

AGENDA
CITY COUNCIL MEETING
Monday, December 12, 2011
7:30 P.M.

1. Call to Order

2. Minutes of November 28, 2011 meeting

Old Business

Bill No. 11-1199 – Ward Redistricting

New Business

3. Visitors (All visitors wishing to address the Council must complete an information card and submit it to the City Clerk before the meeting begins)
Phyllis Rowe – Show-Me Recovery Program

4. Bill No. 11-1200 – Suspend 2012 Additional General Revenue Tax Levy

5. Bill No. 11-1201 – Storm Water Control/Parks Sales Tax

6. Bill No. 11-1202 – Transportation Sales Tax

7. Proclamation: Remember Our Fallen of New Madrid, 12/27/11-1/12/12

8. Building Permit: New Home at 1333 Pinnell Lane submitted by Nathaniel Kolwyck

9. City Administrator's Report

CLOSED SESSION, if requested, relative to:

- A. Legal actions, causes of action, or litigation (RSMo 610.021.1)
- B. Leasing, purchase or sale of real estate where public knowledge of the transaction might adversely affect the legal consideration there for (RSMo 610.021.2)
- C. Hiring, firing, disciplining or promoting or particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3)
- D. Preparation, including any discussions or work product, on behalf of the Council or its representatives for negotiations with employee groups (RSMo 610.021.9)
- E. Sealed proposals and related documents or any documents related to a negotiated contract (RSMo 610.021.12)

10. Additional items, if requested.

AN ORDINANCE AMENDING CHAPTER 16 OF THE CITY CODE OF THE CITY OF NEW MADRID, MISSOURI BY REPEALING SECTION 16-19, "BOUNDARY LINES", AND ESTABLISHING A NEW SECTION 16-19, "BOUNDARY LINES."

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

Section I: That City Code Section 16-19 of the City of New Madrid, Missouri, shall be and the same is hereby amended by substituting the present Section 16-19 and replacing it with a new Section 16-19, Boundary Lines:

The boundary lines of the three wards of the City are as follows:

(1) *Ward One*: The boundary lines for Ward One shall be a line beginning at the west line of the City Limits intersection with the Burlington Northern/Santa Fe Railroad; thence east along the railroad to its intersection with Bloomfield Road; thence east along Bloomfield Road to U.S. Highway 61; thence south along U.S. Highway 61 to its intersection with Scott Street; thence east along Scott Street to its intersection with Kingshighway; thence north along Kingshighway to its intersection with the alleyway between Scott Street and Riley Street (abandoned); thence east along said alleyway to its intersection with Church Street (extended to Mitchell Avenue); thence north along Church Street (extended to Mitchell Avenue) to its intersection with Riley Street; thence east along Riley Street to its intersection with Powell Avenue; thence north along Powell Avenue to its intersection with Riley Street; thence east along Riley Street to the east City Limits line; thence following the east City Limits line to the south City Limits line; thence following the south City Limits line west to the west City Limits line; thence north to the point of beginning, being the intersection of the west City Limits line and the Burlington Northern/Santa Fe Railroad.

(2) *Ward Two*. The boundaries for Ward Two shall consist of that area described as beginning at the west City Limits line and the Burlington Northern/Santa Fe Railroad; thence continue east along said railroad track to its intersection with Bloomfield Road, thence east along Bloomfield Road to its intersection with U.S. Highway 61; thence south along U.S. Highway 61 to its intersection with Scott Street; thence east along Scott Street to its intersection with Kingshighway; thence north along Kingshighway to its intersection with the alleyway between Scott Street and Riley Street (abandoned); thence east along said alleyway to its intersection with Church Street (extended to Mitchell Avenue); thence north along Church Street (extended to Mitchell Avenue) to its intersection with Riley Street; thence east along Riley Street to its intersection with Powell Avenue; thence north along Powell Avenue to its intersection with Riley Street; thence east along Riley Street to the east City Limits line; thence north along the east City Limits line to a point intersecting the centerline of Pinnell Lane; thence west along Pinnell Lane to the west line of the Golden Age property; thence north along the west line of the Golden Age property to the south line of Lot 2 of USPS 686; thence west along said south line

of USPS 686 and extended along the north line of Lot 1 of Section 33-23-14 (North line of St. Rose Addition) to U.S. Highway 61; thence north along U.S. Highway 61 to the intersection of U.S. Highway 61 and State Route U; thence west along the north city limits line (Centerline of State Route U) to the west City Limits line, then south along the west City Limits line to the point of beginning.

