CITY OF DARDENNE PRAIRIE
2032 HANLEY ROAD
DARDENNE PRAIRIE, MO 63368

BOARD OF ALDERMEN
SPECIAL MEETING AGENDA
JANUARY 11, 2017
5:30 p.m.

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL
- Mayor Zucker
- Alderman Klingerman
- Alderman Nay
- Alderman Gotway
- Alderman Koch
- Alderman Wandling
- Alderman Santos

PUBLIC HEARINGS

1. Proposed Annexation - GILMER PROPERTY, PARCEL 1
2. Proposed Annexation - GILMER PROPERTY, PARCEL 2
3. Proposed Annexation – POIGNEE PROPERTY
4. Proposed Annexation – ZAHNER PROPERTY
5. Proposed Annexation - DIERBERG PROPERTY

OLD BUSINESS

1. **Bill # 16-40A** (Read one time 12-18-16)(Amended)
   AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (GILMER PROPERTY, PARCEL 2).

2. **Bill # 16-41A** (Read one time 12-18-16)(Amended)
   AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (GILMER PROPERTY, PARCEL 1).

3. **Bill # 16-42** (Read one time 12-18-16)
   AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (POIGNEE PROPERTY).

4. **Bill # 16-43** (Read one time 12-18-16)
   AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (ZAHNER PROPERTY).

5. **Bill # 16-44** (Read one time 12-18-16)
   AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (DIERBERG PROPERTY).

CLOSED SESSION

Roll call vote to hold closed session pursuant to RSMo 610.021 section _____

Litigation and Privileged Communications (1)
Real Estate (2)
Personnel (3)
Labor (9)
Bid Specs (11)
Audit (17)

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the City of Dardenne Prairie will hold an official public hearing at 5:30 p.m. on January 11, 2017, at Dardenne Prairie City Hall concerning proposed annexations into the City of Dardenne Prairie, for the real estate as described below, which is presently located in St. Charles County, Missouri.

Dardenne Prairie City Hall is located at 2032 Hanley Road, Dardenne Prairie, Missouri.

All interested citizens will have the opportunity to give written and oral comment. Persons with disabilities needing assistance should contact the government before the meeting by calling or writing to the City Clerk at the above address or (636) 561-1718.

At this public hearing a Plan of Intent will be presented by the City. Any interested person, corporation, or political subdivision may present evidence regarding the proposed annexation. Furthermore, any objections to the proposed annexation should be filed in writing with the Board of Aldermen of the City of Dardenne Prairie.

Area	**Description**	**Acreage**
Gilmer, Parcel 1	Corner of S. Outer 364 and Bryan Road	15.97 acres

A detailed legal description of this property is available for review at Dardenne Prairie City Hall at 2032 Hanley Road, Dardenne Prairie, Missouri.

Done by order of the Board of Aldermen.

Kim Clark, City Clerk

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the City of Dardenne Prairie will hold an official public hearing at 5:30 p.m. on January 11, 2017, at Dardenne Prairie City Hall concerning proposed annexations into the City of Dardenne Prairie, for the real estate as described below, which is presently located in St. Charles County, Missouri.

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At this public hearing a Plan of Intent will be presented by the City. Any interested person, corporation, or political subdivision may present evidence regarding the proposed annexation. Furthermore, any objections to the proposed annexation should be filed in writing with the Board of Aldermen of the City of Dardenne Prairie.

Area	**Description**	**Acreage**
Gilmer, Parcel 2	Corner of S. Outer 364 and Bryan Road	17.35 acres

A detailed legal description of this property is available for review at Dardenne Prairie City Hall at 2032 Hanley Road, Dardenne Prairie, Missouri.

Done by order of the Board of Aldermen.

Kim Clark, City Clerk

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the City of Dardenne Prairie will hold an official public hearing at 5:30 p.m. on January 11, 2017, at Dardenne Prairie City Hall concerning proposed annexations into the City of Dardenne Prairie, for the real estate as described below, which is presently located in St. Charles County, Missouri.

Dardenne Prairie City Hall is located at 2032 Hanley Road, Dardenne Prairie, Missouri.

All interested citizens will have the opportunity to give written and oral comment. Persons with disabilities needing assistance should contact the government before the meeting by calling or writing to the City Clerk at the above address or (636) 561-1718.

