

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

BOARD OF ALDERMEN
MEETING AGENDA
MAY 2, 2018
7:00 p.m.

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

Mayor Zucker
Alderman Klingerman
Alderman Nay
Alderman Gotway
Alderman Koch
Alderman Wandling
Alderman Ungerboeck

CONSENT AGENDA

1. Board of Aldermen Minutes 04-18-18
2. Workshop Summary 04-18-18
3. Expenditures for Approval 05-02-18
4. Annual Report – BaratHaven Community Improvement District
5. Annual Report – Bryan Road Community Improvement District
6. Treasurer's Report – As of 3-31-18
7. Temporary Use Permit – Fireworks City – 7938 Highway N
8. Temporary Use Permit – Fireworks City – 7407 South Outer 364
9. Liquor License – Brunette Enterprises – 2032 Hanley Road – Concession Stand – Intoxicating Liquor (All Kinds) – by drink – May – October, 2018

ITEMS REMOVED FROM CONSENT AGENDA

PROCLAMATION – Arbor Day

OPEN FORUM

NEW BUSINESS

1. Resolution #303

A RESOLUTION OF THE BOARD OF ALDERMAN OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, REGARDING THE REAPPOINTMENT OF STEPHANIE BROCKMANN TO THE PLANNING AND ZONING COMMISSION

2. BILL #18-10

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING CHAPTER 210 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE BY DELETING IT IN ITS ENTIRETY AND ENACTING, IN LIEU THEREOF, A NEW CHAPTER 210; AND PROHIBITING CERTAIN UNLAWFUL CONDUCT WITHIN THE CITY

3. BILL #18-11

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY, FOR THEIR CONSIDERATION AT THE PRIMARY ELECTION TO BE HELD IN THE CITY ON THE 7TH DAY OF AUGUST, 2018, A PROPOSITION TO AUTHORIZE THE CITY TO IMPOSE A USE TAX AT THE SAME RATE AS THE CITY'S SALES TAX FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED TWO THOUSAND DOLLARS ANNUALLY AND PROVIDING FOR THE USE TAX TO BE REDUCED OR RAISED IN THE SAME AMOUNT AS ANY SALES TAX IS REDUCED OR RAISED

4. BILL #18-12

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT BY AND BETWEEN THE CITY OF DARDENNE PRAIRIE AND THE ST. CHARLES COMMUNITY COLLEGE DISTRICT FOR THE PROVISION OF LIMITED TRAFFIC ENFORCEMENT ON CERTAIN STREETS

5. BILL #18-13

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING SCHEDULE I OF TITLE III OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE; ESTABLISHING A SPEED LIMIT ON ACADEMY PLACE AND ON STREETS ON THE ST. CHARLES COMMUNITY COLLEGE DISTRICT CAMPUS

6. Resolution #304

A RESOLUTION OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, TO ADOPT A POLICY FOR MANAGING FINANCIAL INVESTMENTS

OLD BUSINESS

1. BILL #18-09

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE RECORD PLAT FOR CORDOBA, AND AUTHORIZING THE CITY CLERK TO ATTEST AND CERTIFY APPROVAL OF SAID PLAT

STAFF COMMUNICATIONS

1. City Attorney
2. City Engineer
3. Staff
4. Aldermen
5. Mayor

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

The City of Dardenne Prairie Board of Aldermen meeting was called to order at 7:06 p.m. The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The meeting was opened with the Pledge of Allegiance followed by the invocation by Alderman Nay.

Present at roll call were Mayor Zucker, Aldermen Nay, Santos, Koch, Gotway, Wandling and Klingerman. Also present were City Clerk Kim Clark, City Engineer Luke Kehoe and City Attorney John Young.

CONSENT AGENDA

1. Board of Aldermen Minutes 04-04-18
2. Workshop Summary 04-04-18
3. Expenditures for Approval 04-18-18
4. ICD – Temporary Use Permit – Picnic/Carnival – June 1-3, 2018
5. ICD – Temporary Liquor License – Picnic/Carnival – June 1-3, 2018
6. April 3, 2018 Certified Election Results
7. Brunette Enterprises, LLC – 2032 Hanley Road Concession Stand – Malt Liquor & Light Wines by Drink
8. Brunette Enterprises, LLC – 2032 Hanley Road Concession Stand – Temporary Permit – For Sale by Drink – 5/18/18

With no objections, the consent agenda was approved.

Mayor Zucker expressed his deep gratitude to Doug Santos and presented him with an appreciation plaque.

The meeting was adjourned sine die and recalled to order at 7:14 p.m.

Present at roll call were Mayor Zucker, Aldermen Nay, Ungerboeck, Koch, Gotway, Wandling and Klingerman.

OATHS OF OFFICE – City Clerk Kim Clark administered the Oaths of Office to Aldermen Wandling, Ungerboeck and Koch.

ELECTION OF BOARD OF ALDERMEN PRESIDENT

A motion was made by Alderman Wandling to nominate Alderman Nay as Board President. Alderman Gotway nominated Alderman Ungerboeck as Board President. Alderman Ungerboeck seconded the motion to nominate Alderman Nay as Board President. A motion was made by Alderman Gotway, Seconded by Alderman Klingerman to close the nominations. Motion passed unanimously. With no debate or discussion, the nomination to elect Alderman Nay as president was passed unanimously.

SELECTION OF BOARD OF ALDERMEN REPRESENTATIVE ON PLANNING & ZONING

A motion was made by Alderman Koch, Seconded by Alderman Gotway to nominate Alderman Wandling as the representative on Planning & Zoning Commission. With no additional nominations, Alderman Klingerman made a motion to close the nominations, Seconded by Alderman Gotway. Motion passed unanimously. The motion to nominate Alderman Wandling as the representative on Planning & Zoning Commission passed unanimously.

OPEN FORUM – No one present to speak.

PUBLIC HEARING

1. Conditional Use Permit Application with Site Plan from Applicant Enterprise Leasing Company of StL, LLC and Property Owner TLA Real Estate, LLC

Andy Stokes of Enterprising Leasing was in attendance to present the proposal.

A motion was made by Alderman Gotway, Seconded by Alderman Wandling to close the public hearing. Motion passed unanimously.

NEW BUSINESS

A motion was made by Alderman Klingerman, Seconded by Alderman Gotway to read Bill #18-07 for the first time by short title only. Motion passed unanimously.

A motion was made by Alderman Gotway, Seconded by Alderman Ungerboeck to amend Bill #18-07 by amending “and revised as of April 2, 2018” to “and revised as of April 13, 2018” in three locations on pages 2 and 3. Motion passed unanimously.

BILL #18-07

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING A CONDITIONAL USE PERMIT FOR PROPERTY ZONED I-1, LIGHT INDUSTRIAL AND LOCATED AT 80 HUBBLE DRIVE, AND APPROVING A SITE PLAN FOR SAME

A motion was made by Alderman Koch, Seconded by Alderman Wandling to read Bill #18-07 for the second time by short title only. Motion passed unanimously.

A motion was made by Alderman Gotway, Seconded by Alderman Ungerboeck to put Bill #18-07 to final vote. Roll call was as follows:

Alderman Koch – Aye	Alderman Klingerman- Aye
Alderman Ungerboeck – Aye	Alderman Gotway - Aye
Alderman Nay – Aye	Alderman Wandling - Aye

Mayor Zucker declared Bill #18-07 passed and designated it to be Ordinance #1909.

A motion was made by Alderman Gotway, Seconded by Alderman Nay to read Bill #18-08 for the first time by short title only. Motion passed unanimously.

BILL #18-08

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, PROVIDING FOR THE APPROVAL OF AN AMENDMENT TO THE FINAL PLAN BY AMENDING THE LANDSCAPE PLAN FOR PROVIDENCE SUBDIVISION IN THE CITY OF DARDENNE PRAIRIE, MISSOURI

A motion was made by Alderman Gotway, Seconded by Alderman Wandling to read Bill #18-08 for the second time by short title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, Seconded by Alderman Gotway to put Bill #18-08 to final vote. Roll call was as follows:

Alderman Koch – Aye	Alderman Klingerman- Aye
Alderman Ungerboeck – Aye	Alderman Gotway - Aye
Alderman Nay – Aye	Alderman Wandling - Aye

Mayor Zucker declared Bill #18-08 passed and designated it to be Ordinance #1910.

A motion was made by Alderman Klingerman, Seconded by Alderman Koch to postpone Bill #18-09 pending receipt of escrow. Motion passed unanimously.

BILL #18-09

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE RECORD PLAT FOR CORDOBA, AND AUTHORIZING THE CITY CLERK TO ATTEST AND CERTIFY APPROVAL OF SAID PLAT

STAFF COMMUNICATIONS

City Engineer Luke Kehoe provided an update on the Hanley Road Improvement project. Alderman Ungerboeck thanked his family and friends in attendance for their help during the campaign.

Alderman Klingerman requested an update on the property on Feise Road with the remnants on the flag pole.

A motion was made by Alderman Wandling, Seconded by Alderman Gotway to hold a closed session pursuant to RSMo 610.021 section (2) Real Estate. Motion passed unanimously. Roll call was as follows:

Alderman Koch – Aye	Alderman Klingerman – Aye
Alderman Wandling – Aye	Alderman Nay – Aye
Alderman Ungerboeck - Aye	Alderman Gotway – Aye

CLOSED SESSION

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

With no objections the meeting was adjourned at 8:01 p.m.

Respectfully submitted,

Kim Clark, City Clerk

WORKSHOP SUMMARY

APRIL 18, 2018

The City of Dardenne Prairie workshop session was called to order at 6:03 p.m.
The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The meeting was opened with the Pledge of Allegiance.

The following were in attendance: Mayor Zucker, Aldermen Koch, Santos, Klingerman, Gotway, Wandling and Nay. Also present were City Clerk Kim Clark, City Engineer Luke Kehoe and City Attorney John Young.

ITEMS FOR DISCUSSION AND CONSIDERATION

1. Purchase New Utility Vehicle (Easley)
2. Short Term Goals (0 – 3 year projects)
3. Long Term Goals (3 – 10 year projects)
4. Review of Board of Aldermen Meeting Agenda (04-18-18)

ADJOURNMENT

With no objections, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,

Kim Clark, City Clerk

EXPENDITURES FOR APPROVAL
5/2/2018

1 AFLAC	May , 2018	275.52
2 Ameren	City Hall	1,323.19
3 Ameren	Concession Stand	288.69
4 Ameren	Hanley Traffic Light 2	46.63
5 Ameren	Ball Park	173.59
6 Ameren	City Hall Park	182.35
7 Ameren	Hanley Traffic Light	11.24
8 Charlies Farm & Home	Generator & Chainsaw Replacements	2,623.46
9 City of Lake St. Louis	Share of Annual Judicial Conference	102.02
10 Classic Sign Services	Street Signs	1,005.16
11 CNA Surety	Annual Court Administrator Bond	100.00
12 Cuivre River Electric	Light at Weldon Spring	35.26
13 Cuivre River Electric	Georgetown Park	59.38
14 Cuivre River Electric	St. Williams street lights	22.76
15 Cuivre River Electric	Traffic Signal at Feise/Hanley	67.00
16 Da-Com	Maintenance & Coffee supplies	205.96
17 Duckett Creek	Service to 3/31/18	21.75
18 First Bank	Credit Card Charges 05/02/18	2,617.54
19 Green Clean	City Hall Cleaning: May, 2018	748.00
20 Horner Shifrin	I-64 Corridor Study Services to 3/31/18	5,330.00
21 Insurance: Anthem Blue Cross/Blue Shield	Health: May, 2018	5,109.78
22 Insurance: Principal Life	Life: May, 2018	224.56
23 Jeffrey J. Sandcork	Prosecuting Attorney: May, 2018	1,100.00
24 Kehoe Engineering	Reimbursable Engineering: March, 2018 (85%)	4,841.15
25 Kehoe Engineering	Engineering: March, 2018	12,428.79
26 LAGERS	April, 2018	3,479.43
27 MABOI	Seminar: Amelong	80.00
28 Marco	Copies	19.14
29 Missouri Municipal League	Conference Registration & Lodging: Ungerboeck	250.00
30 Parks: Various Umpires	Umpires thru 4-25-18	1,287.50
31 Payroll	Payroll: 4-20-18	18,304.44
32 R & R Contracting	Porta Potties to 5/16	276.00
33 The Law Office of Dennis Chassaniol	Municipal Judge: May, 2018	500.00
34 Thoele	Gasoline Charges to 3/26/18	336.43
35 United Printing	Printed Material	463.83
36 Wheelhouse	Email Archiving	144.00
		64,084.55

Approved by Board of Aldermen 05-02-18

Mayor David C. Zucker

**BaratHaven
Community Improvement District**

Annual Report
Fiscal Year End December 31, 2017

City of Dardenne Prairie, Missouri

Prepared By:
DEVELOPMENT DYNAMICS, LLC
1001 Boardwalk Springs Place, Suite #50 • O'Fallon, Missouri 63368 • (636) 561-8602
www.developmentdynamics.org

Table of Contents

1. Annual Report Overview	3
2. District Description	3
3. District Purpose	4
4. District Legal Description	5
5. District Boundary Map	8
6. District Financials	8

Signatures on documents attached have been redacted for security purposes.

