

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

Special Meeting

November 10, 2011

6:00 PM - Willard City Hall

224 W. Jackson Street

Mayor

Tom Keltner

Board Members

David Hemphill

Tim Magee-Mayor Pro-Tem

David Roggensees

Ed Simmons

Cyndi Trapp

Bryan Vincent

www.cityofwillard.org

**CITY OF WILLARD
BOARD OF ALDERMEN
SPECIAL MEETING
November 10, 2011
6:00 P.M.**

Notice posted on November 4, 2011.

Notice is hereby given that the City of Willard, Board of Aldermen will conduct a special meeting at 6:00 p.m., November 10, 2011, at Willard City Hall, 224 W. Jackson, Willard, Missouri.

The tentative agenda of this meeting includes:

**PUBLIC HEARING WITH RESPECT TO THE RE-DISTRICTING OF THE WILLARD ELECTION
WARD DISTRICTS**

PLEDGE OF ALLEGIANCE

Call the meeting to order

1. Roll Call
2. Agenda Amendments/Approval of Agenda
3. Ordinance to renew the loan between the City of Willard and Mid-Missouri Bank (1st Reading)
 - a. Citizens Input
 - b. Discussion/Vote
4. Old Business
5. Adjourn meeting

REPRESENTATIVES OF THE NEWS MEDIA MAY OBTAIN COPIES OF THIS NOTICE BY CONTACTING:

Dale Duvall
224 West Jackson
P O Box 187
Willard, MO 65781

IF YOU HAVE SPECIAL NEEDS, WHICH REQUIRE ACCOMMODATION, PLEASE NOTIFY CITY PERSONNEL AT CITY HALL. ACCOMMODATIONS WILL BE MADE FOR YOUR NEEDS.

Dale Duvall, City Clerk

CITY OF WILLARD, MISSOURI

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PUBLIC NOTICE

NOTICE IS HEREBY GIVEN To all interested citizens that the Willard Board of Aldermen will hold a Public Hearing on November 10, 2011, at 6:00 p.m. at Willard City Hall, 224 Jackson St. Willard, MO with respect to the re-districting of the Willard Election Ward Districts.

Information regarding the hearing and a map of the proposed changes may be obtained by contacting Willard City Hall at

417-742-3033.

**Dale Duvall
City Clerk**

First Reading: _____

Second Reading: _____

BILL NO. 11-25

ORDINANCE NO. 111205B

AN ORDINANCE

AN ORDINANCE APPROVING A MUNICIPAL CODE AMENDMENT TO TITLE I: GOVERNMENT CODE, CHAPTER 105: ELECTIONS, SECTION 105.010: DESIGNATION OF WARDS, OF THE MUNICIPAL CODE OF THE CITY OF WILLARD PERTAINING TO ELECTIONS.

WHEREAS, a public hearing was held on November 10, 2011 to discuss changes in ward boundaries for the City of Willard;

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

Section 1: The City does hereby amend Title 1: Government Code, Chapter 105: Elections, Section 105.010: Designation of Wards as follows:

- A. There shall be three (3) wards in the City of Willard, Greene County, Missouri, Ward I, Ward II, and Ward III.
- B. The qualified voters of each ward shall elect aldermen from each ward annually, in alternating years as prescribed, who shall hold office for a period of two (2) years.
- C. The line separating the wards, for purposes of electing said Aldermen, shall hereby be established as follows:

~~[Ward I. All that property lying within the corporate limits of the City of Willard, Greene County, Missouri, and lying north of the following described line: Beginning at the intersection of the west corporate limits of said City of Willard and the south right-of-way line of U.S. Highway 160; thence easterly and southerly along said south right-of-way line to the intersection with the centerline of New Melville Road (Farm Road 84); thence easterly along the centerline of New Melville Road (Farm road 84) to the intersection with the centerline of Farm Road 105 to the north corporate limits of the City of Willard, Greene County, Missouri.]~~

~~Ward II. All that property lying within the corporate limits of the City of Willard, Greene County, Missouri, and lying south and west of the following described line: Beginning at the intersection of the west corporate limits of said City of Willard and the south right-of-way line of U.S. Highway 160; thence easterly along said south right-of-way line to the intersection with the east line of the west one-half (1/2) of Section 25, Township 30 north, range 23 west; thence south along said east line of the west one-half (1/2) of Section 25 and continuing south along the east line of the west one-half (1/2) of Section 36, Township 30 north, range 23 west to the south corporate limits of the City of Willard, Greene County, Missouri.]~~