At this public hearing a Plan of Intent will be presented by the City. Any interested person, corporation, or political subdivision may present evidence regarding the proposed annexation. Furthermore, any objections to the proposed annexation should be filed in writing with the Board of Aldermen of the City of Dardenne Prairie.

Area	**Description**	**Acreage**
Poignee, Parcel 12	Corner of Technology Drive and Hawk Ridge Trail	.34 acres

A detailed legal description of this property is available for review at Dardenne Prairie City Hall at 2032 Hanley Road, Dardenne Prairie, Missouri.

Done by order of the Board of Aldermen.

Kim Clark, City Clerk

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the City of Dardenne Prairie will hold an official public hearing at 5:30 p.m. on January 11, 2017, at Dardenne Prairie City Hall concerning proposed annexations into the City of Dardenne Prairie, for the real estate as described below, which is presently located in St. Charles County, Missouri.

Dardenne Prairie City Hall is located at 2032 Hanley Road, Dardenne Prairie, Missouri.

All interested citizens will have the opportunity to give written and oral comment. Persons with disabilities needing assistance should contact the government before the meeting by calling or writing to the City Clerk at the above address or (636) 561-1718.

At this public hearing a Plan of Intent will be presented by the City. Any interested person, corporation, or political subdivision may present evidence regarding the proposed annexation. Furthermore, any objections to the proposed annexation should be filed in writing with the Board of Aldermen of the City of Dardenne Prairie.

Area	Description	Acreage
Zahner, Parcel 13	Corner of Technology Drive and Hawk Ridge Trail	.34 acres

A detailed legal description of this property is available for review at Dardenne Prairie City Hall at 2032 Hanley Road, Dardenne Prairie, Missouri.

Done by order of the Board of Aldermen.

Kim Clark, City Clerk

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the City of Dardenne Prairie will hold an official public hearing at 5:30 p.m. on January 11, 2017, at Dardenne Prairie City Hall concerning proposed annexations into the City of Dardenne Prairie, for the real estate as described below, which is presently located in St. Charles County, Missouri.

Dardenne Prairie City Hall is located at 2032 Hanley Road, Dardenne Prairie, Missouri.

All interested citizens will have the opportunity to give written and oral comment. Persons with disabilities needing assistance should contact the government before the meeting by calling or writing to the City Clerk at the above address or (636) 561-1718.

At this public hearing a Plan of Intent will be presented by the City. Any interested person, corporation, or political subdivision may present evidence regarding the proposed annexation. Furthermore, any objections to the proposed annexation should be filed in writing with the Board of Aldermen of the City of Dardenne Prairie.

Area	**Description**	**Acreage**
Dierberg, Parcel 14	Corner of Technology Drive and Hawk Ridge Trail	.34 acres

A detailed legal description of this property is available for review at Dardenne Prairie City Hall at 2032 Hanley Road, Dardenne Prairie, Missouri.

Done by order of the Board of Aldermen.

Kim Clark, City Clerk

BILL NO. 16-40A

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (GILMER PROPERTY, PARCEL 2).

WHEREAS, on the 16th of November, 2016, the City of Dardenne Prairie, Missouri declared, by Resolution No. 273 of the Board of Aldermen, its intent to annex certain unincorporated territory into the City of Dardenne Prairie; and

WHEREAS, on the 4th day of January, 2017, the Board of Aldermen amended Resolution No. 273 declaring its intent to annex the real property described herein;

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

SECTION 1. That the corporate limits of the City of Dardenne Prairie, in the County of St. Charles, State of Missouri be extended so as to embrace and include all that part of said County of St. Charles lying within the following boundary lines, to-wit:

> A tract of land being part of Section 1 in Township 46 North, Range 2 East, situated in St. Charles County, Missouri and being more particularly described as follows:
>
> Beginning at a point in the Northern right-of-way line of Mo Route 364, being 260.87 feet perpendicular distance North of station 2+993.249(M); thence South 82°19'28" East, 22.01 feet to a point; thence South 82°45'44" East, 290.61 feet to a point; thence along a curve to the left with a radius of 1827.43 feet, an arc distance of 722.25 feet, the chord for which is North 86°14'21" East, 717.56 feet, to a point; thence North 72°50'31" East, 181.27 feet to a point; thence North 74°55'00" East, 34.49 feet to a point; thence North 00°45'39" East, 484.56 feet to a point; thence North 88°50'19" West, 1231.62 feet to a point; thence South 00°45'39" West, 579.50 feet to the point of beginning, according to calculations by Altea, LLC.