1. Annual Report Overview

This Annual Report is submitted to Dardenne Prairie, Missouri (the "City") and the Missouri Department of Economic Development in accordance with the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "CID Act").

2. District Description

BaratHaven is a mixed-use development, located in the City of Dardenne Prairie, Missouri. The 200-acre project is located south of WingHaven and west of Henning Road in St. Charles County.

The project contains 243 homes, including town homes, villas and single-family residences. BaratHaven also includes 17 acres of commercial space along Highway 40-61. There is a 16-acre lake for fishing and recreation, a 97-acre park that meanders through the development.

Reporting Period:	January 1, 2017 through December 31, 2017	
Date District Established:	February 15, 2006	
Enacting Ordinance:	City of Dardenne Prairie Ordinance No. 992	
CID Special Assessment:	Up to \$1.00 per \$100 assessed valuation 2017 - \$0.8591 per \$100 assessed valuation	
Municipality:	City of Dardenne Prairie 2032 Hanley Road Dardenne Prairie, MO 63368 Phone: 636/561-1718	
County:	St. Charles County	
District Administrator:	Development Dynamics, LLC 1001 Boardwalk Springs Place, Suite 50 O'Fallon, MO 63368 Phone: 636/561-8602	
Governing Board of Directors:	Chair	William Laskowsky
	Vice Chair / Secretary	Craig Stankovich
	Treasurer	Tom Vonderheid
	Director	Michael Luna
	Director	Dale Grove
	Executive Director	Robert Klahr

3. Purpose

In order to accommodate the development, significant transportation and public infrastructure improvements were constructed. More specifically, the improvements include:

1. Construct a collector road to be known as BaratHaven Boulevard;
2. Construct an interior road system to serve the commercial/retail portion of the Development, which will provide access from BaratHaven Boulevard to the service road for U.S. Highway 40/61;
3. Construct an interior loop road that provides access to that portion of the commercial/retail development located to the south of BaratHaven Boulevard;
4. Construct a public parking lot to provide access to adjacent real property that has been and will be conveyed to Great Rivers Greenway;
5. That portion of the grading and storm water improvements that are required to serve the road system described in paragraphs (1) through (4) above;
6. Accompanying grading, drainage, pavement, curb, gutter, sidewalk, storm water facilities, signing, striping, lighting, landscaping or other similar or related improvements in connection with items (1) through (5) above;
7. Storm water facilities and improvements to the global detention area and grading and landscaping related to the storm water facilities and improvements, which are unrelated to the road system described in paragraphs (1) through (4) above; and
8. Accompanying professional fees, including without limitation engineering (civil, traffic, road design and geotechnical), surveying, soil testing, legal, architectural and administrative (project management, contract administration and administration of the proposed District).

4. District Legal Description

LEGAL DESCRIPTION OF: BARATHAVEN CID
03-1289
114.61 Acres

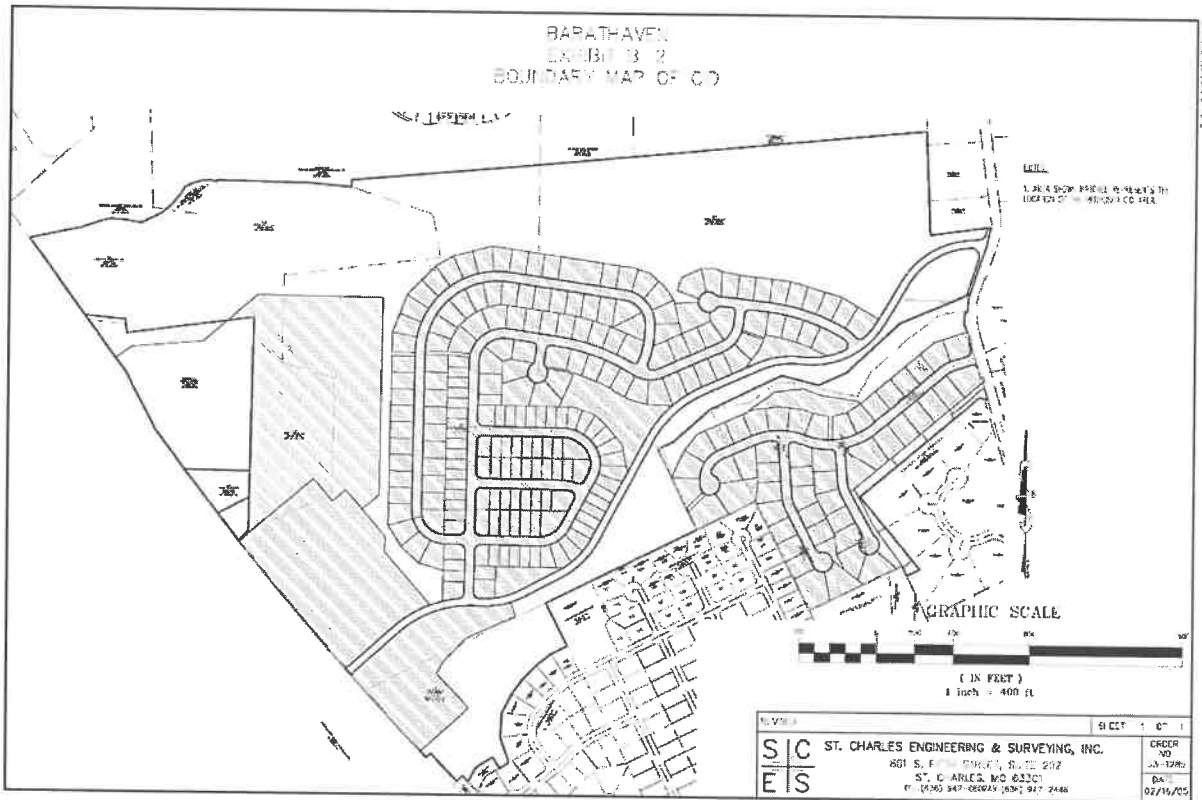
A tract of land being part of U.S. Surveys 1641 and 1669, Township 46 North, Range 3 East of the Fifth Principal Meridian, St. Charles County, Missouri, being further described as follows;

BEGINNING at the northeastern corner of Carriage Hills Plat One, a subdivision recorded in Plat Book 27 Page 143 of the St. Charles County records; thence, South 63° 35 minutes 41 seconds West, 338.01 feet to a point; thence, North 26° 24 minutes 19 seconds West, 103.54 feet to a point; thence, North 44° 59 minutes 34 seconds East, 129.88 feet to the beginning of a non-tangential curve, Said curve turning to the right through an angle of 22° 37 minutes 12 seconds, having a radius of 52.00 feet, and whose long chord bears North 56° 19 minutes 02 seconds West, 20.40 feet to a point of intersection with a non-tangential line; thence, South 44° 59 minutes 34 seconds West, 119.15 feet to a point; thence, North 26° 24 minutes 19 seconds West, 436.95 feet to the beginning of a non-tangential curve, Said curve turning to the left through an angle of 02° 59 minutes 32 seconds, having a radius of 595.00 feet, and whose long chord bears South 29° 42 minutes 42 seconds West, 31.07 feet to a point of intersection with a non-tangential line; thence, South 28° 12 minutes 56 seconds West, 600.12 feet to the beginning of a non-tangential curve, Said curve turning to the right through an angle of 33° 56 minutes 42 seconds, having a radius of 400.50 feet, and whose long chord bears South 45° 11 minutes 17 seconds West, 233.82 feet to a point of intersection with a non-tangential line; thence, South 62° 09 minutes 38 seconds West, 224.00 feet to the beginning of a non-tangential curve, Said curve turning to the right through 31° 48 minutes 01 seconds, having a radius of 400.50 feet, and whose long chord bears South 78° 03 minutes 39 seconds West, 219.44 feet to the beginning of a non-tangential curve. Said curve turning to the left through an angle of 17° 11 minutes 04 seconds, having a radius of 595.00 feet, and whose long chord bears South 85° 22 minutes 07 seconds West, 177.79 feet to a point of intersection with a non-tangential line; thence, South 13° 13 minutes 25 seconds East, 39.00 feet to the beginning of a non-tangential curve, Said curve turning to the right through 17° 11 minutes 04 seconds, having a radius of 556.00 feet, and whose long chord bears North 85° 22 minutes 07 seconds East, 166.13 feet to the beginning of a non-tangential curve. Said curve turning to the left through an angle of 22° 13 minutes 24 seconds, having a radius of 439.50 feet, and whose long chord bears North 82° 50 minutes 57 seconds East, 169.40 feet to a point of intersection with a non-tangential line; thence, South 18° 15 minutes 45 seconds East, 77.49 feet to a point; thence, South 65° 42 minutes 04 seconds West, 276.67 feet to a point; thence, South 44° 03 minutes 55 seconds West, 171.30 feet to a point; thence, South 27° 48 minutes 17 seconds West, 72.18 feet to a point; thence, South 44° 09 minutes 46 seconds East, 179.09 feet to a point; thence, South 39° 47 minutes 49 seconds East, 64.12 feet to a point; thence, South 47° 56 minutes 59 seconds West, 332.58 feet to the beginning of a non-tangential curve, Said curve turning to the right through 01° 45 minutes 45 seconds, having a radius of 17138.76 feet, and whose long chord bears North 42° 36

minutes 57 seconds West, 527.16 feet to the beginning of a non-tangential curve. Said curve turning to the right through an angle of 29° 09 minutes 25 seconds, having a radius of 45.00 feet, and whose long chord bears North 33° 22 minutes 15 seconds East, 22.65 feet to a point of intersection with a non-tangential line; thence, North 47° 56 minutes 59 seconds East, 306.23 feet to the beginning of a non-tangential curve, Said curve turning to the right through an angle of 20° 13 minutes 13 seconds, having a radius of 556.00 feet, and whose long chord bears North 58° 03 minutes 35 seconds East, 195.20 feet to a point of intersection with a non-tangential line; thence, North 21° 49 minutes 49 seconds West, 39.00 feet to the beginning of a non-tangential curve, Said curve turning to the left through an angle of 20° 13 minutes 13 seconds, having a radius of 595.00 feet, and whose long chord bears South 58° 03 minutes 35 seconds West, 208.89 feet to a point of intersection with a non-tangential line; thence, South 47° 56 minutes 59 seconds West, 305.21 feet to the beginning of a non-tangential curve, Said curve turning to the right through 30° 06 minutes 55 seconds, having a radius of 45.00 feet, and whose long chord bears South 62° 54 minutes 51 seconds West, 23.38 feet to the beginning of a non-tangential curve. Said curve turning to the right through an angle of 02° 51 minutes 01 seconds, having a radius of 17138.76 feet, and whose long chord bears North 40° 08 minutes 24 seconds West, 852.51 feet to a point of intersection with a non-tangential line; thence, North 49° 25 minutes 26 seconds East, 60.28 feet to a point; thence, North 01° 01 minutes 46 seconds East, 187.64 feet to a point; thence, North 01° 01 minutes 46 seconds East, 134.85 feet to a point; thence, North 01° 01 minutes 46 seconds East, 796.38 feet to a point; thence, South 82° 25 minutes 36 seconds West, 138.45 feet to a point; thence, North 49° 05 minutes 46 seconds East, 207.13 feet to a point; thence, South 89° 13 minutes 58 seconds East, 644.89 feet to a point; thence, South 00° 46 minutes 02 seconds West, 1022.49 feet to a point; thence, South 49° 25 minutes 26 seconds West, 113.84 feet to a point; thence, South 40° 34 minutes 34 seconds East, 187.30 feet to a point; thence, South 04° 35 minutes 38 seconds West, 75.91 feet to a point; thence, South 41° 00 minutes 05 seconds East, 363.75 feet to the beginning of a non-tangential curve, Said curve turning to the right through an angle of 06° 32 minutes 44 seconds, having a radius of 595.00 feet, and whose long chord bears North 72° 28 minutes 23 seconds East, 67.94 feet to a point of intersection with a non-tangential line; thence, North 00° 46 minutes 02 seconds East, 159.36 feet to a point; thence, North 73° 41 minutes 55 seconds West, 131.84 feet to a point; thence, North 47° 13 minutes 13 seconds West, 126.23 feet to a point; thence, North 32° 28 minutes 00 seconds West, 126.23 feet to a point; thence, North 00° 46 minutes 02 seconds East, 879.29 feet to a point; thence, South 89° 13 minutes 58 seconds East, 120.00 feet to a point; thence, North 00° 46 minutes 02 seconds East, 20.00 feet to a point; thence, North 89° 13 minutes 58 seconds West, 120.00 feet to a point; thence, North 00° 46 minutes 02 seconds East, 102.77 feet to a point; thence, North 21° 13 minutes 13 seconds East, 207.94 feet to a point; thence, North 43° 57 minutes 54 seconds East, 208.11 feet to a point; thence, North 59° 46 minutes 37 seconds East, 104.29 feet to a point; thence, North 75° 05 minutes 19 seconds East, 208.13 feet to a point; thence, South 81° 49 minutes 16 seconds East, 743.72 feet to a point; thence, South 72° 54 minutes 30 seconds East, 85.68 feet to a point; thence, South 48° 54 minutes 53 seconds East, 95.38 feet to a point; thence, South 36° 16 minutes 04 seconds East, 91.89 feet to a point; thence, South 14° 04 minutes 55 seconds East, 16.35 feet to a point; thence, North 87° 32 minutes 17 seconds East, 124.45 feet to the beginning of a non-tangential curve, Said curve turning to the right through an angle of 21° 30

