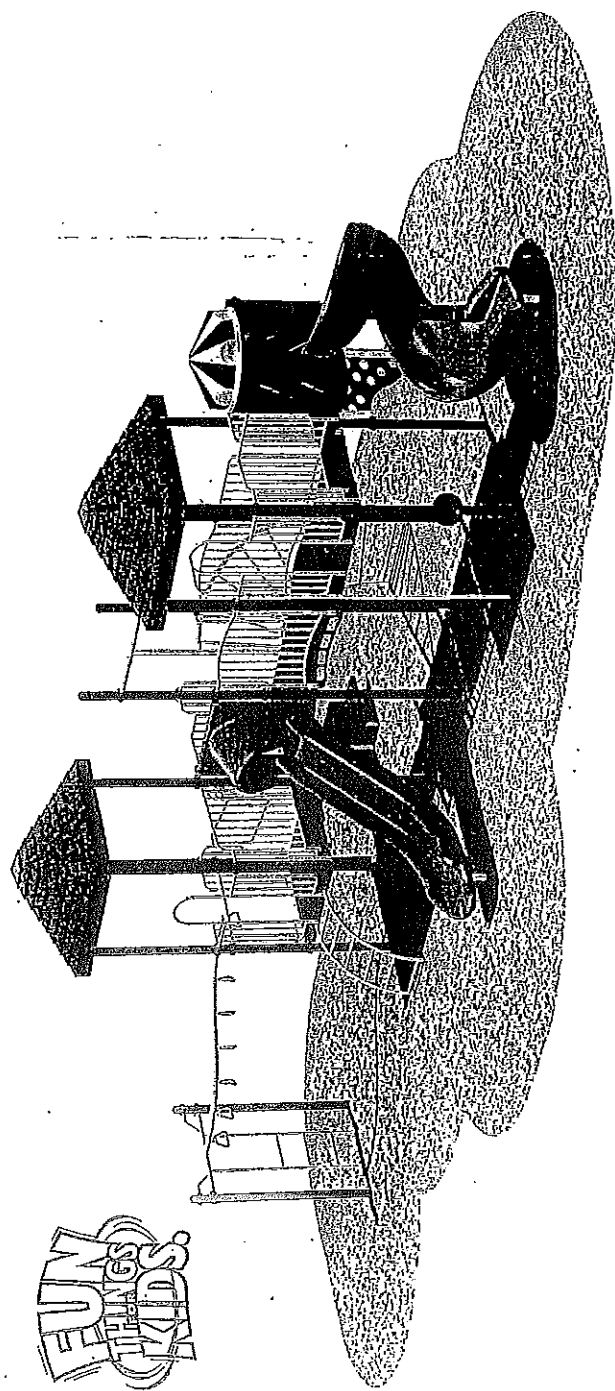
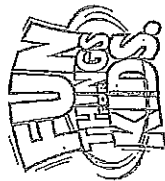
Sincerely,