~~Ward III. All that property lying within the corporate limits of the City of Willard, Greene County, Missouri, and lying south and east of the following described line: Beginning at the intersection of the south corporate limits of said City of Willard and the east line of the west one-half (1/2) of Section 36, Township 30 north, range 23 west; thence north along said east line of the west one-half (1/2) of Section 36 and continuing north along the east line of the west one-half (1/2) of Section 25, Township 30 north, range 23 west to the centerline of New Melville Road (Farm Road 84); thence easterly along the centerline of New Melville Road (Farm Road 84) to the centerline of Farm Road 105; thence north along said centerline of Farm Road 105 to the north corporate limits of the City of Willard, Greene County, Missouri.]~~

WARD I:

All that property lying within the corporate limits of the City of Willard, Greene County Missouri, and lying north of the following described line; Beginning at the intersection of the west corporate limits of said City of Willard and the south right-of-way line of U.S. Highway 160; thence easterly and southerly along and with the south right-of-way line of U.S. Highway 160 to the intersection with the centerline of Miller Road; thence

First Reading: _____

Second Reading: _____

BILL NO.11-25

ORDINANCE NO.111205B

northerly along and with the centerline of Miller Road to a point of intersection with the centerline of Kime Street, also known as State Highway "O"; thence easterly along and with the centerline of Kime Street to the intersection of the east corporate limits of said City of Willard.

WARD II:

All that property lying within the corporate limits of the City of Willard, Greene County, Missouri, and lying south and west of the following described line; Beginning at the intersection of the centerline of State Highway "AB" and the southern right-of-way line of U.S. Highway 160; thence easterly along and with the south right-of-way line of U.S Highway 160 to the intersection with the west line of the NW1/4 of SE1/4 of Section 25, Township 30 North, Range 23 West; thence south along and with the west line of NW1/4 of SE1/4 of Section 25, Township 30 North, Range 23 West to the northeast corner of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West; thence west along and with the north line of SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West (this is New Melville Road) to the NW corner of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West; thence south along and with the west line of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West to the NW corner of the NE1/4 of the NW1/4 of Section 36, Township 30 North, Range 23 West; thence south along and with the west line of the NE1/4 of the NW1/4 of Section 36, Township 30 North, Range 23 West a distance of 175 feet; thence S88 01'56"W a distance of 175 feet to a point identified in the field as the intersection of Berry Lane and Jeb Street in the Southridge First Addition, within the City of Willard, Greene County, Missouri; thence south along and with the centerline of Berry Lane to the intersection with the centerline of Granite Street; thence westerly along and with the centerline of Granite Street to the intersection with the centerline of Hughes Road; thence southerly along and with the centerline of Hughes Road to the intersection with Farm Road 94.

Ward III:

All that property lying within the corporate limits of the City of Willard, Greene County, Missouri, and lying east and south of the following described line; Beginning at the intersection of the centerline of Hughes road and Farm Road 94; thence northerly along and with the centerline of Hughes Road to the intersection with the centerline of Granite Street; thence easterly along and with the centerline of Granite Street to the intersection with Berry Lane; thence northerly along and with the centerline of Berry Lane to the intersection of Berry Lane and Jeb street; thence N88 01'56"E a distance of 175 feet; thence north along and with the west line of the NE1/4 of the NW1/4 of Section 36, Township 30 North, Range 23 West a distance of 175 feet to the SW corner of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West; thence continuing northerly along and with the west line of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West to the NW corner of the SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West; thence east along and with the north line of SE1/4 of the SW1/4 of Section 25, Township 30 North, Range 23 West to the SW corner of the NW1/4 of the SE1/4 of Section 25, Township 30 North, Range 23 West; thence north along and with the west line of the NW1/4 of the SE1/4 of Section 25, Township 30 North, Range 23 West to the intersection with the south right-of-way line of U.S. Highway 160; thence westerly along and with the southern right-of-way of U.S. Highway 160 to the intersection with the centerline of Miller Road; thence northerly along and with the centerline of Miller Road to the intersection with Kime Street, also known as State Highway "O"; thence easterly along and with the centerline of Kime Street to the intersection of the east corporate limits of said City of Willard.

NOTE: Language that is **Bold and Underlined** has been added language that has been [bracketed and struck through] has been deleted.