minutes 40 seconds, having a radius of 52.00 feet, and whose long chord bears North 08° 17 minutes 36 seconds East, 19.41 feet to a point of intersection with a non-tangential line; thence, North 70° 57 minutes 04 seconds West, 120.04 feet to a point; thence, North 20° 14 minutes 35 seconds East, 73.58 feet to a point; thence, North 64° 31 minutes 48 seconds East, 107.54 feet to a point; thence, North 89° 09 minutes 13 seconds East, 66.58 feet to a point; thence, South 71° 40 minutes 45 seconds East, 44.69 feet to a point; thence, South 78° 46 minutes 06 seconds East, 94.73 feet to a point; thence, South 83° 24 minutes 15 seconds East, 263.33 feet to a point; thence, South 73° 35 minutes 18 seconds East, 279.65 feet to a point; thence, South 59° 32 minutes 36 seconds East, 219.09 feet to a point; thence, South 30° 27 minutes 24 seconds West, 3.53 feet to the beginning of a non-tangential curve, Said curve turning to the right through 66° 12 minutes 41 seconds, having a radius of 400.50 feet, and whose long chord bears South 63° 33 minutes 44 seconds West, 437.49 feet to the beginning of a non-tangential curve. Said curve turning to the left through an angle of 30° 34 minutes 59 seconds, having a radius of 439.50 feet, and whose long chord bears South 81° 22 minutes 35 seconds West, 231.82 feet to a point of intersection with a non-tangential line; thence, South 66° 05 minutes 06 seconds West, 316.01 feet to the beginning of a curve, Said curve turning to the left through an angle of 32° 37 minutes 26 seconds, having a radius of 595.00 feet, and whose long chord bears South 49° 46 minutes 23 seconds West, 334.23 feet to a point of intersection with a non-tangential line; thence, South 26° 24 minutes 19 seconds East, 256.13 feet to a point; thence, North 25° 07 minutes 51 seconds East, 130.54 feet to a point; thence, North 38° 16 minutes 53 seconds East, 109.35 feet to a point; thence, North 66° 08 minutes 09 seconds East, 294.20 feet to a point; thence, North 23° 51 minutes 51 seconds West, 8.12 feet to a point; thence, North 54° 11 minutes 50 seconds East, 160.74 feet to a point; thence, North 82° 47 minutes 59 seconds East, 147.77 feet to a point; thence, South 69° 52 minutes 11 seconds East, 90.27 feet to a point; thence, South 81° 34 minutes 02 seconds East, 203.75 feet to a point; thence, South 40° 07 minutes 33 seconds East, 15.59 feet to a point; thence, North 49° 52 minutes 27 seconds East, 498.65 feet to a point; thence, North 71° 49 minutes 33 seconds East, 177.77 feet to a point; thence, South 23° 36 minutes 43 seconds East, 37.05 feet to the beginning of a non-tangential curve, Said curve turning to the left through an angle of 05° 57 minutes 19 seconds, having a radius of 521.91 feet, and whose long chord bears South 13° 50 minutes 54 seconds East, 54.22 feet to a point of intersection with a non-tangential line; thence, South 16° 49 minutes 34 seconds East, 162.70 feet to a point; thence, North 49° 52 minutes 27 seconds East, 16.35 feet to a point; thence, South 16° 47 minutes 29 seconds East, 21.76 feet to a point; thence, South 49° 52 minutes 27 seconds West, 10.89 feet to a point; thence, South 16° 47 minutes 29 seconds East, 32.67 feet to a point; thence, South 49° 52 minutes 27 seconds West, 211.47 feet to a point; thence, North 40° 07 minutes 33 seconds West, 30.00 feet to a point; thence, South 49° 52 minutes 27 seconds West, 642.21 feet to a point; thence, South 27° 27 minutes 27 seconds East, 206.28 feet to a point; thence, South 36° 02 minutes 30 seconds East, 263.24 feet to a point; thence, South 63° 39 minutes 05 seconds West, 532.09 feet to a point; thence North 26° 44 minutes 40 seconds West 627.28 feet to the POINT OF BEGINNING; containing 114.61 acres, more or less according to calculations by St. Charles Engineering and Surveying, Inc. during the month of July, 2005.

5. District Boundary Map



6. District Financials

The District financials are included within the attachments of this report. The financials provide the revenues, expenditures, outstanding indebtedness, and fund balances for the District. Please refer to the Financial Report and Budget Resolution attached.

Attachments:

- Audited financial statements for Fiscal Year Ending December 31, 2016
- Resolutions from Fiscal Year Ending December 31, 2017
 - o **Resolution 17-001**, Approving a real property tax levy
 - o **Resolution 17-002**, Repealed 17-001 and approving a real property tax levy
 - o **Resolution 17-003**, Amending 2017 budget and approving 2018 budget
 - o **Resolution 17-004**, Authorizing First Supplemental Trust Indenture between District and UMB Bank, N.A.
- Missouri State Auditor's Report

BaratHaven
Community Improvement District

Basic Financial Statements

And Management's Discussion and Analysis

For The Year Ended December 31, 2016

BaratHaven Community Improvement District

Table of Contents
December 31, 2016

	<u>Page</u>
Independent Auditor's Report	1-2
Management's Discussion and Analysis	3-6
Governmental Funds Balance Sheet and Statement of Net Position - Cash Basis	7
Governmental Fund Revenues, Expenditures, and Changes in Fund Balances and Statement of Activities - Cash Basis	8
Notes to Financial Statements	9-16
Supplementary Information:	
Statement of Revenues Collected and Expenditures Paid - General Fund - Budget and Actual - Cash Basis	17
Statement of Revenues Collected and Expenditures Paid - Debt Service Fund - Budget and Actual - Cash Basis	18
Statement of Revenues Collected and Expenditures Paid - Project Fund - Budget and Actual - Cash Basis	19
Statement of Revenues Collected and Expenditures Paid - Special Trust Fund - Budget and Actual - Cash Basis	20
Statement of Revenues Collected and Expenditures Paid - Revenue Fund - Budget and Actual - Cash Basis	21
Statement of Revenues Collected and Expenditures Paid - Operating Fund - Budget and Actual - Cash Basis	22
Statement of Revenues Collected and Expenditures Paid - All Funds - Budget and Actual - Cash Basis	23
Compliance Section:	
Independent Auditor's Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with <i>Government Auditing Standards</i>	24-25



100 North Sixth Street • P.O. Box 796 • Hannibal, Missouri 63401-0796 • Phone (573) 221-5998 • Fax (573) 221-2044

Independent Auditor's Report

To the Board of Directors
BaratHaven Community Improvement District
Dardenne Prairie, Missouri

We have audited the accompanying cash basis financial statements of the governmental activities and each major fund of BaratHaven Community Improvement District as of and for the year ended December 31, 2016, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the cash basis of accounting described in Note 1; this includes determining that the cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to error or fraud.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective cash basis financial position of the governmental activities and each major fund of BaratHaven Community Improvement District as of December 31, 2016, and the respective changes in cash basis financial position thereof for the year then ended in accordance with the cash basis of accounting as described in Note 1.

Independent Auditor's Report (Concluded)

Basis of Accounting

We draw attention to Note 1 of the financial statements, which describes the basis of accounting. The financial statements are prepared on the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to that matter.

Disclaimer of Opinion on Supplementary Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise BaratHaven Community Improvement District's basic financial statements. The management's discussion and analysis and budgetary comparison information on pages 3-6 and 17-23, which are the responsibility of management, are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information has not been subjected to the auditing procedures applied in the audit of the basic financial statements, and accordingly, we do not express an opinion or provide any assurance on it.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated June 28, 2017, on our consideration of the BaratHaven Community Improvement District's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering BaratHaven Community Improvement District's internal control over financial reporting and compliance.

Wade Stables P.C.

Wade Stables P.C.
Certified Public Accountants

June 28, 2017
Hannibal, Missouri

Management's Discussion and Analysis

BaratHaven Community Improvement District
Management's Discussion and Analysis
For the Year Ended December 31, 2016
(Unaudited)

The discussion and analysis of BaratHaven Community Improvement District's financial performance provides an overview and analysis of the District's financial statements for the years ended December 31, 2016 and December 31, 2015. It should be read in conjunction with the accompanying basic financial statements.

Financial Highlights

- The assets of BaratHaven Community Improvement District exceeded its liabilities at the close of the year ended December 31, 2016 by \$2,930. Of this amount, \$2,930 (unrestricted net position) could be used to meet the District's ongoing obligations to citizens and creditors.
- The assets of BaratHaven Community Improvement District exceeded its liabilities at the close of the year ended December 31, 2015 by \$2,110. Of this amount, \$2,110 (unrestricted net position) could be used to meet the District's ongoing obligations to citizens and creditors.
- The District's total net position increased by \$820 for the year ended December 31, 2016. The primary reason for this is because the District received \$160,967 in total revenues and spent \$160,147 on total expenses.
- The District's total net position decreased by \$11,159 for the year ended December 31, 2015. The primary reason for this is because the District received \$149,529 in total revenues and spent \$160,688 on total expenses.
- The District did not issue any additional debt for the years ending December 31, 2016 or 2015.

Using This Special Purpose Framework

The financial statements are presented on a basis of cash receipts and cash disbursements, a basis of accounting other than Generally Accepted Accounting Principles (GAAP). These statements include all assets and liabilities arising from cash transactions; a basis of accounting takes into consideration all of the current year's revenues collected and expenditures paid, but does not include capital assets, amounts due in the future from others, or liabilities payable from future revenues.

Overview of the Financial Statements

The discussion and analysis serves as an introduction to BaratHaven Community Improvement District's basic financial statements. The District's financial statements are comprised of two components, combined government-wide and fund financial statements and notes to the financial statements. This report also contains other supplementary information in addition to the basic financial statements.

Combined Government-wide and Fund Financial Statements

Government-wide and Fund financial statements are combined as allowed by the Governmental Accounting Standards Board for special purpose governments. As such, these combined statements show each major fund as well as the primary government as a whole.

Governmental Fund - All of the District's basic services are reported in governmental funds, which focus on how money flows into and out of the funds and the balance left at year-end that is available for spending. The funds are reported using the cash basis of accounting. This measurement focus reports on revenues received and expenditures paid during the period. The governmental fund statements provide a detailed short-term view of the District's general government operations and the basic services it provides. Governmental fund information helps determine whether there are more or fewer financial resources that can be spent in the near future to finance the District's programs.

The BaratHaven Community Improvement District internally maintains five individual governmental funds, however, to conform with Governmental Accounting Standards, reporting is summarized into three major funds. Information is presented in the Statement of Net Position - Cash Basis, for the General Fund, the Debt Service Fund, and the Project Fund, which are all considered major funds. The General Fund consists of: the Special Trust Fund, the Revenue Fund, and the Operating Fund. Internal fund information is shown as other supplementary information.

BaratHaven Community Improvement District
Management's Discussion and Analysis
For the Year Ended December 31, 2016
(Unaudited)

Notes to Financial Statements

The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements. The notes to financial statements can be found immediately following the basic financial statements.

The District as a Whole – Government-Wide Financial Analysis

The District's combined net position were \$2,930 as of December 31, 2016.

Table 1
Summary of Net Position
at December 31, 2016 and 2015

	Governmental Activities	
	2016	2015
Current and other assets	\$ 2,930	\$ 2,110
Total Assets	\$ 2,930	\$ 2,110
Net position:		
Restricted	\$ -	\$ -
Unrestricted	2,930	2,110
Total Net Position	\$ 2,930	\$ 2,110

Table 2
Changes in Net Position

	Governmental Activities	
	2016	2015
General Revenues:		
Taxes	\$ 160,964	\$ 149,526
Interest income	3	3
Total revenues	\$ 160,967	\$ 149,529
Expenses:		
General government	\$ 11,963	\$ 12,451
Interest expense	148,184	148,237
Total expenses	\$ 160,147	\$ 160,688
Increase (decrease) in net position	\$ 820	\$ (11,159)
Net Position at beginning of year	2,110	13,269
Net Position at end of year	\$ 2,930	\$ 2,110

PROPERTY, PLANT AND EQUIPMENT AND DEBT

Property, Plant and Equipment

During the years ending December 31, 2016 and 2015, the District did not have any additional capital additions.