Bill Wickham
District Representative

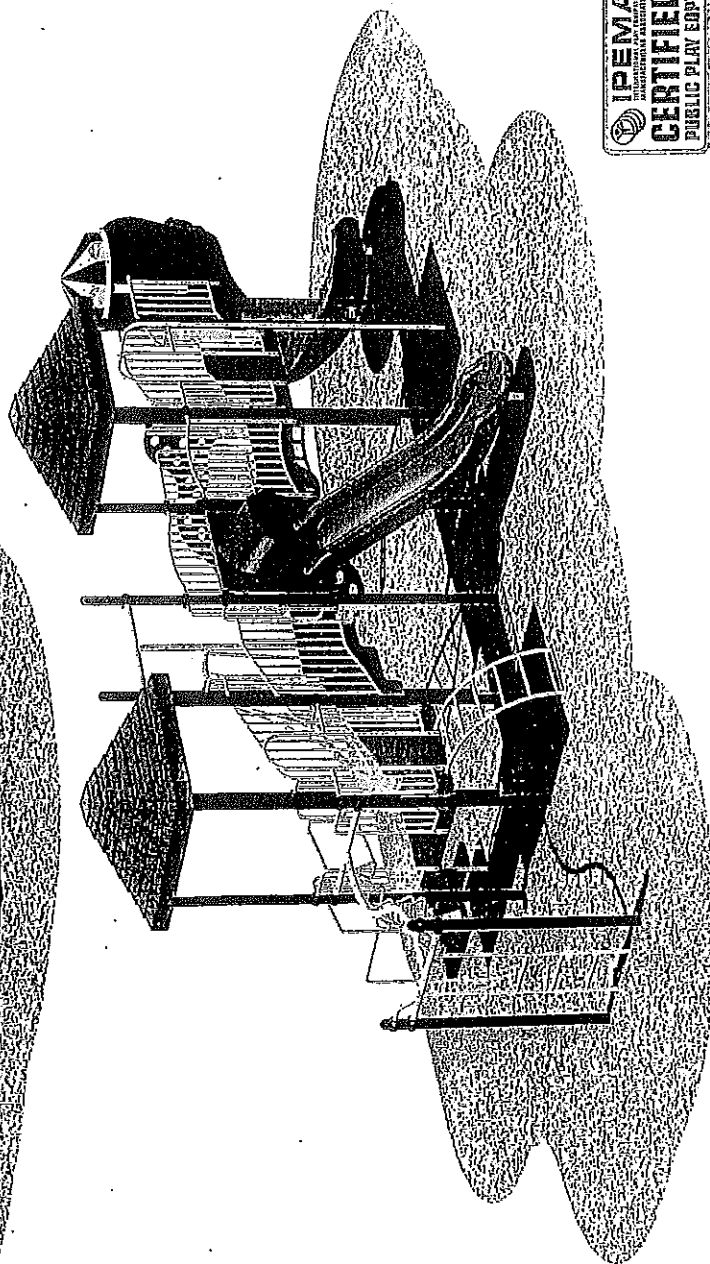
Accepted: _____

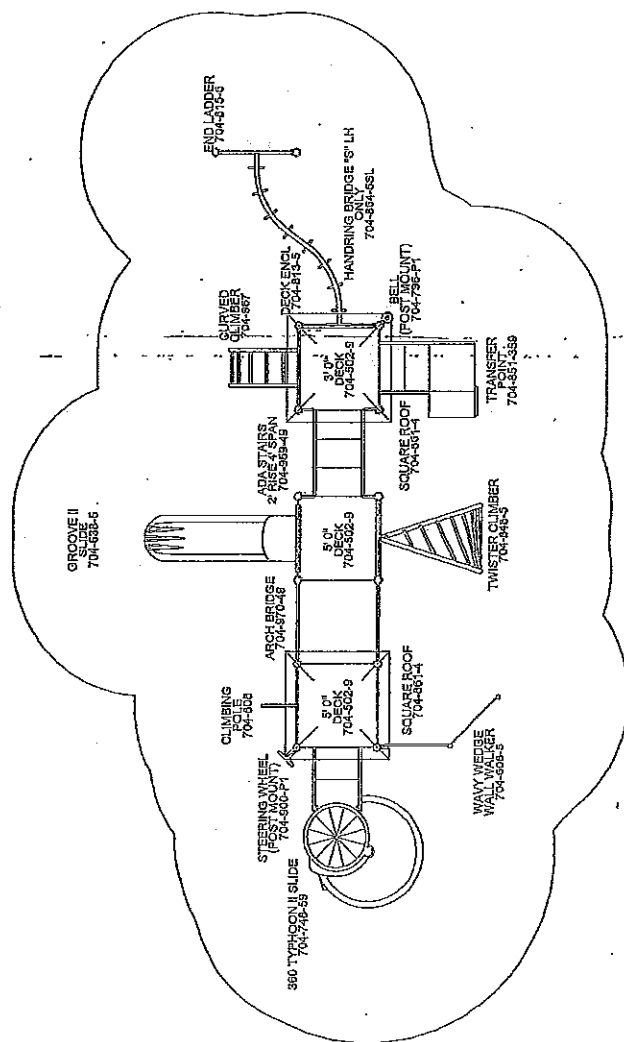
By: _____
Signature

Date: _____



RECREATION CENTER 5-12 YEARS



Willard
Missouri

2014 MIRACLE STANDARDS

PHONE NO: 417-235-6917
FAX NO: 417-235-0466

878 Hwy 60
Pierce City, MO, 65708

GROUND SPACE: 30' X 18'

PROTECTIVE AREA: 48' X 90'

DRAWN BY: Miracle Maker

SCALE: 1/8"=1'

DATE: October 01, 2014

0000_41855536192		
COMPLIES TO ASTM/CPSC	TYPE:	
	QUANTITY:	

To promote safe and proper equipment use by children, Miracle recommends the installation of either a Miracle safety sign or other appropriate safety signage near each play system's main entry point(s) to inform parents and supervisors of the age appropriateness of the play system and general rules for safe play.

THE PLAY COMPONENTS IDENTIFIED IN THIS PLAN ARE IPMA CERTIFIED. THE USE AND LAYOUT OF THESE COMPONENTS CONFORM TO THE REQUIREMENTS OF ASTM F1487.

