

ORDINANCE NUMBER 75

AN ORDINANCE CALLING FOR AND PROVIDING FOR THE HOLDING OF AN ELECTION WITHIN AND FOR THE CITY OF ARCADIA, IRON COUNTY, MISSOURI, TO BE HELD ON TUESDAY, THE SEVENTH DAY OF JUNE, 1988, FOR THE PURPOSE OF SUBMITTING TO AND TESTING THE SENSE OF THE QUALIFIED VOTERS OF THE CITY OF ARCADIA, MISSOURI, ON THE QUESTION OF CHARGING A SEWER SERVICE FEE IN AN AMOUNT NOT TO EXCEED 50% OF AN INDIVIDUAL'S MONTHLY WATER BILL FOR SEWER MAINTENANCE AND IMPROVEMENTS IN COMPLIANCE WITH STATE LAW, DESIGNATING THE TIME AND PLACE FOR THE HOLDING OF SAID ELECTION, AND PRESCRIBING THE FORM OF BALLOT TO BE USED THEREAT.

WHEREAS, The Board of Aldermen of the City of Arcadia, Iron County, Missouri deems it necessary and advisable to provide funds to meet the cost of maintenance, and improvements, and

WHEREAS, The said Board of Aldermen finds that there are not sufficient funds available in the City Treasury to provide for maintenance and improvements of the sewer system of Arcadia, Missouri;

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ARCADIA, MISSOURI, as follows:

SECTION 1. That at a Special Election to be held in the City of Arcadia, Missouri, on Tuesday, the seventh day of June, 1988, for the purpose of submitting to and testing the

sense of the qualified voters of said city upon the following proposition:

Proposition Number One. Shall the City of Arcadia, Missouri, be authorized to charge a sewer service fee in an amount not to exceed 50% of an individual's bi-monthly or monthly water bill for the purpose of maintaining and improving the sewer system of the City of Arcadia.

SECTION 2. That the polling places for said election shall be and are hereby designated as follows:

Arcadia City Hall.

Said election shall be conducted in the form and in the manner provided by law.

SECTION 3. That the Mayor and Board of Aldermen be and they are hereby authorized and directed to cause to be published in The Mountain Echo a weekly newspaper published in the City of Arcadia, Missouri, notice of said election, which notice shall be in substantially the following form, to-wit:

NOTICE OF ELECTION

Pursuant to an ordinance adopted by the Board of Aldermen of the City of Arcadia, Missouri, and approved by the Mayor of said City on the Twenty-sixth (26th) day of April, 1988, for the purposes of testing the sense of the qualified voters of the said City on the following proposition:

Shall the City of Arcadia, Missouri, be authorized to charge a sewer service fee in an amount not to exceed 50% of an individual's bi-monthly or monthly water bill for the purpose of maintaining and improving the sewer system of the City of Arcadia.

BALLOT

CITY OF ARCADIA, MISSOURI

TUESDAY THE SEVENTH DAY OF JUNE, 1988

PROPOSITION NUMBER ONE

Shall the City of Arcadia, Missouri, be authorized to charge a sewer service fee in an amount not to exceed 50% of an individual's bi-monthly or monthly water bill for the purpose of maintaining and improving the sewer system of the City of Arcadia.

() Yes


() No

(Place an "X" in the square opposite the one for which you wish to vote.)

The polling places for said election shall be as follows:
Arcadia City Hall.

The polls at said election shall be open on the above mentioned date, at each of the aforesaid polling places,

from the hour of 6:00 a.m. until the hour of 7:00 p.m. Done by order of the Board of Aldermen of the City of Arcadia, Missouri, this the twenty-sixth day of April, 1988.


Joyce Callisto, City Clerk

The said notice shall be published in said newspaper once each week for three consecutive weeks on the same day of each week. The first publication of said notice shall be made at least twenty-one days before and the last publication shall be within two weeks of the date of said election.

SECTION 4. That the City Clerk be and she is hereby authorized and directed to provide the Iron County Clerk of said election with a sample ballot in substantially the following form:

BALLOT

CITY OF ARCADIA, MISSOURI

TUESDAY THE SEVENTH DAY OF JUNE, 1988

PROPOSITION NUMBER ONE

Shall the City of Arcadia, Missouri, be authorized to charge a sewer service fee in an amount not to exceed 50% of an individual's bi-monthly or monthly water bill for the

purpose of maintaining and improving the sewer system of the City of Arcadia.

() Yes

() No

(Place an "X" in the square opposite the one for which you wish to vote.)

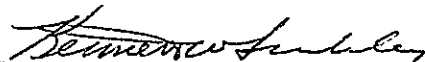
The former of which shall be taken as assenting to such sewer service fee, and the latter as dissenting therefrom.

SECTION 5. That the said election shall be held and conducted and the result thereof canvassed in all respects in accordance with the laws of the State of Missouri governing Cities of the Fourth Class.

SECTION 6. SEVERANCE CLAUSE. That if any section, sentence, phrase or clause of this ordinance shall be held to be invalid for any reason by a court of competent jurisdiction, the invalidity of such section, sentence, phrase or clause shall not impair the validity of the remaining sections, sentences, phrases or clauses of this ordinance; the Board of Aldermen hereby declares that it would have passed the remaining portions of this Ordinance had it known that such section, sentence, phrase or clause would be held invalid.

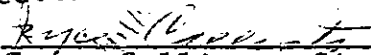
SECTION 7. REPEALING CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith, shall be, and the same are hereby repealed; and this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

WHEREUPON, this ordinance was read three times and approved by vote of the Board of Aldermen of the City of Arcadia, Missouri on this twenty-sixth day of April, 1988.



Kenneth W. Lumbley
Mayor of the City of Arcadia

ATTEST:



Joyce Callisto, City Clerk