Section 3: Savings Clause. Nothing in this ordinance shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred, nor any cause or causes of action occurred or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this ordinance. In the event of any conflict between this ordinance and any other law, regulation or ordinance, the more restrictive shall apply.

First Reading: _____

Second Reading: _____

BILL NO. 11-25

ORDINANCE NO. 111205B

Section 4: Severability Clause. If any Section, subdivision, sentence, clause, or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have adopted the ordinance and each Section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more Sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 5: This Ordinance shall be in full force and effect from and after the date of its passage by the Board of Aldermen and approval of the Mayor.

Approved as to form: _____
Ken Reynolds, City Attorney

READ TWO TIMES AND PASSED AT A MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF WILLARD, MISSOURI ON THE 5th DAY OF December, 2011.

MEMBERS OF THE BOARD OF ALDERMEN:

YES

NO

CINDY COSBY-TRAPP

TIM MAGEE

BRYAN VINCENT

ED SIMMONS

DAVID HEMPHILL

DAVID ROGGENSEES

APPROVED BY:

TOM KELTNER, MAYOR

ATTEST:

DALE DUVALL, CITY CLERK

First Reading: _____

Second Reading: _____

Council Bill No. 11-22

Ordinance No.: 111114C

AN ORDINANCE

AUTHORIZING the Mayor, or his designee, to execute a renewal of a loan between the City of Willard and Mid-Missouri Bank, Willard Location, for the purpose of completing capital improvements and street repairs.

WHEREAS, on September 22, 2009, RESOLUTION #090922 was approved by the Board of Aldermen that authorized the Mayor and/or Chief Financial Officer to execute the original documents in connection with securing a loan from Mid-Missouri Bank, Willard Location in the amount of Two-Hundred thousand Dollars (\$200,000.00); and

WHEREAS, on September 25, 2009, the original loan agreement, Loan # 540176001, was executed by the Mayor and Chief Financial Officer; and

WHEREAS, on September 13, 2010, the Board of Aldermen authorized the principal payment of Fifty-Thousand Dollars (\$50,000.00) on Loan # 540176001 and directed the Staff to proceed with refinancing the balance for a period of one (1) year; and

WHEREAS, on October 29, 2010, the Board of Aldermen authorized the Mayor and/or Chief Financial Officer (RESOLUTION 10-03) to execute the necessary documents to renew the loan for a period of ninety-days to provide time for the 2009 audit reports to be generated; and

WHEREAS, on December 25, 2010, the loan was renewed for a period of nine months, representing the one-year renewal authorized by the Board of Aldermen at their meeting on September 13, 2010; and

WHEREAS, the city of Willard and Mid-Missouri Bank, Willard Location, have mutually agreed to renegotiate Loan # 540176001 for the period of time between September 25, 2011 and September 25, 2012.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WILLARD, MISSOURI, as follows:

Section 1 – The Board of Aldermen of the City of Willard hereby authorize the Mayor and/or Chief Financial Officer to execute the loan agreement between the City of Willard and Mid-Missouri Bank, Willard Location, dated September 25, 2011.

Section 2 – Said loan agreement will stipulate an outstanding balance of \$149,935.14 as of September 25, 2011 with terms that will require interest only payments to be payable monthly with a \$15,000.00 principal payment by November 25, 2011 and a \$34,000.00 principal payment by July 25, 2012. Interest will accrue at 5.25% for the year until it matures on September 25, 2012.

Section 3 – Said loan agreement will need to be re-authorized on or before September 25, 2012 to complete the re-payment of the loan.

Section 4 -Savings Clause. Nothing in this ordinance shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred, nor any cause or causes of action occurred or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this ordinance. In the event of any conflict between this ordinance and any other law, regulation or ordinance, the more restrictive shall apply.

Section 4:-Severability Clause. If any Section, subdivision, sentence, clause, or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have adopted the ordinance and each Section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more Sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 5: This Ordinance shall be in full force and effect from and after the date of its passage by the Board of Aldermen and approval of the Mayor.

Passed at meeting: _____

Mayor, Tom Keltner

Attest: _____, City Clerk

Approved as to form: _____, City Attorney

READ TWO TIMES AND PASSED AT A MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF WILLARD,
MISSOURI ON THE 14th DAY OF November, 2011.

MEMBERS OF THE BOARD OF ALDERMEN:

YES

NO

CYNDI COSBY-TRAPP

TIM MAGEE

BRYAN VINCENT

ED SIMMONS

DAVID HEMPHILL

DAVID ROGGENSEES