**AN ENERGY ABSORBING PROTECTIVE SURFACE
IS REQUIRED UNDER & AROUND ALL PLAY
SYSTEMS**



Proposal

Date: 9/5/2014

All prices subject to acceptance within 30 days

TO: City of Willard
ATTN: J.C. Loveland

Prepared By	Regarding	Payment Terms	Due Date
Jason Cates	Playground Equipment, Border, & Surfacing	Net 30 days	30 days from signed Proposal

Qty	Description	Unit Price	Line Total
1	Landscape Structures Design #2412, 26 Tuff Timber Borders and stakes		\$7,211
1	Installation		\$2,606
1	34 cubic yards of mulch		\$629
1	Installation		\$1,080
			\$11,526

All the above for the sum of

SEE ABOVE

Installation

INCLUDED

Freight

\$200

Sales Tax

N/A

Total

SEE ABOVE

Quotation prepared by: Jason Cates _____

REMARKS:

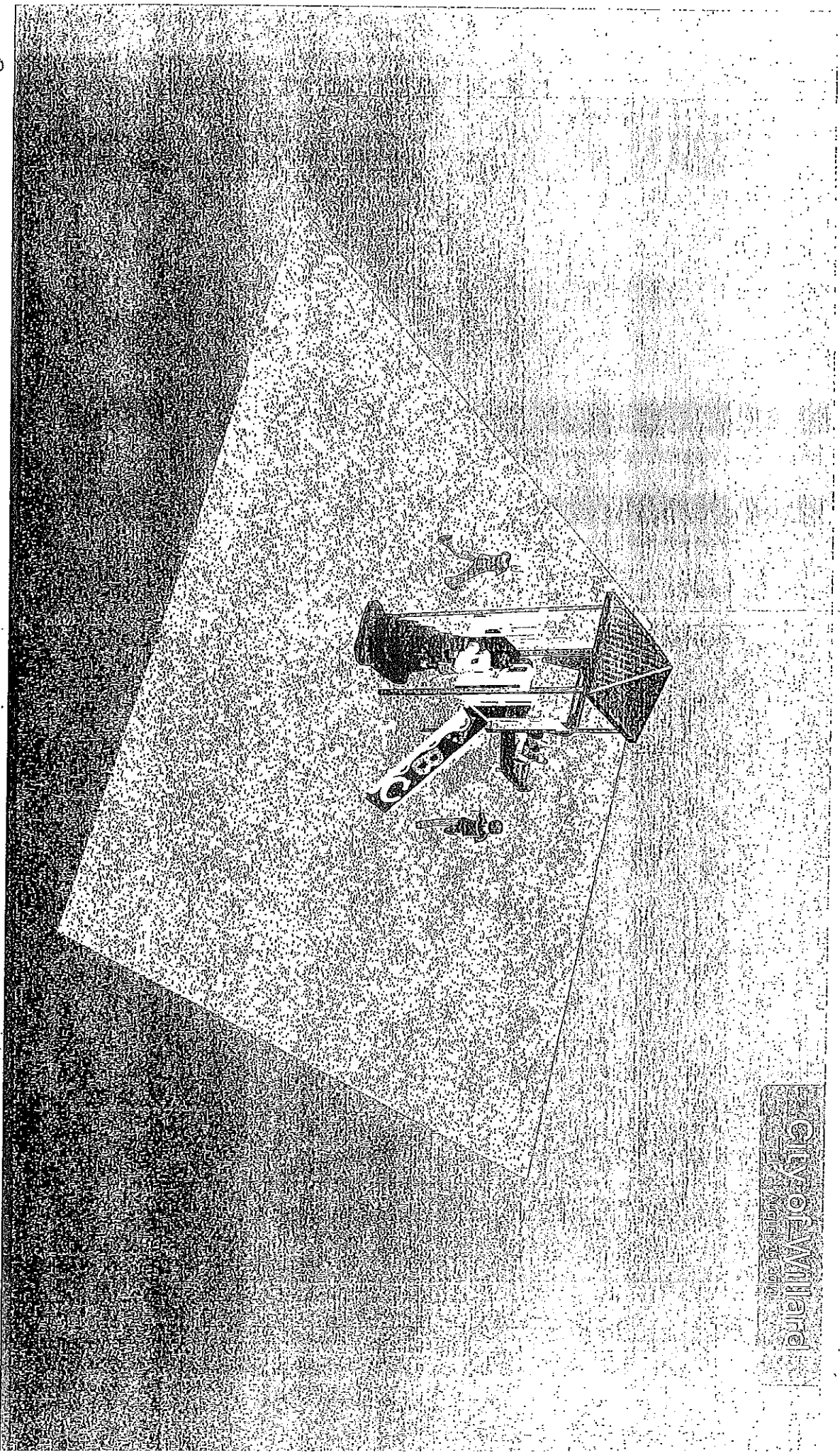
Assumes there are no rock at footing locations and easy/clear access to site

Freight for the equipment is calculated in the 5-12 year old options.