Debt

As of the year ended December 31, 2016, the District had \$2,135,000 in revenue notes payable. The District did not make any principal payments, but made interest payments of \$148,184 during the year.

As of the year ended December 31, 2015, the District had \$2,135,000 in revenue notes payable. The District did not make any principal payments, but made interest payments of \$148,237 during the year.

BaratHaven Community Improvement District
Management's Discussion and Analysis
For the Year Ended December 31, 2016
(Unaudited)

General Fund Budgeting Highlights

For the year ended December 31, 2016, actual expenditures on a budgetary basis were \$11,963, compared to the final budget amount of \$11,923. The \$40 negative variance was mainly the result of the District not budgeting enough for insurance expenses.

For the year ended December 31, 2015, actual expenditures on a budgetary basis were \$12,451, compared to the final budget amount of \$12,565. The \$114 positive variance was mainly the result of the District budgeting too much for legal and professional fees.

For the year ended December 31, 2016, actual revenues on a budgetary basis were \$160,967, compared to the budget amount of \$158,806. The \$2,161 positive variance was mainly the result of the District not budgeting enough for CID Property Tax Revenues.

For the year ended December 31, 2015, actual revenues on a budgetary basis were \$149,527, compared to the budget amount of \$148,234. The \$1,293 positive variance was mainly the result of the District not budgeting enough for CID Property Tax Revenues.

Debt Service Fund Budgeting Highlights

For the year ended December 31, 2016, actual expenditures on a budgetary basis were \$148,184, compared to the final budget amount of \$148,184, resulting in a \$0 variance.

For the year ended December 31, 2015, actual expenditures on a budgetary basis were \$148,237, compared to the final budget amount of \$148,237, resulting in a \$0 variance.

For the year ended December 31, 2016, actual revenues on a budgetary basis were \$0, compared to the budget amount of \$0, resulting in a \$0 variance.

For the year ended December 31, 2015, actual revenues on a budgetary basis were \$2, compared to the budget amount of \$2, resulting in a \$0 variance.

Project Fund Budgeting Highlights

For the year ended December 31, 2016, actual expenditures on a budgetary basis were \$0, compared to the final budget amount of \$0, resulting in a \$0 variance.

For the year ended December 31, 2015, actual expenditures on a budgetary basis were \$0, compared to the final budget amount of \$0, resulting in a \$0 variance.

For the year ended December 31, 2016, actual revenues on a budgetary basis were \$0, compared to the final budget amount of \$0, resulting in a \$0 variance.

For the year ended December 31, 2015, actual revenues on a budgetary basis were \$0, compared to the final budget amount of \$0, resulting in a \$0 variance.

BarathHaven Community Improvement District

Management's Discussion and Analysis
For the Year Ended December 31, 2016
(Unaudited)

Economic Factors and Next Year's Budget

Local, national and international economic factors influence the District's revenues. Positive economic growth correlates with increased revenues from property taxes. Economic growth in the local economy may be measured by a variety of indicators such as employment growth, unemployment, and new construction and assessed valuation. The District has prepared its budget for the next fiscal year considering the economic factors discussed above.

Contacting the District's Financial Management

This financial report is designed to provide our citizens, customers, investors and creditors with a general overview of the District's finances and to show the District's accountability for the money it receives. If you have questions about this report or need additional information, contact the District.

BarathHaven Community Improvement District

Governmental Funds Balance Sheet

Statement of Net Position - Cash Basis

December 31, 2016

Assets	General Fund	Debt Service Fund	Project Fund	Total Funds	Adjustments	Statement of Net Position
Cash and equivalents	\$ 2,930	\$ -	\$ -	\$ 2,930	\$ -	\$ 2,930
Total Assets	\$ 2,930	\$ -	\$ -	\$ 2,930	\$ -	\$ 2,930
Liabilities and Fund Balances / Net Position						
Fund Balance:						
Restricted for:						
Debt Service	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Projects	-	-	-	-	-	-
Unassigned	2,930	-	-	2,930	(2,930)	-
Total Liabilities and Fund Balances	\$ 2,930	\$ -	\$ -	\$ 2,930	\$ (2,930)	\$ -
Net Position:						
Restricted for:						
Debt Service					\$ -	\$ -
Capital Projects					-	-
Unrestricted					2,930	2,930
Total Net Position					\$ 2,930	\$ 2,930

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Governmental Fund Revenues, Expenditures, and Changes in Fund Balances and

Statement of Activities - Cash Basis

For the Year Ended December 31, 2016

	General Fund	Debt Service Fund	Project Fund	Total Funds	Adjustments	Statement of Activities
Expenditures/Expenses:						
Trustee fees	\$ 1,743	\$ -	\$ -	\$ 1,743	\$ -	\$ 1,743
Bank fees	182	-	-	182	-	182
Administrative expenses	5,000	-	-	5,000	-	5,000
Insurance expense	1,538	-	-	1,538	-	1,538
Legal and professional fees	1,100	-	-	1,100	-	1,100
Audit fees	2,400	-	-	2,400	-	2,400
Interest expense	-	148,184	-	148,184	-	148,184
Total Expenditures/Expenses	\$ 11,963	\$ 148,184	\$ -	\$ 160,147	\$ -	\$ 160,147
General Revenues:						
CID property tax revenues	\$ 160,964	\$ -	\$ -	\$ 160,964	\$ -	\$ 160,964
Interest income	3	-	-	3	-	3
Total General Revenues	\$ 160,967	\$ -	\$ -	\$ 160,967	\$ -	\$ 160,967
Excess (Deficiency) of Revenues Over Expenditures	\$ 149,004	\$ (148,184)	\$ -	\$ 820	\$ -	\$ 820
Other Financing Sources (Uses)						
Transfers in	\$ -	\$ 148,184	\$ -	\$ 148,184	\$ -	\$ 148,184
Transfers out	(148,184)	-	-	(148,184)	-	(148,184)
Total Other Financing Sources (Uses)	\$ (148,184)	\$ 148,184	\$ -	\$ -	\$ -	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ 820	\$ -	\$ -	\$ 820	\$ (820)	\$ -
Change in net position					820	820
Fund balance/net position:						
Beginning of Year	2,110	-	-	2,110	-	2,110
End of Year	\$ 2,930	\$ -	\$ -	\$ 2,930	\$ -	\$ 2,930

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Reporting Entity

Pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1571, inclusive, of the Revised Statutes of Missouri, as amended (the "CID Act") and Ordinance No. 992 approved on February 15, 2006 (the "Approving Ordinance"), the City of Dardenne Prairie, Missouri (the "City") approved formation of the BaratHaven Community Improvement District (the "District") for the purpose of financing the construction of the project defined in the Intergovernmental Cooperation Agreement.

Pursuant to Resolution No. 06-010 the District entered into the Intergovernmental Cooperation Agreement by and among the City of Dardenne Prairie, the BaratHaven Transportation Development District, and the BaratHaven Community Improvement District.

BaratHaven is a mixed-use development, located in the City of Dardenne Prairie, Missouri. The 200-acre development is located south of WingHaven and west of Henning Road in St. Charles County, Missouri. Meredith Systems, LLC, BaratHaven Associates LLC, BaratHaven Development, LLC, Benton Company, LLC. and Great Rivers Greenway are the owners of all real property within the proposed development.

BaratHaven is expected to include 248 residential lots, consisting of 159 single-family residences and 89 single-family detached villas. The development will also include 17 acres of commercial/retail space along U.S. Highway 40-61. Barat Academy – a private, independent Catholic co-ed high school – will also be a part of the development. All of these portions of the development will be located within the District.

The development also boasts a 16-acre lake for fishing and recreation and a 97-acre park that meanders through the development.

In order to accommodate this development, significant transportation and public infrastructure improvements must be constructed. More specifically, the improvements include:

1. Construction of a collector road to be known as BaratHaven Boulevard;
2. Construction of an interior road system to serve the commercial/retail portion of the Development, which will provide access from BaratHaven Boulevard to the service road for U.S. Highway 40/61;
3. Construction of an interior loop road that provides access to that portion of the commercial/retail development located to the south of BaratHaven Boulevard;
4. Construction of a public parking lot to provide access to adjacent real property that has been and will be conveyed to Great Rivers Greenway;
5. That portion of the grading and storm water improvement that are required to serve the road system described in paragraphs (1) through (5) above;
6. Accompanying grading, drainage, pavement, curb, gutter, sidewalk, storm water facilities, signing, striping, lighting, landscaping or other similar or related improvements in connection with items (1) through (5) above;
7. Storm water facilities and improvements to the global detention area and grading and landscaping related to the storm water facilities and improvements, which are unrelated to the road system described in paragraphs (1) through (4) above; and
8. Accompanying professional fees, including without limitation engineering (civil, traffic, road design and geotechnical), surveying, soil testing, legal, architectural and administrative (project management, contract administration and administration of the proposed District).

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Component units are legally separate organizations for which the District is financially accountable. The District is financially accountable for an organization if the District appoints a voting majority of the organization's governing board and (1) the District is able to significantly influence the programs or services performed or provided by the organization; or (2) the District is legally entitled to or can otherwise access the organization's resources; the District is legally obligated or has otherwise assumed the responsibility to finance the deficits of, or provide financial support to, the organization; or the District is obligated for the debt of the organization. Component units may also include organizations that are fiscally dependent on the District in that the District approves the budget, the issuance of debt, or the levying of taxes. The District has no component units.

The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. The most significant of the District's accounting policies are described below.

A) BASIS OF PRESENTATION

Special-purpose governments engaged in a single governmental program and having no component units may present financial statements as combining fund financial statements with government-wide statements. This is illustrated on the Statements of Net Position and Governmental funds Balance Sheet - Cash Basis and Statements of Activities and Governmental Fund Revenues, Expenditures and Changes in Fund Balances - Cash Basis.

In the fund financial statements, financial transactions and accounts of the District are organized on the basis of funds. The operation of each fund is considered to be an independent fiscal and separate accounting entity, with a self-balancing set of accounts recording cash and/or other financial resources together with all related liabilities and residual equities or balances, and changes therein, which are segregated for the purpose of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions or limitations. The fund statements are also presented on a cash basis of accounting.

The following is a brief description of the specific funds used by the District.

Governmental Funds

General Fund – The District internally maintains three separate funds that make up the General Fund, as follows:

Special Trust Fund – The Special Trust Fund is the general operating fund of the District. It is used to account for all financial resources except those required to be accounted for in another fund. Revenues are derived primarily from property taxes.

Revenue Fund – (a) Not later than the 15th calendar day of each month (or the preceding Business Day if the 15th is not a Business Day) while the CID Notes are outstanding, the CID shall cause to be transferred all available CID Revenues to the Trustee for deposit into the CID Revenue Account of the Revenue Fund. If the Trustee has not received all Available CID Revenues on or before the 20th calendar day of each month, the Trustee shall notify the CID and the Developer of such non-receipt.

(b) Pursuant to the Cooperation Agreement, not later than the 15th calendar day of each month (or the preceding Business Day if the 15th is not a Business Day) while the CID notes are outstanding, the City shall cause to be transferred all City Property Tax Revenues to the Trustee for deposit into the Municipal Revenue Account of the Revenue Fund. If the Trustee has not received all Property Tax Revenues on or before the 20th calendar day of each month, the Trustee shall notify the CID, the City and the Developer of such non-receipt.

BaratHaven Community Improvement District

Notes to Financial Statements
For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

A) BASIS OF PRESENTATION (CONTINUED)

(c) Moneys in the Revenue Fund, (drawing first from the CID Revenue Account and second from the Municipal Revenue Account, unless otherwise specified herein) shall be disbursed by the Trustee on each Payment Date for the purposes and in the amounts as follows:

First, drawing only from the CID Revenue Account, the Annual Operating Fund Deposit to the Operating Fund;

Second, drawing only from the CID Revenue Account, an amount sufficient for payment of fees and expenses which are due and owing to the Trustee or any Paying Agent for the CID Notes upon delivery to the CID of an invoice for such amounts;

Third, transfer to the Debt Service Account of the Debt Service Fund an amount sufficient to pay past-due interest owing on any CID Notes;

Fourth, transfer to the Debt Service Account of the Debt Service Fund an amount sufficient to pay the interest becoming due and payable on the CID notes on the next immediate Payment Date; and

Fifth, transfer to the Redemption Account all moneys then remaining in the Revenue Fund, which shall be applied to the payment of principal on all CID Notes that are subject to redemption on the next succeeding Payment Date pursuant to Section 302(b) hereof.