(3) *Ward Three.* The boundaries for Ward Three shall begin at the intersection of the north line of Lot 1 of Section 33-23-14 (North line of St. Rose Addition) and U.S. Highway 61, thence north along U.S. Highway 61 to the intersection of U.S. Highway 61 and State Route U; thence east along State Route U to the west City Limit line; thence north along the west City Limit line to the north City Limit line; thence east along the north City Limit line to the east City Limit line; thence south along the east city limit line to its intersection with the center line of Pinnell Lane; thence west along Pinnell Lane to the west line of the Golden Age property; thence north along the west line of the Golden Age property to the south line of Lot 2 of USPS 686; thence west along said south line of USPS 686 and extended along the north line of Lot 1 of Section 33-23-14 (North line of St. Rose Addition) to U.S. Highway 61, being the point of beginning.

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

READ TWO (2) TIMES AND DULY PASSED AND APPROVED THIS _____ DAY OF DECEMBER, 2011.

APPROVED:

DONNIE BROWN, MAYOR

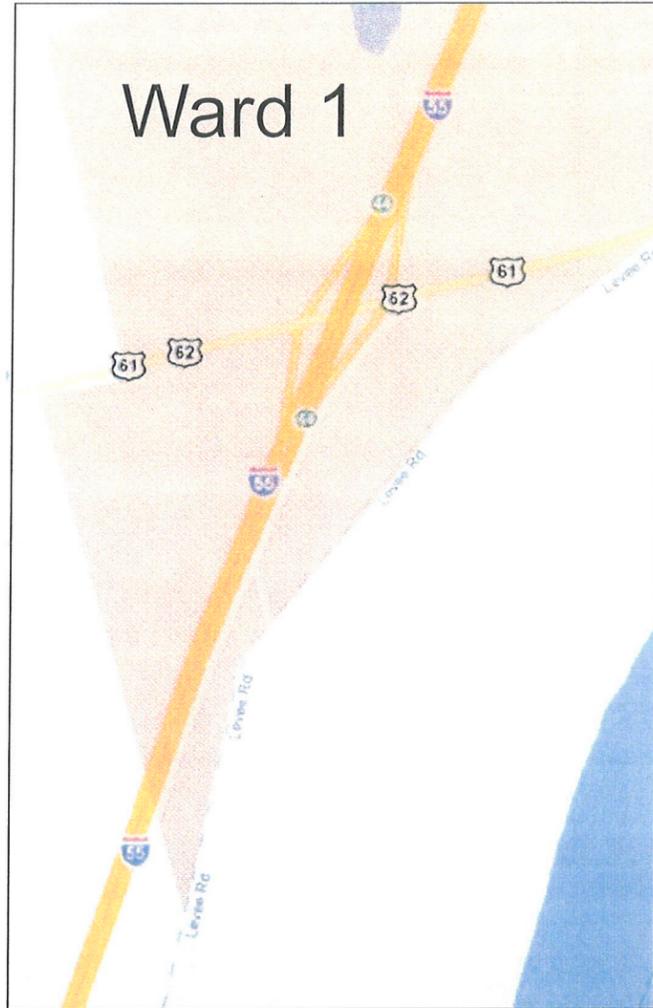
ATTEST:

MARIAN B. BOCK, CITY CLERK

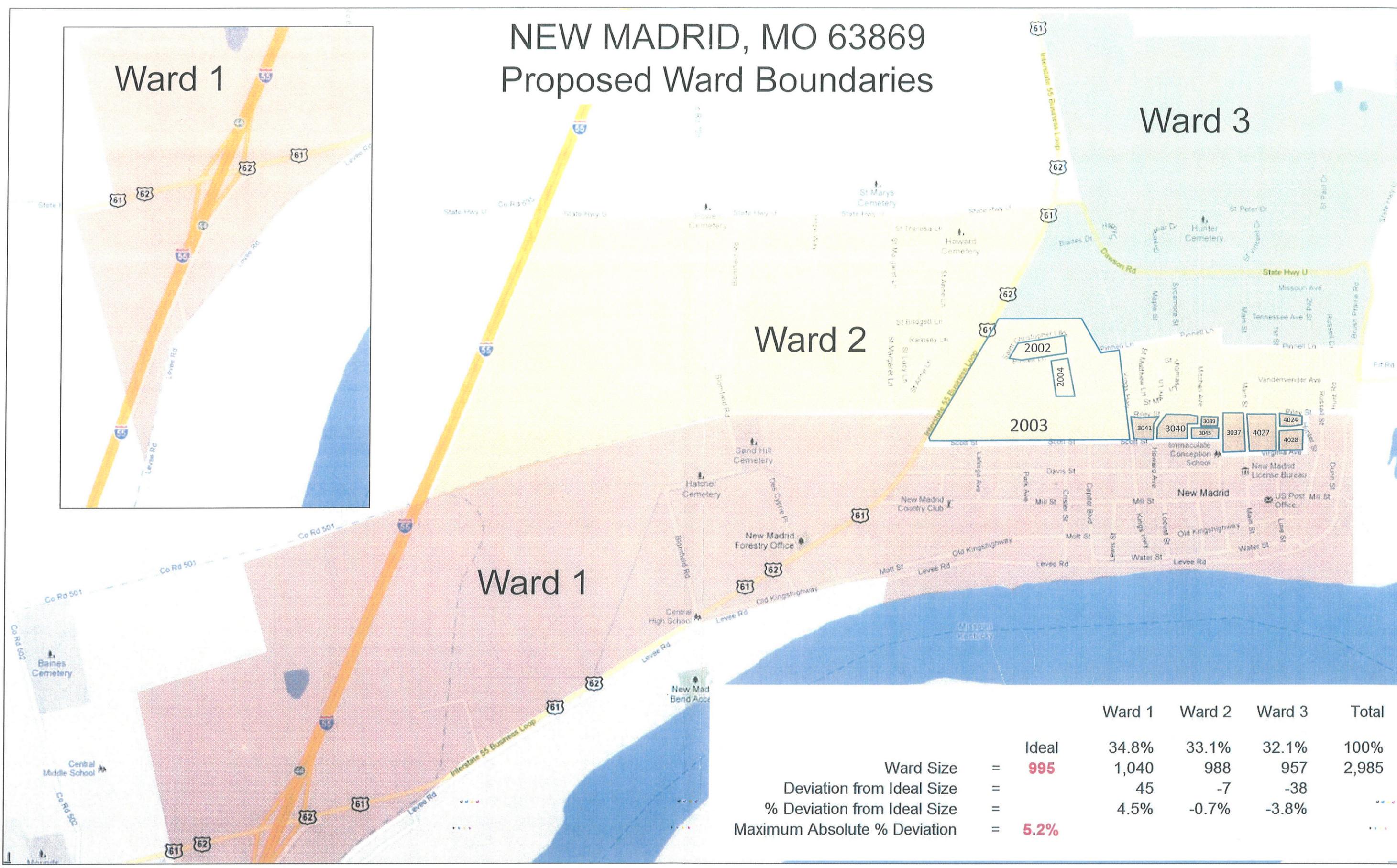
APPROVED AS TO FORM:

LYNN N. BOCK, CITY ATTORNEY

NEW MADRID, MO 63869 Proposed Ward Boundaries



Ward 1



Ward 3

Ward 2

Ward 1

	Ward 1	Ward 2	Ward 3	Total
Ward Size	1,040	988	957	2,985
Ideal	995	995	995	995
Deviation from Ideal Size	45	-7	-38	0
% Deviation from Ideal Size	4.5%	-0.7%	-3.8%	0%
Maximum Absolute % Deviation	5.2%	0.7%	3.8%	5.2%

BILL NO. 11-1200

ORDINANCE NO. _____

AN ORDINANCE SUSPENDING THE LEVY AND COLLECTION OF THE "ADDITIONAL GENERAL REVENUE" PROPERTY TAX WITHIN THE CITY OF NEW MADRID FOR THE TAX YEAR 2012.

WHEREAS, the voters of the City of New Madrid passed and approved the two Sales Tax proposals placed on the November 8, 2011 ballot; and

WHEREAS, the Board of Aldermen of the City of New Madrid, Missouri represented to the citizens that the Additional General Revenue Property Tax would be suspended if the Sales Tax vote was in the affirmative; and

WHEREAS, it is the stated intention of the Board of Aldermen to suspend levy and collection of said Additional General Revenue Property Tax each year it was to be imposed until its expiration date;

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

Section 1. That the levy and collection of the "Additional General Revenue" property tax which was to be imposed at the rate of \$.2182 per \$100.00 of valuation by the City of New Madrid, Missouri is hereby suspended for the tax year 2012.

Section 2. That the City Clerk shall transmit a certified copy of this ordinance to the New Madrid County Collector prior to January 1, 2012.

READ TWO TIMES AND DULY PASSED AND APPROVED THIS ____ DAY OF DECEMBER, 2011.

DONNIE BROWN, MAYOR

ATTEST:

MARIAN B. BOCK, CITY CLERK

APPROVED AS TO FORM:

LYNN N. BOCK, CITY ATTORNEY

AN ORDINANCE IMPOSING A LOCAL PARKS AND STORM WATER CONTROL SALES TAX AT THE RATE OF 1/2 OF ONE PERCENT OF THE RECEIPTS FROM THE SALE AT RETAIL OF ALL TANGIBLE PERSONAL PROPERTY OR TAXABLE SERVICES AT RETAIL, INCLUDING DOMESTIC UTILITIES, WITHIN THE CITY OF NEW MADRID, MISSOURI, TO BE EFFECTIVE JANUARY 1, 2012, WHICH SHALL REMAIN IN EFFECT AT SAID RATE UNTIL REPEALED, ALL AS PROVIDED BY THE STORM WATER CONTROL AND LOCAL PARKS SALES TAX ACT OF THE STATE OF MISSOURI, SECTION 644.032 RSMo.

WHEREAS, the Board of Aldermen of the City of New Madrid, Missouri, has determined it would be in the best interest of the City of New Madrid, Missouri, to impose a Local Parks and Storm Water Control Sales Tax to provide funding for local park and storm water control purposes; and

WHEREAS, the Storm Water Control and Local Parks Sales Tax Act of the State of Missouri as set forth in Section 644.032 RSMo provides authority for imposing such a tax; and

WHEREAS, a proposal to impose a Storm Water Control and Local Parks sales tax was placed on the ballot during the regular municipal election held on November 8, 2011; and

WHEREAS, the proposal passed by a majority vote of qualified voters and the election results were reported by the election authority to the Board of Aldermen who certified them at their meeting held on November 28, 2011;

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

SECTION 1. That a Local Parks Storm Water Control Sales Tax, at the rate of one-half (½) of one percent(1%) of the receipts from the sale of retail of all tangible personal property or taxable services at retail, including domestic utilities within the City of New Madrid, Missouri, which are subject to sales tax under the provisions of Sections 144.010 to 144.525 RSMo, is hereby imposed on all sellers within the City of New Madrid, Missouri, to be effective January 1, 2012, which shall remain in effect at said rates until repealed. The tax is for the privilege of engaging in such business and is imposed at the above stated rates and in the manner and to the extent provided in Sections 144.010 to 144.525 RSMo, and the rules and regulations of the Director of Revenue issued pursuant thereto.