The minor freight charge on this is to add for the additional mulch that will need to be shipped.

To accept this quotation, sign here and return: _____

CITY OF WILLIAMSBURG
1111 Market Street, Suite 200
Williamsburg, VA 23185
757.261.1000
www.cityofwilliamsburg.com



Ma
landscape
structures



Better playgrounds.
Better world.®
playlsi.com



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AMERICAN MUSEUM OF NATURAL HISTORY

AMERICAN MUSEUM OF NATURAL HISTORY
AMERICAN MUSEUM OF NATURAL HISTORY
AMERICAN MUSEUM OF NATURAL HISTORY



Proposal

Date: 9/5/2014

All prices subject to acceptance within 30 days

TO: City of Willard
ATTN: J.C. Loveland

Prepared By	Regarding	Payment Terms	Due Date
Jason Cates	Playground Equipment, Border, & Surfacing	Net 30 days	30 days from signed Proposal

Qty	Description	Unit Price	Line Total
1	Landscape Structures Design #1029, 36 Tuff Timber Borders and stakes		\$16,074
1	Installation		\$4,685
1	62 cubic yards of mulch		\$1,147
1	Installation		\$1,080
			\$22,986

All the above for the sum of	SEE ABOVE
Installation	INCLUDED
Freight	\$2,163
Sales Tax	N/A
Total	SEE ABOVE

Quotation prepared by: Jason Cates _____

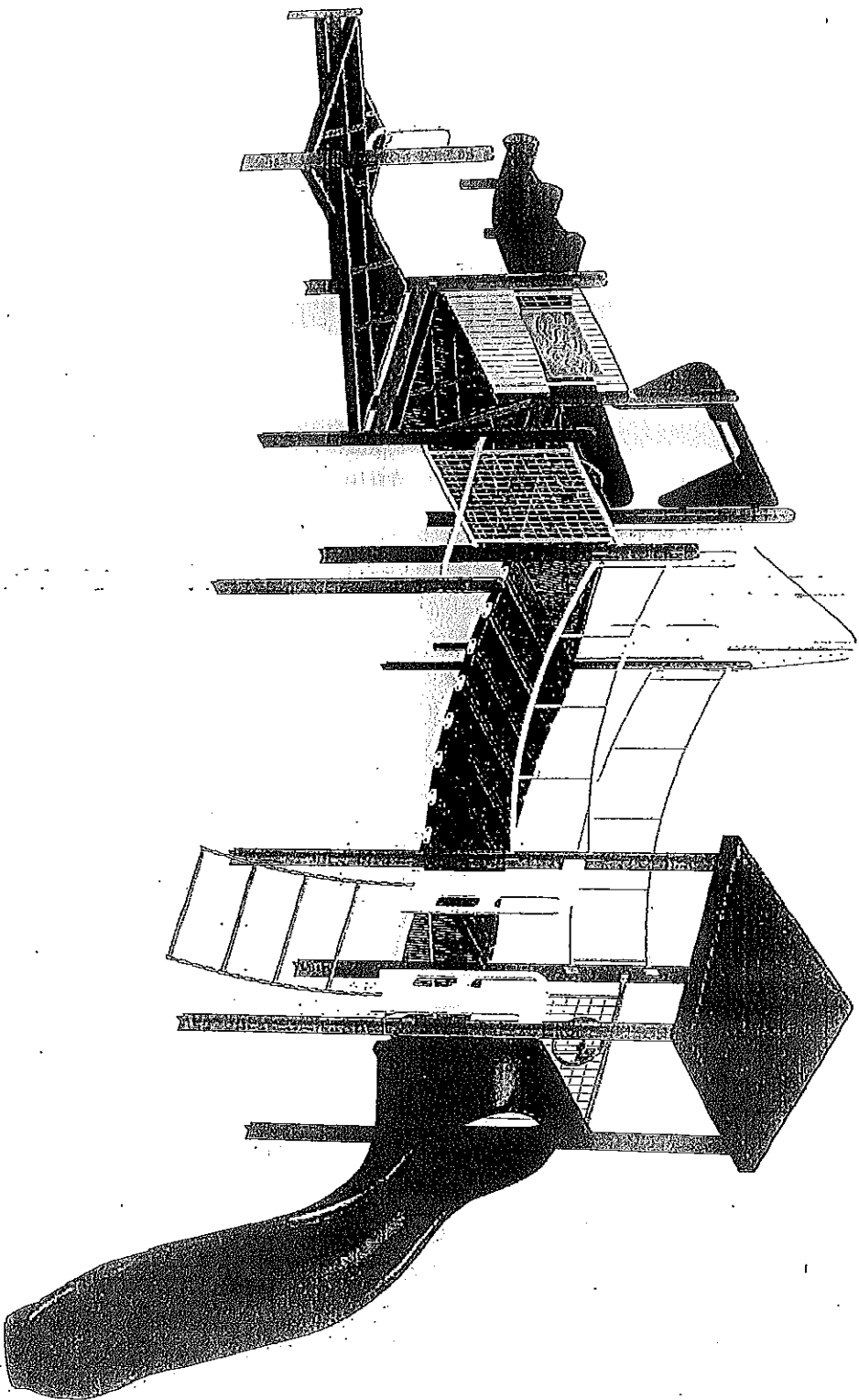
REMARKS:

Assumes there are no rock at footing locations and easy/clear access to site

To accept this quotation, sign here and return: _____

City of Willard #1029

September 5, 2014 1029



W
landscape
structures



Better playgrounds.
Better world.®

playlsi.com



Proudly presented by:

ATHCO



AGENDA ITEM #5

Ordinance accepting the revisions to Chapter 230. Solid Waste.
(1st Read).
Discussion/Vote.

First Reading: _____

Second Reading: _____

Bill No. _____

Ordinance No.: _____

AN ORDINANCE

AN ORDINANCE PERTAINING TO PUBLIC HEALTH, SAFETY AND WELFARE; REGULATING STORAGE, COLLECTION, TRANSPORTATION, PROCESSING AND DISPOSAL OF SOLID WASTE; PROVIDING FOR COLLECTION AND DISPOSAL OF SOLID WASTE; PROVIDING A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. DEFINITIONS:

For the purposes of this Ordinance the following terms shall be deemed to have the meaning indicated below:

APPROVED INCINERATOR – an incinerator which complies with all current regulations of the responsible local, State and Federal air pollution control agencies.

BULKY RUBBISH – non-putrescible solid wastes consisting of combustible and/or non-combustible waste materials from dwelling units, commercial, industrial, institutional or agricultural establishments which are either too large or too heavy to be safely and conveniently loaded in solid waste transportation vehicles by solid waste collectors, with the equipment available therefor.

CITY – The City of Willard, Missouri.

COLLECTION – removal and transportation of solid waste from the designated pickup location to the transportation vehicle.

DEMOLITION AND CONSTRUCTION WASTE – waste materials from the construction or destruction of residential, industrial or commercial structures.

DIRECTOR – the director of the Solid Waste Management Program of the City shall be designated by the City Administrator and shall report and be responsible to the City Administrator.

DISPOSABLE SOLID WASTE CONTAINER – receptacle used to store solid waste during the interval between solid waste collections.

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.

GARBAGE – putrescible animal or vegetable wastes resulting from the handling, preparation, cooking, serving or consumption of food.

HAZARDOUS WASTE – any waste or combination of wastes, as determined by the Missouri Hazardous Waste Management Commission by rules and regulations, which, because of its quantity, concentration or physical, chemical or infectious characteristics may cause or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating threat to the health of humans or other living organisms.

MULTIPLE HOUSING FACILITY – a housing facility containing more than one (1) dwelling unit under one (1) roof.

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 owner or as a tenant.

PERSON – any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, political subdivision or organization of any kind or their legal representative, agent or assigns.

PROCESSING -- incinerating, composting, baling, shredding, salvaging, compacting and other processes whereby solid waste characteristics are modified or solid waste quantity is reduced.

RESIDENTIAL SOLID WASTE -- garbage, refuse and other discarded materials including but not limited to, solid and semi-solid waste materials resulting from the maintenance and operation of dwelling units.

COMMERCIAL SOLID WASTE -- solid waste, garbage, refuse and other discarded material including, but not limited to, solid and semi-solid waste materials resulting from the maintenance or operation of any commercial, industrial, institutional or agricultural establishment.

SOLID WASTE CONTAINER -- receptacle used by any person to store solid waste during the interval between solid waste collections and whose size and capacity shall be set by the Director.