(d) Upon payment in full of the principal of and interest on the CID Notes (or provisions have been made for the payment thereof as specified herein), the fees, charges and expenses of the Trustee or any Paying Agent, and any other amounts required to be paid from the Revenue Fund, all amounts remaining on deposit in the (1) CID Revenue Account shall be paid to the trustee under the TDD Indenture or, if there are no TDD Notes outstanding, to the CID for deposit into the CID Trust Fund; and (2) Municipal Revenue Account shall be paid to the City.

Operating Fund – Money in the Operating Fund shall be disbursed by the Trustee without inquiry or investigation from time to time upon receipt of a written request of the Authorized District Representative to pay CID Administrative Costs, principal of or interest on the CID Notes, or any other lawful purpose. Any CID Administrative Costs in excess of the Annual Operating Fund Deposit shall be carried forward for payment from the next deposit.

Debt Service Fund – (a) All amounts paid and credited to the Debt Service Fund shall be expended solely for (1) the payment of the principal of and interest on the CID Notes as the same mature and become due or upon the redemption thereof, or (2) to purchase CID Notes for cancellation prior to maturity.

(b) The CID hereby authorizes and directs the Trustee to withdraw (to the extent available) sufficient moneys from the Debt Service Fund to pay the principal of and interest on the CID Notes as the same become due and payable and to make said moneys so withdrawn available to the Paying Agent for the purpose of paying said principal of and interest on the CID Notes.

(c) The Trustee shall use any moneys remaining in the Debt Service Fund to redeem all or part of the Outstanding CID notes and interest to accrue thereon prior to such redemption, in accordance with and to the extent permitted by ARTICLE III hereof, so long as said moneys are in excess of the amount required for payment of CID Notes theretofore matured or called for redemption.

(d) If the moneys in the Debt Service Fund are insufficient to pay all accrued interest on the CID Notes on any Payment Date, then such moneys shall be applied ratably, according to the amounts due on such installment, to

BarathHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

A) BASIS OF PRESENTATION (CONCLUDED)

the Persons entitled thereto without any discrimination or privilege, and any unpaid portion shall accrue to the next Payment Date, with interest thereon at the rate or rates specified in the CID notes to the extent permitted by law. If the moneys in the Debt Service Fund are insufficient to pay the principal of the CID Notes on the maturity date thereof, then such moneys shall be applied ratably, according to the amounts of principal due on such date, to the Persons entitled thereto without any discrimination or privilege.

(e) Upon payment in full of the principal of and interest on the CID Notes (or provisions have been made for the payment thereof as specified herein), the fees, charges and expenses of the Trustee or any Paying Agent, and any other amounts required to be paid from the Revenue Fund, all amounts remaining on deposit in the Debt Service Fund shall be paid to be paid to the trustee under the TDD Indenture or, if there are no TDD Notes outstanding, to the CID for deposit into the CID Trust Fund.

Project Fund – Upon the acceptance by the CID of a Certificate of Reimbursable Project Costs and the issuance or endorsement of a CID Note pursuant to Section 203(c) hereof, the Developer shall be deemed to have advanced funds necessary to purchase such CID Note and the CID shall be deemed to have deposited such funds in the Project Fund and shall be deemed to have reimbursed the Developer in full for such costs from the amounts deemed to be on deposit in the Project Fund. The CID shall promptly provide a copy of each Certificate of Reimbursable Project Costs and the Certificate of Substantial Completion (as defined in the Cooperation Agreement) to the Trustee upon the CID's approval thereof.

B) BASIS OF ACCOUNTING

Basis of accounting refers to when revenues and expenditures or expenses are recognized in the accounts and reported in the financial statements. Basis of accounting relates to the timing of the measurements made, regardless of the measurement focus applied. Government-wide financial statements and Fund Financial Statements are prepared using the cash basis of accounting, a special purpose framework. Under the cash basis, revenues are recognized when received rather than when earned and expenditures are recognized when cash is disbursed rather than when the obligation is incurred.

C) BUDGETS AND BUDGETARY ACCOUNTING

The District follows these procedures in establishing the budgetary data reflected in the financial statements:

- 1) In accordance with Section 67 of the Missouri Revised Statutes, the budget officer, as designated by the District, prepares and adopts an annual budget which represents the complete financial plan for the ensuing budget year. The budget includes at least the following information:
 - a) A budget message describing the important features of the budget and major changes from the preceding year;
 - b) Estimated revenues to be collected from all sources for the budget year, with a comparative statement of actual or estimated revenues for the two years next preceding, itemized by year, fund, activity and object;
 - c) The amount required for the payment of interest, amortization, and redemption charges on the debt of the District;
 - d) A general budget summary.

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

C) BUDGETS AND BUDGETARY ACCOUNTING (CONCLUDED)

- 2) In no event shall the total proposed expenditures from any fund exceed the estimated revenues to be received plus any unencumbered balance or less any deficit estimated for the beginning of the budget year.
- 3) The District may revise, alter, increase or decrease the items in the proposed budget, subject to such limitations as may be provided by law provided, that in no event, shall the total authorized expenditures from any fund exceed the estimated revenues to be received plus any unencumbered balance or less any deficit estimated for the beginning of the budget year.
- 4) The District shall, before the beginning of the fiscal year, approve the budget and approve or adopt such orders, motions, resolutions or ordinances as may be required to authorize the budgeted expenditures and produce the revenues in the budget.
- 5) After the District has approved the budget and approved or adopted the orders, motions, resolutions or ordinances required to authorize the expenditures proposed in the budget, the District shall not increase the total amount authorized for expenditure from any fund, unless the District Council adopts a resolution setting forth the facts and reasons making the increase necessary and approves or adopts an order, motion resolution or ordinance to authorize the expenditures.

The 2016 budget was approved at the regularly scheduled Board of Directors' meeting.

D) CAPITAL ASSETS AND LONG-TERM LIABILITIES

In accordance with the cash basis of accounting, the government-wide and fund financial statements report capital asset additions as expenditures when cash is expended and debt proceeds are shown as other financing sources when cash is received. Debt principal payments are shown as expenditures when payments are made. Capital assets and long term liabilities are not maintained on these financial statements but long term debt is disclosed later in these notes to the financial statements.

E) FUND BALANCE AND NET POSITION

Net Position represents the difference between assets and liabilities. Net Position is reported as restricted when there are limitations imposed on their use either through the enabling legislation adopted by the District or through external restrictions imposed by laws or regulations of the government. All other net position that does not meet the definition of "restricted" are reported as unrestricted net position. It is the District's policy to expend restricted resources first if the restrictions are met.

Fund balances are classified as follows:

Nonspendable- This classification includes amounts that cannot be spent because they are either (a) not in spendable form or (b) are legally or contractually required to be maintained intact. The District did not have any nonspendable fund balance as of December 31, 2016.

Restricted- This classification includes amounts for which constraints have been placed on the use of the resources either (a) externally imposed by creditors (such as through a debt covenant), grantors, contributors, or law or regulations of other governments, or (b) imposed by law through constitutional provisions or enabling legislation. The District did not have any restricted fund balance as of December 31, 2016.

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONCLUDED)

E) FUND BALANCE AND NET POSITION (CONCLUDED)

Committed- This classification includes amounts that can be used only for specific purposes pursuant to constraints imposed by formal action of the District's Board. These amounts cannot be used for any other purpose unless the Board removes or changes the specified use by taking the same type of action (ordinance or resolution) that was employed when the funds were initially committed. This classification also includes contractual obligations to the extent that existing resources have been specifically committed for use in satisfying those contractual requirements. The District had no committed resources as of December 31, 2016.

Assigned- This classification includes amounts that are constrained by the District's intent to be used for a specific purpose but are neither restricted nor committed. This intent can be expressed by the District Board through budgetary process. The District had no assigned resources as of December 31, 2016.

Unassigned- All amounts not included in other spendable classifications.

The District would typically use Restricted fund balances first, followed by Committed resources, and then Assigned resources, as appropriate opportunities arise, but reserves the right to selectively spend Unassigned resources first to defer the use of these other classified funds.

2) CASH AND CASH EQUIVALENTS

The District complies with various restrictions on deposits and investments, which are imposed by the state statutes as follows:

Deposits - All deposits with financial institutions must be collateralized in an amount at least equal to uninsured deposits.

Investments - The District may invest in bonds of the State of Missouri or any wholly owned corporation of the United States; or in other short-term obligations of the United States.

Cash of the District at December 31, 2016 is as follows:

Deposits

At December 31, 2016, the carrying amount of the District's deposits was \$2,930 and the bank balance was \$2,930. The bank balance in the Special Trust Fund was \$2,281 at year end. Any balance maintained in this account would be covered by federal depository insurance up to \$250,000. All cash balances with the Trustee were invested in Fidelity U.S. Treasury Money Market accounts. Due to the short-term nature of investments, cash balances are classified as cash equivalents in the District's basic financial statements. The Fidelity U.S. Treasury Money Market Fund is not insured by federal depository insurance coverage. The Fund, however, invests only in direct obligations of the United States and repurchase agreements for direct obligations of the United States.

Investments

There were no investments at December 31, 2016.

3) COMMITMENTS

On December 1, 2006, the District entered into an Intergovernmental Cooperation Agreement between the City of Dardenne Prairie, BaratHaven Transportation Development District and the BaratHaven Community Improvement District.

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

3) COMMITMENTS (CONCLUDED)

Pursuant to this Agreement, Creek Valley, LLC and BaratHaven Development, LLC (collectively, the "Developer") and the City entered into an Annexation Agreement dated September 1, 2005 (the "Annexation Agreement"). Through the Annexation Agreement the Developer affirmed its agreement to construct certain transportation-related improvements and other public improvements within the City. The parties also agreed to create the Transportation Development District & Community Improvement District for the purpose of financing certain improvements.

4) LITIGATION

At December 31, 2016 there were no claims or lawsuits pending against the District.

5) TAXES

On February 17, 2006, pursuant to the CID Act, the CID adopted Resolution No. 06-004 authorizing the CID to impose a property tax on all real property within the CID Boundaries ("CID Property Tax"). Following are the rates the CID has imposed.

Year	Rate
2007	\$0.8555 per \$100
2008	\$0.8555 per \$100
2009	\$0.8555 per \$100
2010	\$0.8555 per \$100
2011	\$1.000 per \$100
2012	\$1.000 per \$100
2013	\$1.000 per \$100
2014	\$1.000 per \$100
2015	\$1.000 per \$100
2016	\$1.000 per \$100

6) LONG-TERM DEBT

At the year ended December 31, 2016 the balance of Special Revenue Note R-4 was \$1,313,000, the balance of Special Revenue Notes R-5-8 was \$328,000, and the balance of Special Revenue Note R-3 was \$494,000. The special revenue notes bear interest at 9.25% and are scheduled to mature on December 28, 2026.

The payments are interest only unless enough excess funds exist to make principal payments. The total amount of interest that is past due as of December 31, 2016 is \$806,187. In 2016 the District paid \$148,184 in interest expense.

Special Revenue Note R-4, Series 2006

Revenue notes payable, January 1, 2015	\$	1,313,000
Notes issued		-
Revenue notes payable, December 31, 2015	\$	1,313,000
Notes issued		-
Revenue notes payable, December 31, 2016	\$	1,313,000

Special Revenue Note R-4 was originally Issued as Special Revenue Note R-2, but was replaced when the original investor sold to a new investor in November 2010.

BaratHaven Community Improvement District

Notes to Financial Statements For the Year Ended December 31, 2016

6) LONG-TERM DEBT (CONCLUDED)

Special Revenue Note R-5-8, Series 2006

Revenue notes payable, January 1, 2015	\$	328,000
Notes issued		-
Revenue notes payable, December 31, 2015	\$	328,000
Notes issued		-
Revenue notes payable, December 31, 2016	\$	328,000

The Special Revenue Notes R-5, R-6, R-7 and R-8 were originally issued as Special Revenue Note R-1, but were replaced when the original investor sold to a new investor in March 2012.

Special Revenue Note R-3, Series 2008 (Not issued as of December 31, 2016)

Revenue notes payable, January 1, 2015	\$	494,000
Notes issued		-
Notes allocated to Barathaven TDD		-
Revenue notes payable, December 31, 2015	\$	494,000
Notes issued		-
Revenue notes payable, December 31, 2016	\$	494,000

The Special Revenue Note Series R-3 was approved by the District in 2008. It is a legal obligation of the District. The total cost of the Barat Academy project was \$1,454,000. Originally, half of the project was to be paid out of Barathaven CID and half to be paid out of Barathaven TDD. However, only \$494,000 was approved to be paid from the Barathaven CID and the remaining costs were allocated to Barathaven TDD. The R-3 notes have not been endorsed and thus not actually issued by the District as of December 31, 2016.

7) PROJECT COSTS

For the year ending December 31, 2016 the District had no project costs.