SECTION 2. The perimeter of the area as above described is 3,540 lineal feet and the length of the contiguous boundary common to the existing corporate limit of the City of Dardenne Prairie, Missouri, and the proposed area to be annexed is 2,265 lineal feet, which is equal to at least to fifteen percent of the length of the perimeter of the area being annexed.

SECTION 3. The Board of Alderman has determined, and hereby reaffirms, the proposed annexation is reasonable and necessary to the proper development of the City of Dardenne Prairie.

SECTION 4. The City of Dardenne Prairie, Missouri has developed a "Plan of Intent" to provide services to the area on the same basis upon which services are presently provided to the residents of the City of Dardenne Prairie.

SECTION 5. A public hearing shall be held concerning this matter, and this public hearing shall be on the 11th day of January 2017 at 5:30 p.m. at Dardenne Prairie City Hall in Dardenne Prairie, Missouri, at which time the "Plan of Intent" shall be presented.

SECTION 6. Annexation of the above described real estate is subject to the City of Dardenne Prairie, Missouri, obtaining a favorable judgment from the 11th Judicial Circuit court authorizing the annexation of the area.

SECTION 7. Provided further that the annexation of the above described real estate is subject to the approval of the voters of the City and of the area subject to annexation in an election.

SECTION 8. The annexation of the above described real estate shall be effective no later than thirty-six (36) months following the election approving such annexation as authorized by Section 71.015 RSMo.

SECTION 9. Savings. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 10. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage by the Board of Alderman and approval by the Mayor, except as provided in Section 8.

[The remainder of this page is intentionally left blank.]

Read two (2) times, passed, and approved this _____ day of _____, 2017.

_____
As Presiding Officer and as Mayor

Attest:

_____
City Clerk

Approved this _____ day of _____, 2017.

_____
Mayor

Attest:

_____
City Clerk

BILL NO. 16-41A

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (GILMER PROPERTY, PARCEL 1).

WHEREAS, on the 16th of November, 2016, the City of Dardenne Prairie, Missouri declared, by Resolution No. 272 of the Board of Aldermen, its intent to annex certain unincorporated territory into the City of Dardenne Prairie; and

WHEREAS, on the 4th day of January, 2017, the Board of Aldermen amended Resolution No. 272 declaring its intent to annex the real property described herein;

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

SECTION 1. That the corporate limits of the City of Dardenne Prairie, in the County of St. Charles, State of Missouri be extended so as to embrace and include all that part of said County of St. Charles lying within the following boundary lines, to-wit:

> A tract of land being part of Section 1 in Township 46 North, Range 2 East, situated in St. Charles County, Missouri and being more particularly described as follows:
>
> Beginning at a point in the North right-of-way line of the South outer road of State Highway 364 (State Highway N), being 30.49 feet perpendicular distance North of station 1+186.164; thence parallel with said Hwy N centerline, South 88°38'35" East, 45.70 feet to a point; thence North 01°21'40" East, 15.44 feet to a point; thence South 88°38'35" East, 328.09 feet to a point; thence North 85°28'54" East, 240.37 feet to a point; thence North 60°13'25" East, 86.58 feet to a point; thence North 24°44'40" East, 427.75 feet to a point; thence North 31°30'17" East, 155.37 feet to a point; thence North 55°22'47" West, 381.07 feet to a point; thence North 72°49'49" West, 627.75 feet to a point; thence North 83°45'23" West, 22.63 feet to a point; thence South 00°45'39" West, 993.82 feet to the point of beginning, according to calculations by Altea, LLC.

SECTION 2. The perimeter of the area as above described is 3,250 lineal feet and the length of the contiguous boundary common to the existing corporate limit of the City of

Dardenne Prairie, Missouri, and the proposed area to be annexed is 975 lineal feet, which is equal to at least to fifteen percent of the length of the perimeter of the area being annexed.

SECTION 3. The Board of Alderman has determined, and hereby reaffirms, the proposed annexation is reasonable and necessary to the proper development of the City of Dardenne Prairie.