SOLID WASTE DISPOSAL -- the process of discarding or getting rid of unwanted material. In particular the final deposition of solid waste by man.

SOLID WASTE MANAGEMENT -- the entire solid waste system of storage, collection, transportation, processing and disposal.

STORAGE -- keeping, maintaining or storing solid waste from the time of its production until the time of its collection.

TRANSPORTATION -- the transporting of solid waste from the place of collection or processing to a solid waste processing facility or solid waste disposal area.

YARD WASTES -- grass clippings, leaves, tree trimmings.

SECTION 2. SOLID WASTE STORAGE:

SECTION 2.1 - The occupant of every dwelling unit shall use a solid waste container provided by the City's approved waste disposal contractors; and all institutional, commercial or business, industrial or agricultural establishments producing solid waste within the corporate limits of the City, shall provide sufficient and adequate containers for the storage of all solid waste.

SECTION 2.2 - The occupant of every dwelling unit and of every institutional, commercial, industrial, agricultural or business establishment shall place all solid waste to be collected in proper solid waste containers, except as otherwise provided herein, and shall maintain such solid waste containers and the area surrounding them in a clean, neat and sanitary condition at all times.

SECTION 2.3 - Residential solid waste shall be stored in containers provided by the City's approved solid waste disposal contractors. Containers shall be leak-proof, waterproof and fitted with a flytight lid and shall be properly covered at all times except when depositing waste therein or removing the contents thereof. The containers shall have handles, bails or other suitable lifting devices or features. The containers size and capacity shall be determined by the Director.

SECTION 2.4 - Commercial solid waste shall be stored in solid waste containers as approved by the Director. The containers shall be waterproof, leak-proof and shall be covered at all times except when depositing waste therein or removing the contents thereof.

SECTION 2.5 - Following the direction of the Board of Aldermen and/or either the State or Federal declaration of natural disaster(s) (tornado, ice storm, snow or the like) tree limbs can be placed at the curb for City removal.

SECTION 2.6 - Solid waste containers not in compliance with this article are prohibited.

SECTION 3. COLLECTION OF SOLID WASTE:

SECTION 3.1 - The City shall provide for the collection of solid waste as follows:

- (A) *Collection of residential solid waste.* The City shall provide for the collection of all residential solid waste in the City, provided, however, that the City may provide the collection service by contracting with a person,

county, or other City or a combination thereof, for the entire City or portions thereof, as deemed to be in the best interests of the City.

- (B) *Other collections.* The City may, at its discretion, provide commercial solid waste collection services upon specific application of the owners or persons in charge thereof. However, in the event that such application is not made or approved, it shall be the duty of such establishment to provide for collection of all solid waste produced upon any such premises.

SECTION 3.2 - All solid waste collected shall, upon being loaded into collection equipment, become the property of the collection agency.

SECTION 3.3 - Solid waste containers as required by this article for the storage of residential solid waste shall be placed at the curb for collection. Solid waste containers permitted by this article, shall not be placed at the curb or alley for collection until 7:00 p.m. the day before the regularly scheduled collection day.

SECTION 3.4 - All refuse containers shall be removed from the curbside by midnight on the day of service.

SECTION 3.5 - Trash haulers will not be permitted to begin their route before 7:00 a.m.

SECTION 3.6 - Bulky rubbish shall be collected by the City's approved contractors in accordance with the contractor's procedures.

SECTION 3.7 - Solid waste collectors, employed by the City or a solid waste collection agency operating under contract with the City, are hereby authorized to enter upon private property for the purpose of collecting solid waste therefrom as required by this article. Solid waste collectors shall not enter dwelling units or other residential buildings for the purpose of collecting residential solid waste.

SECTION 3.8 - The following collection frequencies shall apply to collections of solid waste within the City:

- (A) All residential solid waste, other than bulky rubbish, shall be collected at least once weekly, on the same day of the week as designated by the Director with exceptions due to collection day falling on a holiday.
- (B) All commercial solid waste shall be collected once weekly and may be collected at such lesser intervals as may be fixed by the Director upon a determination that such lesser intervals are necessary for the preservation of the health and/or safety of the public.
- (C) Providers of collection of residential solid waste shall issue to each resident it provides service to, a trash receptacle and recycling receptacle whose dimensions and capacity shall be established by the Director. Extra receptacles provided to customers will be billed by the providers and not the City.

SECTION 3.9 - Any provider of collection services must offer single-stream curbside recycling service at no charge for all City customers inside City limits, and this service must be provided, at a minimum, once every other week with collection occurring on a day designated by the Director.