8) SUBSEQUENT EVENTS

These financial statements considered subsequent events through June 28, 2017, the date the financial statements were available to be issued. The District is currently being audited by the Missouri State Auditor's office. The State Auditor believes the real estate tax levy imposed was not properly certified. Further, the State Auditor has indicated it does not believe the District is levying its tax for debt service and therefore the tax is subject to roll back pursuant to the Hancock Amendment.

Supplementary Information

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

General Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
CID property tax revenues	\$ 152,000	\$ 158,803	\$ 160,964	\$ 2,161
Interest income	-	3	3	-
Total Revenues	\$ 152,000	\$ 158,806	\$ 160,967	\$ 2,161
Expenditures:				
Bank fees	\$ 180	\$ 180	\$ 182	\$ (2)
Trustee fees	2,385	1,743	1,743	-
Administrative expenses	5,000	5,000	5,000	-
Insurance expenses	1,500	1,500	1,538	(38)
Legal and professional fees	1,100	1,100	1,100	-
Audit fees	2,400	2,400	2,400	-
Total Expenditures	\$ 12,565	\$ 11,923	\$ 11,963	\$ (40)
Other Financing Sources (Uses)				
Transfers in	-	-	-	-
Transfers out	(139,435)	(148,184)	(148,184)	-
Total Other Financing Sources (Uses)	\$ (139,435)	\$ (148,184)	\$ (148,184)	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ (1,301)	\$ 820	\$ 2,121
Fund Balances - at beginning of the year		2,110	2,110	
Fund Balances - at end of the year		\$ 809	\$ 2,930	

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -
Debt Service Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
Interest income	\$ -	\$ -	\$ -	\$ -
Total Revenues	\$ -	\$ -	\$ -	\$ -
Expenditures:				
Interest expense				
Total Expenditures	\$ 139,435	\$ 148,184	\$ 148,184	\$ -
Other Financing Sources (Uses)				
Transfers in	\$ 139,435	\$ 148,184	\$ 148,184	\$ -
Transfers out	-	-	-	-
Total Other Financing Sources (Uses)	\$ 139,435	\$ 148,184	\$ 148,184	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ -	\$ -	\$ -
Fund Balances - at beginning of the year				
Fund Balances - at end of the year	\$ -	\$ -	\$ -	\$ -

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

Project Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
Interest income	\$ -	\$ -	\$ -	\$ -
Total Revenues	\$ -	\$ -	\$ -	\$ -
Expenditures:				
Project costs	\$ -	\$ -	\$ -	\$ -
Total Expenditures	\$ -	\$ -	\$ -	\$ -
Other Financing Sources (Uses)				
Transfers in	\$ -	\$ -	\$ -	\$ -
Transfers out	\$ -	\$ -	\$ -	\$ -
Total Other Financing Sources (Uses)	\$ -	\$ -	\$ -	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ -	\$ -	\$ -
Fund Balances - at beginning of the year				
Fund Balances - at end of the year	\$ -	\$ -	\$ -	\$ -

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

Special Trust Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
CID property tax revenues	\$ 152,000	\$ 158,803	\$ 160,964	\$ 2,161
Total Revenues	\$ 152,000	\$ 158,803	\$ 160,964	\$ 2,161
Expenditures:				
Bank fees	\$ 180	\$ 180	\$ 182	\$ (2)
Total Expenditures	\$ 180	\$ 180	\$ 182	\$ (2)
Other Financing Sources (Uses)				
Transfers in	\$ -	\$ -	\$ -	\$ -
Transfers out	(151,820)	(159,925)	(159,925)	-
Total Other Financing Sources (Uses)	\$ (151,820)	\$ (159,925)	\$ (159,925)	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ (1,302)	\$ 857	\$ 2,159
Fund Balances - at beginning of the year		1,424	1,424	
Fund Balances - at end of the year		\$ 122	\$ 2,281	

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

Revenue Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
Interest income	\$ -	\$ 3	\$ 3	\$ -
Total Revenues	\$ -	\$ 3	\$ 3	\$ -
Expenditures:				
Trustee fees				
Total Expenditures	\$ 2,385	\$ 1,743	\$ 1,743	\$ -
Other Financing Sources (Uses)				
Transfers in	\$ 151,820	\$ 318,527	\$ 318,527	\$ -
Transfers out	(149,435)	(316,786)	(316,786)	\$ -
Total Other Financing Sources (Uses)	\$ 2,385	\$ 1,741	\$ 1,741	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ 1	\$ 1	\$ -
Fund Balances - at beginning of the year				
Fund Balances - at end of the year		\$ 1	\$ 1	\$ -

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

Operating Fund - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
Interest income	\$ -	\$ -	\$ -	\$ -
Total Revenues	\$ -	\$ -	\$ -	\$ -
Expenditures:				
Administrative expenses	\$ 5,000	\$ 5,000	\$ 5,000	\$ -
Insurance expenses	1,500	1,500	1,538	(38)
Legal and professional fees	1,100	1,100	1,100	-
Audit fees	2,400	2,400	2,400	-
Total Expenditures	\$ 10,000	\$ 10,000	\$ 10,038	\$ (38)
Other Financing Sources (Uses)				
Transfers in	\$ 10,000	\$ 10,000	\$ 10,000	\$ -
Transfers out	-	-	-	-
Total Other Financing Sources (Uses)	\$ 10,000	\$ 10,000	\$ 10,000	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	\$ -	\$ -	\$ (38)	\$ (38)
Fund Balances - at beginning of the year				
		686	686	
Fund Balances - at end of the year		\$ 686	\$ 648	

The accompanying notes to financial statements are an integral part of this statement.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

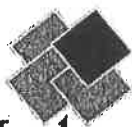
All Funds - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
CID property tax revenues	\$ 152,000	\$ 158,803	\$ 160,964	\$ 2,161
Interest income	-	3	3	-
Total Revenues	\$ 152,000	\$ 158,806	\$ 160,967	\$ 2,161
Expenditures:				
Trustee fees	\$ 2,385	\$ 1,743	\$ 1,743	\$ -
Bank fees	180	180	182	(2)
Administrative expenses	5,000	5,000	5,000	-
Insurance expense	1,500	1,500	1,538	(38)
Legal and professional fees	1,100	1,100	1,100	-
Audit fees	2,400	2,400	2,400	-
Interest expense	139,435	148,184	148,184	-
Total Expenditures	\$ 152,000	\$ 160,107	\$ 160,147	\$ (40)
Other Financing Sources (Uses)				
Transfers in	\$ 139,435	\$ 148,184	\$ 148,184	\$ -
Transfers out	(139,435)	(148,184)	(148,184)	-
Total Other Financing Sources (Uses)	\$ -	\$ -	\$ -	\$ -
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses				
	\$ -	\$ (1,301)	\$ 820	\$ 2,121
Fund Balances - at beginning of the year		2,110	2,110	
Fund Balances - at end of the year		\$ 809	\$ 2,930	

The accompanying notes to financial statements are an integral part of this statement.

Compliance Section



Wade Stables P.C.
CERTIFIED PUBLIC ACCOUNTANTS

100 North Sixth Street • P.O. Box 796 • Hannibal, Missouri 63401-0796 • Phone (573) 221-5998 • Fax (573) 221-2044

**Independent Auditor's Report on Internal Control over Financial Reporting
and on Compliance and Other Matters Based on an Audit of Financial Statements
Performed in Accordance with Government Auditing Standards**

To the Board of Directors
BaratHaven Community Improvement District
Dardenne Prairie, Missouri

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities and each major fund of BaratHaven Community Improvement District, as of and for the year ended December 31, 2016, and the related notes to the financial statements, which collectively comprise BaratHaven Community Improvement District's basic financial statements, and have issued our report thereon dated June 28, 2017.

Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered BaratHaven Community Improvement District's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of BaratHaven Community Improvement District's internal control. Accordingly, we do not express an opinion on the effectiveness of BaratHaven Community Improvement District's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether BaratHaven Community Improvement District's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

**Independent Auditor's Report on Internal Control over Financial Reporting
and on Compliance and Other Matters Based on an Audit of Financial Statements
Performed in Accordance with *Government Auditing Standards* (Concluded)**

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Wade Stables P.C.

Wade Stables P.C.
Certified Public Accountants

June 28, 2017
Hannibal, Missouri

RESOLUTION NO. 17-001

**A RESOLUTION OF THE BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT APPROVING A REAL PROPERTY
TAX LEVY AT THE RATE OF \$1.00 PER \$100.00 ASSESSED
VALUATION FOR THE TAX YEAR ENDING
DECEMBER 31, 2017; AND AUTHORIZING CERTAIN
ACTIONS IN CONNECTION THEREWITH**

WHEREAS, the BarathHaven Community Improvement District (the "*District*") is a community improvement district and a political subdivision of the State of Missouri organized under the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "*CID Act*"); and

WHEREAS, on February 17, 2006, the Board of Directors of the District adopted Resolution 06-004 authorizing a tax upon real property located within the boundaries of the District; and

WHEREAS, at a mail-in election held on May 2, 2006, the qualified voters of the District approved the imposition of a real property tax upon all real property within the District at a rate of not more than \$1.00 per \$100.00 assessed valuation for a period of up to 40 years from the date on which the tax is first imposed; and

WHEREAS, pursuant to Section 67.1531.2 of the CID Act, the District may levy a real property tax rate lower than the tax rate ceiling approved by the qualified voters and may increase that lowered tax rate to a level not exceeding the tax rate ceiling without further approval of the qualified voters; and

WHEREAS, the Board of Directors of the District desires to confirm and approve the tax rate to be levied upon the real property within the boundaries of the District at \$1.00 per \$100.00 assessed valuation for the tax year ending December 31, 2014, as set forth on the tax roll set forth as **Exhibit A**, attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BARATHAVEN COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Approval of Tax Rate for the Tax Year Ending December 31, 2017. The Board of Directors hereby approves the tax rate to be levied upon the real property within the boundaries of the District at \$1.00 per \$100.00 assessed valuation for the tax year ending December 31, 2017, as set forth on the tax roll set forth as **Exhibit A**, attached hereto and incorporated herein by reference.

Section 2. Submittal of Resolution to County Collector. The District's Administrator shall provide a certified copy of this Resolution to the Collector of Revenue of St. Charles County, Missouri.

Section 3. Further Authority. All actions heretofore taken by the authorized representatives, agents and employees of the District in connection with the transaction contemplated by this Resolution are hereby ratified and confirmed, and the District shall, and the representatives, agents and employees of the District are hereby authorized and directed to, take such further action, and execute and deliver such other documents and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 4. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of

the District are hereby authorized and directed to, take such further action, and execute and deliver such other documents and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 5. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 6. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 7. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Board of Directors.

Passed this 14th day of June, 2017.

I, the undersigned, Chair of the BaratHaven Community Improvement District, hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on June 14, 2017.

[SEAL]



BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT



WITNESS my hand and official seal this 14th day of June, 2017.

ATTEST:



Secretary Board of Directors

RESOLUTION NO. 17-002

**A RESOLUTION OF THE BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT REPEALING RESOLUTION
NO. 17-001; APPROVING A REAL PROPERTY TAX LEVY AT
THE RATE OF \$0.8591 PER \$100.00 ASSESSED VALUATION
FOR THE TAX YEAR ENDING DECEMBER 31, 2017; AND
AUTHORIZING CERTAIN ACTIONS IN CONNECTION
THEREWITH**

WHEREAS, the BaratHaven Community Improvement District (the "*District*") is a community improvement district and a political subdivision of the State of Missouri organized under the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "*CID Act*"); and

WHEREAS, on February 17, 2006, the Board of Directors of the District adopted Resolution 06-004 authorizing a tax upon real property located within the boundaries of the District; and

WHEREAS, at a mail-in election held on May 2, 2006, the qualified voters of the District approved the imposition of a real property tax upon all real property within the District at a rate of not more than \$1.00 per \$100.00 assessed valuation for a period of up to 40 years from the date on which the tax is first imposed; and

WHEREAS, pursuant to Section 67.1531.2 of the CID Act, the District may levy a real property tax rate lower than the tax rate ceiling approved by the qualified voters and may increase that lowered tax rate to a level not exceeding the tax rate ceiling without further approval of the qualified voters; and

WHEREAS, on June 14, 2017, the Board of Directors of the District approved Resolution No. 17-001, which authorized the real property tax rate to be levied upon the real property within the boundaries of the District for the tax year ending December 31, 2017; and

WHEREAS, the Board of Directors of the District desires to repeal Resolution No. 17-001 and to confirm and approve the tax rate to be levied upon the real property within the boundaries of the District at \$0.8591 per \$100.00 assessed valuation for the tax year ending December 31, 2017, as provided for on the tax roll set forth as **Exhibit A**, attached hereto and incorporated herein by reference, which tax rate has been determined based upon the 2017 tax levy certification calculation set forth as **Exhibit B**, attached hereto and incorporated herein by reference, and based upon the St. Charles County Certification of Property Tax Rolls set forth as **Exhibit C**, attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BARATHAVEN COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Repeal of Resolution No. 17-001. The Board of Directors hereby repeals Resolution No. 17-001.