SECTION 2. That such Local Parks and Storm Water Control Sales Tax is hereby imposed, levied, and shall be collected pursuant to this ordinance, all subject to and in the manner provided by the Storm Water Control and Local Parks Sales Tax Act of the State of Missouri Storm Water and Parks Sales Tax.

SECTION 3. That all revenue received by the City from the Local Parks and Storm Water Control Sales Tax shall be deposited in a special trust fund and shall be used to provide funding only for local parks and storm water control within the City.

SECTION 4. That the City Clerk shall forward to the Director of Revenue of the State of Missouri, by United States Certified Mail, a certified copy of this ordinance, together with a certified copy of the election results and a copy of the ballot before December 22, 2011.

SECTION 5. That this ordinance shall be in full force and effect from and after its passage and adoption.

READ TWO TIMES AND DULY PASSED AND APPROVED THIS ____ DAY OF DECEMBER, 2011.

DONNIE BROWN, MAYOR

ATTEST:

MARIAN B. BOCK, CITY CLERK

APPROVED AS TO FORM:

LYNN N. BOCK, CITY ATTORNEY

AN ORDINANCE IMPOSING A TRANSPORTATION SALES TAX AT THE RATE OF 1/2 OF ONE PERCENT OF THE RECEIPTS FROM THE SALE AT RETAIL OF ALL TANGIBLE PERSONAL PROPERTY OR TAXABLE SERVICES AT RETAIL, INCLUDING DOMESTIC UTILITIES, WITHIN THE CITY OF NEW MADRID, MISSOURI, TO BE EFFECTIVE JANUARY 1, 2012, WHICH SHALL REMAIN IN EFFECT AT SAID RATE UNTIL REPEALED, ALL AS PROVIDED BY THE TRANSPORTATION SALES TAX ACT OF THE STATE OF MISSOURI, SECTION 94.700 RSMo, *ET SEQ.*

WHEREAS, the Board of Aldermen of the City of New Madrid, Missouri, has determined it would be in the best interest of the City of New Madrid, Missouri, to impose a Transportation Sales Tax to provide funding for transportation purposes; and

WHEREAS, the Transportation Sales Tax Act of the State of Missouri as set forth in Section 94.700 RSMo, *et seq.* provides authority for imposing such a tax; and

WHEREAS, a proposal to impose a Transportation Sales Tax was placed on the ballot during the regular municipal election held on November 8, 2011; and

WHEREAS, the proposal passed by a majority vote of qualified voters and the election results were reported by the election authority to the Board of Aldermen who certified them at their meeting held on November 28, 2011;

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

SECTION 1. That a Transportation Sales Tax, at the rate of one-half (½) of one percent(1%) of the receipts from the sale of retail of all tangible personal property or taxable services at retail, including domestic utilities, within the City of New Madrid, Missouri, which are subject to sales tax under the provisions of Sections 144.010 to 144.525 RSMo, is hereby imposed on all sellers within the City of New Madrid, Missouri, to be effective January 1, 2012, which shall remain in effect at said rates until repealed. The tax is for the privilege of engaging in such business and is imposed at the above stated rates and in the manner and to the extent provided in Sections 144.010 to 144.525 RSMo, and the rules and regulations of the Director of Revenue issued pursuant thereto.

SECTION 2. That such Transportation Sales Tax is hereby imposed, levied, and shall be collected pursuant to this ordinance, all subject to and in the manner provided by the Transportation Sales Tax Act of the State of Missouri.

SECTION 3. That all revenue received by the City from the Transportation Sales Tax shall be deposited in a special trust fund and shall be used to provide funding only for transportation purposes within the City.