SECTION 3.10 - Residential solid waste containers shall be stored upon the residential premises. Commercial solid waste containers shall be stored upon private property, unless the owner shall have been granted written permission from the City to use public property for such purposes. The storage site shall be well drained; fully accessible to collection equipment, public health personnel and fire inspection personnel.

SECTION 3.11 - All collection vehicles shall be maintained in a safe, clean and sanitary condition and shall be so constructed, maintained and operated as to prevent spillage of solid waste therefrom. All vehicles to be used for collection of solid waste shall be constructed with watertight 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 alternate, the entire bodies thereof shall be enclosed, with only loading hoppers exposed. No solid waste shall be transported in the loading hoppers.

SECTION 3.12 - Permits shall not be required for the removal, hauling or disposal of earth and rock material from grading or excavation activities, however, all such material shall be conveyed in tight vehicles, trucks or receptacles, so constructed and maintained that none of the material being transported shall spill upon the public rights-of-way.

SECTION 3.13 - The resident is responsible for ensuring that trash is not windblown or spread along any right-of-way. The spreading of refuse will be considered a nuisance violation and be treated accordingly. The resident will be responsible for preventing animals from spreading trash.

SECTION 4. DISPOSAL OF SOLID WASTE:

SECTION 4.1 -- Solid wastes shall be deposited at a processing facility or disposal area approved by the City and complying with all requirements of the Missouri Solid Waste Management Law and the State Department of Natural Resources.

SECTION 4.2 -- The Director may classify certain wastes as hazardous wastes which will require special handling and shall be disposed of only in a manner acceptable to the Director and which will meet all local, state and Federal regulations.

SECTION 5. LICENSES:

SECTION 5.1 -- No person shall engage in the business of collecting, transporting, processing or disposing of solid waste within the corporate limits of the City, without first obtaining an annual business license therefor from the City; provided, however, that this provision shall not be deemed to apply to employees of the holder of any such business license.

SECTION 5.2 -- No such license shall be issued until and unless the applicant therefor, in addition to all other requirements set forth, shall file and maintain with the City Clerk evidence of a satisfactory public liability insurance policy, covering all operations of such applicant pertaining to such business and all vehicles to be operated in the conduct thereof, in the amount of not less than Two Million Dollars (\$2,000,000.00).

SECTION 5.3 -- Each applicant for any such business license shall state in his application therefor: (a) the nature of the license desired, as to collect, transport, process or dispose of solid waste or any combination thereof; (b) the characteristics of solid waste to be collected, transported, processed or disposed of; (c) the number of solid waste transportation vehicles to be operated thereunder; (d) the precise location or locations of solid waste processing or disposal facilities to be used; (e) boundaries of the collection area; and (f) such other information as required by the Director.

SECTION 5.4 -- If the application shows that the applicant will collect, transport, process or dispose of solid wastes without hazard to the public health or damage to the environment and in conformity with the laws of the State of Missouri and this ordinance, the Director may issue the permit authorized by this ordinance. The Director shall have the authority to limit the number of annual licenses issued under this section in order to preserve the health, comfort, safety and welfare of the residents, to promote energy conservation and to provide for collection and disposal consistent with good solid waste management practices. The license shall be issued for a period of one (1) year, and each applicant shall pay therefor a fee as set forth by the City. If modification must be made to the application regarding service, equipment or mode of operation, so as to bring the application within the intent of this ordinance, the Director shall notify the applicant in writing setting forth the modification to be made and the time which it shall be done.

SECTION 5.5 -- The annual license may be renewed upon payment of the fee or fees as designated herein if the business has not been modified, the collection vehicles meet the requirements of Section Three (3) of this ordinance, and the renewal is approved by the City. If modifications have been made, the applicant shall reapply for a license as set forth in this Section. No license authorized by this ordinance shall be transferrable from person to person.

SECTION 5.6 -- In order to insure compliance with the laws of this State, this ordinance and the rules and regulations authorized herein, the Director or the Willard Police Department is authorized to inspect all phases of solid waste management within the City of Willard. In all instances where such inspections reveal violation of this ordinance, the rules and regulations authorized herein for the storage, collection, transportation, processing or disposal of solid waste or the laws of the State of Missouri, the Director or the Willard Police Department shall issue notice for each such violation stating therein the violation or violations found, the time and date and the corrective measures to be taken, together with the time in which such corrections shall be made.

SECTION 5.7 -- In all cases, when the corrective measures have not been taken within the time specified, the Director shall suspend or revoke the license or licenses involved in the violation; however, in those cases where an extension of time will permit correction and there is no public health hazard created by the delay, one (1) extension of time not to exceed fifteen (15) days may be given.