SECTION 4. The City of Dardenne Prairie, Missouri has developed a "Plan of Intent" to provide services to the area on the same basis upon which services are presently provided to the residents of the City of Dardenne Prairie.

SECTION 5. A public hearing shall be held concerning this matter, and this public hearing shall be on the 11th day of January 2017 at 5:30 p.m. at Dardenne Prairie City Hall in Dardenne Prairie, Missouri, at which time the "Plan of Intent" shall be presented.

SECTION 6. Annexation of the above described real estate is subject to the City of Dardenne Prairie, Missouri, obtaining a favorable judgment from the 11th Judicial Circuit court authorizing the annexation of the area.

SECTION 7. Provided further that the annexation of the above described real estate is subject to the approval of the voters of the City and of the area subject to annexation in an election.

SECTION 8. The annexation of the above described real estate shall be effective no later than thirty-six (36) months following the election approving such annexation as authorized by Section 71.015 RSMo.

SECTION 9. Savings. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 10. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage by the Board of Alderman and approval by the Mayor, except as provided in Section 8.

[The remainder of this page is intentionally left blank.]

Read two times and passed this _____day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

Approved this _____ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

BILL NO. 16-42

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (POIGNEE PROPERTY).

WHEREAS, on the 16th of November 2016 the City of Dardenne Prairie, Missouri declared, by Resolution of the Board of Aldermen, its intent to annex the following described unincorporated territory into the City of Dardenne Prairie.

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

SECTION 1. That the corporate limits of the City of Dardenne Prairie, in the County of St. Charles, State of Missouri be extended so as to embrace and include all that part of said County of St. Charles lying within the following boundary lines, to-wit:

> Lot 3 of J.G. Jones, Jr. Subdivision, according to the plat thereof recorded in Plat Book 5 page 96 of the St. Charles County Records, together with all improvements thereon known and numbered as: 2532 Highway 40-61, O'Fallon, Missouri 63366.

SECTION 2. The perimeter of the area as above described is 500 lineal feet and the length of the contiguous boundary common to the existing corporate limit of the City of Dardenne Prairie, Missouri, and the proposed area to be annexed is 250 lineal feet, which is equal to at least to fifteen percent of the length of the perimeter of the area being annexed.

SECTION 3. The Board of Alderman has determined, and hereby reaffirms, the proposed annexation is reasonable and necessary to the proper development of the City of Dardenne Prairie.

SECTION 4. The City of Dardenne Prairie, Missouri has developed a "Plan of Intent" to provide services to the area on the same basis upon which services are presently provided to the residents of the City of Dardenne Prairie.

SECTION 5. A public hearing shall be held concerning this matter, and this public hearing shall be on the 11th day of January 2017 at 5:30 p.m. at the Dardenne Prairie City Hall in Dardenne Prairie, Missouri, at which time the "Plan of Intent" shall be presented.

SECTION 6. Annexation of the above described real estate is subject to the City of Dardenne Prairie, Missouri, obtaining a favorable judgment from the 11th Judicial Circuit court authorizing the annexation of the area.

SECTION 7. Provided further that the annexation of the above described real estate is subject to the approval of the voters of the City and of the area subject to annexation in an election.

SECTION 8. The annexation of the above described real estate shall be effective no later than thirty-six (36) months following the election approving such annexation as authorized by Section 71.015 RSMo.

SECTION 9. Savings. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 10. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage by the Board of Alderman and approval by the Mayor, except as provided in Section 8.

Read two times and passed this ____ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

Approved this _____ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

BILL NO. 16-43

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (ZAHNER PROPERTY).

WHEREAS, on the 16th of November 2016 the City of Dardenne Prairie, Missouri declared, by Resolution of the Board of Aldermen, its intent to annex the following described unincorporated territory into the City of Dardenne Prairie.

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

SECTION 1. That the corporate limits of the City of Dardenne Prairie, in the County of St. Charles, State of Missouri be extended so as to embrace and include all that part of said County of St. Charles lying within the following boundary lines, to-wit:

> Lot 4 of J.G. Jones, Jr. Subdivision, a subdivision in St. Charles County, Missouri, according to the plat thereof recorded in Plat Book 5, page 96 of the St. Charles County Records.