Section 2. Approval of Tax Rate for the Tax Year Ending December 31, 2017. The Board of Directors hereby approves the tax rate to be levied upon the real property within the boundaries of the District at \$0.8591 per \$100.00 assessed valuation for the tax year ending December 31, 2017, as provided for on the tax roll set forth as **Exhibit A**, attached hereto and incorporated herein by reference,

which tax rate has been determined based upon the 2017 tax levy certification calculation set forth as **Exhibit B**, attached hereto and incorporated herein by reference, and based upon the St. Charles County Certification of Property Tax Rolls set forth as **Exhibit C**, attached hereto and incorporated herein by reference.

Section 3. Submittal of Resolution to County Collector and County Registrar. The District's Administrator shall provide certified copies of this Resolution to the Collector of Revenue and the Registrar of St. Charles County, Missouri.

Section 4. District Officers to Execute Resolution. The Chair of the Board of Directors of the District is hereby authorized and directed to execute this Resolution for and on behalf of and as the act and deed of the District and the Secretary or Assistant Secretary of the District is hereby authorized and directed to attest to the Resolution.

Section 5. Further Authority. All actions heretofore taken by the authorized representatives, agents and employees of the District in connection with the transaction contemplated by this Resolution are hereby ratified and confirmed, and the District shall, and the representatives, agents and employees of the District are hereby authorized and directed to, take such further action, and execute and deliver such other documents and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 6. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 7. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 8. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Board of Directors.

(The remainder of this page is intentionally left blank.)

Passed this 13th day of September, 2017.

I, the undersigned, Chair of the BaratHaven Community Improvement District, hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on September 13, 2017.



[SEAL]

BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT



WITNESS my hand and official seal this 13th day of September, 2017. ✓

ATTEST:



Secretary, Board of Directors

RESOLUTION NO. 17-003

A RESOLUTION OF THE BARATHAVEN COMMUNITY IMPROVEMENT DISTRICT AMENDING THE BUDGET OF THE DISTRICT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2017; APPROVING THE PROPOSED BUDGET OF THE DISTRICT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018 WITH INSTRUCTIONS TO FORWARD SAME TO THE CITY OF DARDENNE PRAIRIE, MISSOURI IN ACCORDANCE WITH THE COMMUNITY IMPROVEMENT DISTRICT ACT; AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH

WHEREAS, the BaraTHaven Community Improvement District (the "*District*") is a political subdivision of the State of Missouri organized under the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "*CID Act*"); and

WHEREAS, Section 67.010 of the Revised Statutes of Missouri, as amended, requires each political subdivision of the State of Missouri to prepare an annual budget prior to the beginning of the ensuing fiscal year; and

WHEREAS, Section 67.030 of the Revised Statutes of Missouri, as amended, allows each political subdivision to revise, alter, increase or decrease the items contained in the budget; provided, that in no event shall the total authorized expenditures from any fund exceed the estimated revenues to be received plus any unencumbered balance or less any deficit estimated for the beginning of the budget year; and

WHEREAS, Section 67.1471 of the CID Act requires that the District shall submit the proposed annual budget prior to the beginning of each fiscal year to the Board of Aldermen of the City of Dardenne Prairie, Missouri (the "*City*").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BARATHAVEN COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Amendment of Budget for Fiscal Year 2017. The budget of the District for the fiscal year ending December 31, 2017, is hereby amended as set forth on **Exhibit A**, attached hereto and incorporated herein by reference.

Section 2. Approval of Proposed Budget for Fiscal Year 2018. The proposed budget of the District for the fiscal year ending December 31, 2018, is hereby approved as set forth on **Exhibit A**, attached hereto and incorporated herein by reference.

Section 3. District Administrator to Forward Proposed Budget to City. The District's Administrator shall send a copy of the proposed budget to the City's Board of Aldermen for its review and comment in accordance with the CID Act. If the District does not receive written comments from the City on or before the date that is the later of 60 days prior to the first day of the fiscal year or 30 days after submission to the City, the proposed budget shall become the final budget.

Section 4. District Officers to Execute Resolution. The Chair of the Board of Directors of the District is hereby authorized and directed to execute this Resolution for and on behalf of and as the act and deed of the District and the Secretary or Assistant Secretary of the District is hereby authorized and directed to attest to the Resolution.

Section 5. Further Authority. All actions heretofore taken by the authorized representatives, agents and employees of the District in connection with the transaction contemplated by this Resolution are hereby ratified and confirmed, and the District shall, and the representatives, agents and employees of the District are hereby authorized and directed to, take such further action, and execute and deliver such other documents and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 6. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 7. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 8. Effective Date. This Resolution shall take effect and be in full force upon its passage by the District's Board of Directors.

Passed this 13th day of September, 2017.

I, the undersigned, Chair of the BaratHaven Community Improvement District, hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on September 13, 2017.

[SEAL]



**BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT**



WITNESS my hand and official seal this 13th day of September, 2017.

ATTEST:

[Redacted signature area]
Secretary, Board of Directors

EXHIBIT A

**BARATHAVEN
COMMUNITY IMPROVEMENT DISTRICT**

PROPOSED BUDGET FOR FISCAL YEAR ENDING DECEMBER 31, 2018

AND

AMENDED BUDGET FOR FISCAL YEAR ENDING DECEMBER 31, 2017

CHAIR

William Laskowsky

BOARD OF DIRECTORS

Michael Luna, Director

Craig Stankovich, Vice Chair/ Secretary

Tom Vonderheid, Treasurer

Dale Grove, Director

Robert Klahr, Executive Director

Laura Lashley, Assistant Secretary

Development Dynamics, LLC, District Administrator

**BUDGET MESSAGE
BY DISTRICT ADMINISTRATOR**

The City of Dardenne Prairie, Missouri (the "*City*"), and Creek Valley, LLC ("*Creek Valley*"), and Barathaven Development, LLC ("*Barathaven*") and, together with Creek Valley, the "*Developer*", and Barat Academy (the "*Academy*") entered into a First Amended and Restated Annexation Agreement dated as of December 1, 2007 (as modified or amended from time to time, the "*Annexation Agreement*"), to provide for certain transportation-related improvements and other public improvements within the City. Pursuant to the Annexation Agreement, the Developer agreed to create the BaratHaven Transportation Development District (the "*TDD*") for the purpose of financing such transportation-related improvements pursuant to the Missouri Transportation Development District Act, Sections 238.200 to 238.280 of the Revised Statutes of Missouri, as amended and agreed to create the BaratHaven Community Improvement District (the "*CID*") for the purpose of financing such public improvements pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "*CID Act*").

On January 17, 2006, a Petition for the Creation of a Community Improvement District (the "*Petition*") was filed with the Clerk of the City pursuant to the CID Act. On February 15, 2006, the City held a public hearing regarding creation of the CID, at which public hearing notice of the contents of the Petition was given. On February 15, 2006, the City's Board of Alderman adopted Ordinance No. 992 establishing the CID as a political subdivision of the State of Missouri pursuant to the CID Act.

On February 17, 2006, pursuant to the CID Act, the CID adopted Resolution No. 06-004 authorizing the District to impose a property tax at the rate of not less than \$0.8555 and not more than \$1.00 per \$100.00 assessed valuation on all real property within the CID boundaries ("*CID Property Tax*"). On May 2, 2006 the qualified voters of the CID approved the CID Property Tax at a mail-in election held in accordance with Section 67.1551 of the CID Act.

Pursuant to the Annexation Agreement, the Developer has undertaken the construction of the Transportation Project (as defined in the Annexation Agreement) and other public improvements described in the Petition (collectively, the Transportation Project and such other public improvements are defined as the "*Public Improvements*") and has submitted Certificates of Reimbursable Project Costs (as defined in the Annexation Agreement) accompanied by itemized invoices, receipts and other information to allow the CID to confirm that the amounts advanced by the Developer constitute Reimbursable Project Costs, as defined in the Annexation Agreement.

As reimbursement of the Developer for such Reimbursable Project Costs related to the Transportation Project, the TDD has authorized the issuance of its not to exceed \$4,215,000 BaratHaven Transportation Development District (Dardenne Prairie, St. Charles County, Missouri) Special Revenue Notes, Series 2006 (the "*TDD Notes*"), which TDD Notes are secured by a Trust Indenture dated as of August 1, 2006 (the "*TDD Indenture*"), between the TDD and UMB Bank, N.A., as trustee.

As reimbursement of the Developer for those Reimbursable Project Costs that are not related to the Transportation Project, the CID has authorized the issuance of its not to exceed \$4,215,000 (less the principal amount of the TDD Notes) BaratHaven Community Improvement District (Dardenne Prairie, St. Charles County, Missouri) Taxable Special Revenue Notes, Series 2006 (the "*CID Notes*"), which CID Notes are secured by a Trust Indenture dated as of December 1, 2006 (the "*CID Indenture*"), between the CID and UMB Bank, N.A., as trustee.

Pursuant to the Annexation Agreement, the Academy has undertaken the construction of the Additional Transportation Project (as defined in the Annexation Agreement) and other public improvements on real property owned by the Academy and/or GRG (as defined in the Annexation Agreement) and described in the Petition (collectively, the Additional Transportation Project and such other public improvements are defined as the "*Academy Public Improvements*") and has submitted a Certificate of Reimbursable Project Costs accompanied by itemized invoices, receipts and other information to allow the CID to confirm that the amounts advanced by the Academy constitute Reimbursable Project Costs, as defined in the Annexation Agreement.

As reimbursement of the Academy for such Reimbursable Project Costs related to the Additional Transportation Project, it is anticipated that the TDD may, at the Academy's request, authorize the issuance of its Not to Exceed \$1,592,942 BaratHaven Transportation Development District (Dardenne Prairie, St. Charles County, Missouri) Subordinate Special Revenue Notes (the "*Subordinate TDD Notes*"), which Subordinate TDD Notes will be secured by a Trust Indenture (the "*Subordinate TDD Indenture*"), between the TDD and UMB Bank, N.A., as trustee. To date, the Academy has not requested issuance of the Subordinate TDD Notes.

As reimbursement of the Academy for those Reimbursable Project Costs that are not related to the Additional Transportation Project, the CID has authorized and may, at the Academy's request, issue of its Not to Exceed \$1,592,942 (less the principal amount of the Subordinate TDD Notes) BaratHaven Community Improvement District (Dardenne Prairie, St. Charles County, Missouri) Subordinate Special Revenue Notes (the "*Subordinate CID Notes*"), which Subordinate CID Notes will be secured by a Trust Indenture (the "*Subordinate CID Indenture*"), between the CID and UMB Bank, N.A., as trustee. To date, the Academy has not requested issuance of the Subordinate CID Notes.

On May 8, 2006, the CID adopted Resolution No. 06-007, which authorized the CID to enter into an Agreement for Administrative Services with Development Dynamics, LLC (the "*Administrator*"), to provide various services to the CID in connection with the administration, collection, enforcement and operation of the CID Property Tax (as defined in the Annexation Agreement). Pursuant to the Annexation Agreement, the Administrator shall transfer all CID Revenues (as defined in the Annexation Agreement) on deposit in the CID Trust Fund (as defined in the Annexation Agreement) to provide for the payment of CID Administrative Costs (as defined in the Annexation Agreement), on-going maintenance costs and repayment of the CID Notes and, upon satisfaction in full of the CID Notes, to payment of TDD Administrative Costs (as defined in the Annexation Agreement) and repayment of the TDD Notes and, upon satisfaction in full of the TDD Notes, to payment of CID Administrative Costs and repayment of the Subordinate CID Notes and, upon satisfaction in full of the Subordinate CID Notes, to payment of TDD Administrative Costs and repayment of the Subordinate TDD Notes.

Pursuant to the Annexation Agreement, CID Administrative Costs of the District include overhead expenses of the CID for administration, supervision and inspection incurred in connection with the Public Improvements and paid initially by the Developer subject to reimbursement in accordance with the Annexation Agreement and, upon the first deposit of CID Revenues into the Operating Fund, paid by the District out of the Operating Fund, including without limitation the following: (a) reimbursement (in an amount not to exceed one and one-half percent (1½%) of the CID Revenues collected in the applicable year) of expenses incurred by the City pursuant to Section 67.1461.3 of the CID Act to establish the CID and review the CID's annual budgets and reports; (b) reimbursement of the petitioners for the costs of filing and pursuing the petition to establish the CID and all publication and incidental costs incurred therewith; (c) reimbursement of the Board of Directors for actual expenditures in the performance of authorized duties on the behalf of the CID; and (d) costs related to any authorized indebtedness of the CID, including the issuance and repayment of obligations.

To date, the CID has issued CID Notes in an aggregate principal amount of \$1,641,000. In 2008, the CID also authorized the issuance of Subordinate CID Notes in an aggregate principal amount of \$727,000, but such Subordinate CID Notes have not yet been issued.