SECTION 5.8 -- In the event a license is revoked and the person continues to operate, the Director may request the action of a court of law to enjoin the acts and to enforce compliance with this ordinance or any rule or regulation promulgated thereunder. In any such action, the Court may grant to the City such prohibitory or mandatory injunctive relief as the facts may warrant.

SECTION 5.9 -- Any person who feels aggrieved by any notice of violation or order issued pursuant thereto of the Director may, within fifteen (15) days of the act for which redress is sought appeal directly to the Municipal Court of Willard, Missouri in writing, setting forth in a concise statement the act being appealed and the grounds for its reversal.

SECTION 5.10 -- Any person who feels aggrieved by any order issued pursuant thereto of the Willard Municipal Court, may, within fifteen (15) days of the act for which redress is sought appeal directly to the Missouri Circuit Court of Greene County, in writing, setting forth in a concise statement the act being appealed and the grounds for its reversal.

SECTION 5.11 - All motor vehicles operating under any license required by this ordinance shall display the number or numbers on each side in colors which contrast with that of the vehicle, such numbers to be clearly legible and not less than three inches (3") high.

SECTION 6. RULES AND REGULATIONS:

SECTION 6.1 - The City shall make, amend, revoke and enforce reasonable rules and regulations, governing the storage, collection, transportation, processing and disposal of solid waste.

SECTION 6.2 - The City is hereby authorized to make and promulgate reasonable and necessary rules and regulations pertaining to the billing and schedule of rates charged and collection of solid waste by license holders.

SECTION 6.3 - A copy of any and all rules and regulations made and promulgated under the provisions hereof shall be filed in the office of the City Clerk of the City.

SECTION 7. PROHIBITED PRACTICES:

It shall be unlawful for any person to: (1) deposit solid waste in any solid waste container other than his own, without written consent of the owner of such container and/or, with the intent of avoiding payment of the service charge hereinafter provided for solid waste collection and disposal; (2) fail to have solid waste collected as provided in this ordinance; (3) interfere in any manner with solid waste collection and transportation equipment or with solid waste collectors in the lawful performance of their duties as such, whether such equipment or collectors shall be those of the City or those of a solid waste collection agency operating under license by the City; (4) burn solid waste unless an approved incinerator is provided or unless a variance has been obtained from the appropriate air pollution control agency; (5) dispose of solid waste at any facility or location which is not approved by the City and/or the Missouri Department of Natural Resources; (6) engage in the business of collection, transporting, processing or disposing of solid waste within the corporate limits of the City without a license from the City, or operate under an expired license, or operate after a license has been suspended or revoked; (7) violate any section of this Ordinance or any other rule or regulation promulgated under this Ordinance.

SECTION 8. PENALTIES:

Any person violating any of the provisions of this ordinance, or any lawful rules or regulations promulgated pursuant thereto, upon conviction, shall be punished by a fine of not less than Five Dollars (\$5.00) nor more than Five Hundred Dollars (\$500.00); provided, that each day's violation thereof shall be a separate offense for the purpose hereof.

SECTION 9. REPEALS:

Ordinance number 860226A is hereby repealed, and all other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 10. SAVINGS CLAUSE:

Nothing in this ordinance shall be deemed to affect, modify, amend or repeal any provision of any Ordinance administered by the State Health Department or other department, board, commission or agency of the State of Missouri.

SECTION 11. SEVERABILITY CLAUSE:

The provisions of this Ordinance are severable and if any provisions or part thereof shall be held invalid or unconstitutional or inapplicable to any person or circumstance, such invalidity, unconstitutionality or inapplicability shall not affect or impair the remaining provisions of this Ordinance.

SECTION 12. EFFECTIVE DATE:

This Ordinance shall be deemed for the protection, health and safety of the City of Willard and shall become effective the date of passage by the Board of Aldermen and approval by the Mayor.

READ TWO (2) TIMES AND PASSED AT A MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF WILLARD, MISSOURI ON THE ___ DAY OF _____, 2014.

Approved as to form: _____
Ken Reynolds, City Attorney

Attested by:

Approved by:

Dale Duvall, City Clerk

Wendell Forshee, Mayor

MEMBERS OF THE BOARD OF ALDERMEN:	YES	NO	ABSTAINED
_____ DAVID ROGGENSEES	_____	_____	_____
_____ DAVID LARIMORE	_____	_____	_____
_____ BRADLEY MOWELL	_____	_____	_____
_____ MICHAEL BARR	_____	_____	_____
_____ MEREDITH REAVES	_____	_____	_____
_____ DON LEE	_____	_____	_____