SECTION 2. The perimeter of the area as above described is 500 lineal feet and the length of the contiguous boundary common to the existing corporate limit of the City of Dardenne Prairie, Missouri, and the proposed area to be annexed is 100 lineal feet, which is equal to at least to fifteen percent of the length of the perimeter of the area being annexed.

SECTION 3. The Board of Alderman has determined, and hereby reaffirms, the proposed annexation is reasonable and necessary to the proper development of the City of Dardenne Prairie.

SECTION 4. The City of Dardenne Prairie, Missouri has developed a "Plan of Intent" to provide services to the area on the same basis upon which services are presently provided to the residents of the City of Dardenne Prairie.

SECTION 5. A public hearing shall be held concerning this matter, and this public hearing shall be on the 11th day of January 2017 at 5:30 p.m. at the Dardenne Prairie City Hall in Dardenne Prairie, Missouri, at which time the "Plan of Intent" shall be presented.

SECTION 6. Annexation of the above described real estate is subject to the City of Dardenne Prairie, Missouri, obtaining a favorable judgment from the 11th Judicial Circuit court authorizing the annexation of the area.

SECTION 7. Provided further that the annexation of the above described real estate is subject to the approval of the voters of the City and of the area subject to annexation in an election.

SECTION 8. The annexation of the above described real estate shall be effective no later than thirty-six (36) months following the election approving such annexation as authorized by Section 71.015 RSMo.

SECTION 9. Savings. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 10. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage by the Board of Alderman and approval by the Mayor, except as provided in Section 8.

Read two times and passed this ___ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

Approved this _____ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

BILL NO. 16-44

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN THE COUNTY OF ST. CHARLES, STATE OF MISSOURI, INCLUDING ISLAND AREAS ADJACENT TO THE PRESENT CITY LIMITS OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND HEREINAFTER PARTICULARLY DESCRIBED (DIERBERG PROPERTY).

WHEREAS, on the 16th of November 2016 the City of Dardenne Prairie, Missouri declared, by Resolution of the Board of Aldermen, its intent to annex the following described unincorporated territory into the City of Dardenne Prairie.

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

SECTION 1. That the corporate limits of the City of Dardenne Prairie, in the County of St. Charles, State of Missouri be extended so as to embrace and include all that part of said County of St. Charles lying within the following boundary lines, to-wit:

Lot Numbered Five (5) of J.G. Jones, Jr. Subdivision, as designated on Plat of said Subdivision recorded in Plat book 5 Page 96 in the St. Charles County Recorder's Office.

SECTION 2. The perimeter of the area as above described is 500 lineal feet and the length of the contiguous boundary common to the existing corporate limit of the City of Dardenne Prairie, Missouri, and the proposed area to be annexed is 250 lineal feet, which is equal to at least to fifteen percent of the length of the perimeter of the area being annexed.

SECTION 3. The Board of Alderman has determined, and hereby reaffirms, the proposed annexation is reasonable and necessary to the proper development of the City of Dardenne Prairie.

SECTION 4. The City of Dardenne Prairie, Missouri has developed a "Plan of Intent" to provide services to the area on the same basis upon which services are presently provided to the residents of the City of Dardenne Prairie.

SECTION 5. A public hearing shall be held concerning this matter, and this public hearing shall be on the 11th day of January 2017 at 5:30 p.m. at Dardenne Prairie City Hall in Dardenne Prairie, Missouri, at which time the "Plan of Intent" shall be presented.

SECTION 6. Annexation of the above described real estate is subject to the City of Dardenne Prairie, Missouri, obtaining a favorable judgment from the 11th Judicial Circuit court authorizing the annexation of the area.

SECTION 7. Provided further that the annexation of the above described real estate is subject to the approval of the voters of the City and of the area subject to annexation in an election.

SECTION 8. The annexation of the above described real estate shall be effective no later than thirty-six (36) months following the election approving such annexation as authorized by Section 71.015 RSMo.

SECTION 9. Savings. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 10. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage by the Board of Alderman and approval by the Mayor, except as provided in Section 8.

Read two times and passed this ___ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk

Approved this _____ day of _____, 201_.

_____
As Presiding Officer and as Mayor
David Zucker, Mayor

Attest: _____
Kimberlie Clark, City Clerk