During 2014, the CID had CID Property Tax revenues of \$152,752 and interest income of \$3. The CID had total expenditures were \$144,391, consisting of interest payments of \$131,836 on the CID Notes, CID Administrative Costs of \$9,988, trustee fees of \$2,385 and bank fees of \$182. The CID did not pay any principal on the CID Notes, leaving an outstanding balance of \$1,641,000 at the end of the fiscal year ended December 31, 2014.

During 2015, the CID had CID Property Tax revenues of \$149,526 and interest income of \$3. The CID had total expenditures were \$160,688, consisting of interest payments of \$148,237 on the CID Notes, CID Administrative Costs of \$9,885, trustee fees of \$2,385 and bank fees of \$181. The CID did not pay any principal on the CID Notes, leaving an outstanding balance of \$1,641,000 at the end of the fiscal year ended December 31, 2015.

During 2016, the CID had CID Property Tax revenues of \$160,964 and interest income of \$3. The CID had total expenditures were \$160,147, consisting of interest payments of \$148,184 on the CID Notes, CID Administrative Costs of \$10,038, trustee fees of \$1,743 and bank fees of \$182. The CID did not pay any principal on the CID Notes, leaving an outstanding balance of \$1,641,000 at the end of the fiscal year ended December 31, 2016.

During 2017, the CID anticipates CID Property Tax revenues of approximately \$183,707 and interest income of approximately \$92. The CID anticipates total expenditures of approximately \$185,439, consisting of interest payments of approximately \$172,170 on the CID Notes, CID Administrative Costs of approximately \$10,061, trustee fees of approximately \$3,028 and bank fees of approximately \$180. The CID hereby pledges its net CID Revenues after payment of CID Administrative Costs, bank fees and trustee fees to repayment of the CID Notes in accordance with the CID Indenture. The CID does not anticipate paying any principal of the CID Notes, leaving an outstanding balance of \$1,641,000 at the end of the fiscal year ending December 31, 2017.

During 2018, the CID anticipates CID Property Tax revenues of approximately \$177,287 and interest income of approximately \$0. The CID anticipates total expenditures of approximately \$146,275, consisting of interest payments of approximately \$96,900 on the CID Notes, CID Administrative Costs of approximately \$10,210, trustee fees of approximately \$2,385 and bank fees of approximately \$180. In addition, the District anticipates establishing an escrow of approximately \$36,600 for possible refund to taxpayers seeking recoupment. In addition, the District anticipates transfer of approximately \$31,010 to trustee for the TDD Notes to cover outstanding trustee fees of approximately \$4,000 and past-due and current TDD Administrative Costs of approximately \$27,010. The CID hereby pledges its net CID Revenues after payment of CID Administrative Costs, bank fees and trustee fees to repayment of the CID Notes in accordance with the CID Indenture. The CID does not anticipate paying any principal of the CID Notes, leaving an outstanding balance of \$1,641,000 at the end of the fiscal year ending December 31, 2018.

The BaratHaven CID is currently under review by the Missouri State Auditor. The CID Real Property Tax calculation for the 2017 tax year which is received in the fiscal year 2018 budget reflects a modification in the calculation as a result of anticipated certification calculation changes. However, the net effect between revenues in 2017 and 2018 are very minimal due to changes in assessed valuation.

**BaratHaven Community Improvement District 2018
Proposed Budget Overview
January through December**

	<u>Jan - Dec 18</u>
Ordinary Income/Expense	
Income	
Real Prop Tax Trust Fund Inc.	
CID Property Tax Revenue	177,286.84
Total Real Prop Tax Trust Fund Inc.	<u>177,286.84</u>
Total Income	<u>177,286.84</u>
Expense	
Real Prop Tax Trust Fund Exp	
Banking Fees	
Service Charge	180.00
Total Banking Fees	<u>180.00</u>
Total Real Prop Tax Trust Fund Exp	<u>180.00</u>
Trustee UMB Expense Accounts	
BH CID Dbt Svc 130733.2 Expense	
Interest Payment	96,900.00
Total BH CID Dbt Svc 130733.2 Expense	<u>96,900.00</u>
BH CID Operating 130733.3 Exp.	
Administration Expense	5,000.00
Audit	2,400.00
Insurance Expense - Oper Fd	1,561.00
Legal Expense	1,249.00
Total BH CID Operating 130733.3 Exp.	<u>10,210.00</u>
BH CID Rev Acct 130733.4 Exp	
Trustee Fees	2,385.00
Total BH CID Rev Acct 130733.4 Exp	<u>2,385.00</u>
Tax Escrow Account	
Tax Payer Rebate	36,600.00
Total Tax Escrow Account	<u>36,600.00</u>
Total Trustee UMB Expense Accounts	<u>146,095.00</u>
Total Expense	<u>146,275.00</u>
Net Ordinary Income	<u>31,011.84</u>
Other Income/Expense	
Other Income	
Other Financing Sources/Uses	
Transfer In	
To Debt Service From Revenue	113,700.00
To Operating From Revenue	10,210.00
To Tax Escrow From Revenue	36,600.00
To Revenue From Prop Tax Trust	177,106.00
Total Transfer In	<u>337,616.00</u>
Total Other Financing Sources/Uses	<u>337,616.00</u>
Total Other Income	<u>337,616.00</u>

Other Expense	
Transfer Out	
From DS to TDD Oper(R5-8 Port)	16,800.00
From Prop Tax Trust to Revenue	177,106.00
From Revenue To Debt Service	113,700.00
From Revenue To Operating	10,210.00
From Revenue to Tax Escrow	36,600.00
From Revenue to TDD Operating	10,210.00
From Revenue to TDD Revenue	4,000.00
Total Transfer Out	368,626.00
Total Other Expense	368,626.00
Net Other Income	-31,010.00
Net Income	1.84

Beginning Balance	\$ 1,289.47
Ending Balance	\$ 1,291.31

Fund Balance	1/1/2018	Additions	Subtractions	12/31/2018
Property Tax Trust	\$ 138.91	\$ 177,286.84	\$ (177,286.00)	\$ 139.75
Tax Escrow Account	-	36,600.00	(36,600.00)	-
Trustee Debt Service	8.75	113,700.00	(113,700.00)	8.75
Trustee Operating	607.22	10,210.00	(10,210.00)	607.22
Trustee Muni Revenue	504.44			504.44
Trustee Revenue	30.15	177,106.00	(177,105.00)	31.15
Total	\$ 1,289.47	\$ 514,902.84	\$ (514,901.00)	\$ 1,291.31

Debt Outstanding	1/1/2018	Issued	Retired	12/31/2018
Series 2006 Revenue Note R-1 (replaced by R-5, R-6, R-7, R-8)				
Series 2006 Revenue Note R-2 (replaced by R-4)				
Series 2006 Revenue Note R-4 (replaced R-2 when Vantage sold to new investor, Nov. 2010)	1,313,000.00	-	-	1,313,000.00
Series 2006 Revenue Note R-5 (replaced portion of R-1 when sold to new investors, March 2012)	148,000.00	-	-	148,000.00
Series 2006 Revenue Note R-6 (replaced portion of R-1 when sold to new investors, March 2012)	73,000.00	-	-	73,000.00
Series 2006 Revenue Note R-7 (replaced portion of R-1 when sold to new investors, March 2012)	74,000.00	-	-	74,000.00
Series 2006 Revenue Note R-8 (replaced portion of R-1 when sold to new investors, March 2012)	33,000.00	-	-	33,000.00
Certificate of Reimbursable Costs #10, approved via Reso. 08-008, no Note has been issued	494,000.00	-	-	494,000.00
Total	\$ 2,135,000.00	\$ -	\$ -	\$ 2,135,000.00

The R-1 Notes were allocated between four investors in March 15, 2012 and became Notes R-5, R-6, R-7 and R-8. The R-2 Note ownership change occurred in Nov. 2010 and became Series 2006 Revenue Note R-4. The Certificate of Reimbursable Costs #10 was approved in the amount of \$1,454,000, allocating \$494,000 to the CID and the remaining \$960,216.01 to the TDD (approved through Resolution 08-008). The total outstanding obligations have been \$2,135,000 since 2008 and have not changed. Accrued interest is calculated and reported annually in the audited financial statements of the CID.

**BaratHaven Community Improvement District 2017
Profit & Loss Budget Overview
January through December**

	<u>Jan - Aug 17</u>	<u>Amended 2017 Budget</u>	<u>Original 2017 Budget</u>
Ordinary Income/Expense			
Income			
Real Prop Tax Trust Fund Inc.			
CID Property Tax Revenue	183,706.53	183,706.53	185,840.00
Total Real Prop Tax Trust Fund Inc.	183,706.53	183,706.53	185,840.00
Trustee UMB Income Accounts			
BH CID Debt Svc 130733.2 Income			
Interest	8.75	8.75	
Total BH CID Debt Svc 130733.2 Income	8.75	8.75	
BH CID Muni Rev 130733.1 Income			
Interest	31.66	33.00	
Total BH CID Muni Rev 130733.1 Income	31.66	33.00	
BH CID Oper 130733.3 Income			
Interest Earned - Oper Fd	13.04	20.00	
Total BH CID Oper 130733.3 Income	13.04	20.00	
BH CID Revenue 130733.4 Income			
Interest Income	30.15	30.15	
Total BH CID Revenue 130733.4 Income	30.15	30.15	
Total Trustee UMB Income Accounts	83.60	91.90	
Total Income	183,790.13	183,798.43	185,840.00
Expense			
Real Prop Tax Trust Fund Exp			
Banking Fees			
Service Charge	106.65	180.00	180.00
Total Banking Fees	106.65	180.00	180.00
Total Real Prop Tax Trust Fund Exp	106.65	180.00	180.00
Trustee UMB Expense Accounts			
BH CID Dbt Svc 130733.2 Expense			
Interest Payment	172,170.30	172,170.30	173,275.00
Total BH CID Dbt Svc 130733.2 Expense	172,170.30	172,170.30	173,275.00
BH CID Operating 130733.3 Exp.			
Administration Expense	2,500.00	5,000.00	5,000.00
Audit	2,400.00	2,400.00	2,400.00
Insurance Expense - Oper Fd	1,561.00	1,561.00	1,500.00
Legal Expense	0.00	1,100.00	1,100.00
Total BH CID Operating 130733.3 Exp.	6,461.00	10,061.00	10,000.00
BH CID Rev Acct 130733.4 Exp			
Trustee Fees	3,027.50	3,027.50	2,385.00
Total BH CID Rev Acct 130733.4 Exp	3,027.50	3,027.50	2,385.00
Total Trustee UMB Expense Accounts	181,658.80	185,258.80	185,660.00
Total Expense	181,765.45	185,438.80	185,840.00
Net Ordinary Income	2,024.68	-1,640.37	0.00

Other Income/Expense			
Other Income			
Other Financing Sources/Uses			
Transfer In			
To Debt Serv From Muni Rev	172,169.94	172,169.94	
To Debt Service From Revenue	0.00	0.00	173,275.00
To Operating From Revenue	10,000.00	10,000.00	10,000.00
To Revenue From Prop Tax Trust	185,668.00	185,668.00	185,660.00
Total Transfer In	367,837.94	367,837.94	368,935.00
Total Other Financing Sources/Uses	367,837.94	367,837.94	368,935.00
Total Other Income	367,837.94	367,837.94	368,935.00
Other Expense			
Transfer Out			
From Debt Service to Revenue	0.00	0.00	173,275.00
From Muni Rev to DS	172,169.94	172,169.94	
From Prop Tax Trust to Revenue	185,668.00	185,668.00	185,660.00
From Revenue To Operating	10,000.00	10,000.00	10,000.00
Total Transfer Out	367,837.94	367,837.94	368,935.00
Total Other Expense	367,837.94	367,837.94	368,935.00
Net Other Income	0.00	0.00	0.00
Net Income	2,024.68	-1,640.37	0.00

Beginning Balance	\$ 2,929.84
Ending Balance	\$ 1,289.47

Fund Balance	1/1/2017	Additions	Subtractions	12/31/2017
Property Tax Trust	\$ 2,280.38	\$ 183,706.53	\$ (185,848.00)	\$ 138.91
Trustee Debt Service	0.36	172,178.69	(172,170.30)	8.75
Trustee Operating	648.22	10,020.00	(10,061.00)	607.22
Trustee Muni Revenue	0.88	185,701.00	(185,197.44)	504.44
Trustee Revenue	-	30.15		30.15
Total	\$ 2,929.84	\$ 551,636.37	\$ (553,276.74)	\$ 1,289.47

Debt Outstanding	1/1/2017	Issued	Retired	12/31/2017
Series 2006 Revenue Note R-1 (replaced by R-5, R-6, R-7, R-8)				
Series 2006 Revenue Note R-2 (replaced by R-4)				
Series 2006 Revenue Note R-4 (replaced R-2 when Vantage sold to new investor, Nov. 2010)	1,313,000.00	-	-	1,313,000.00
Series 2006 Revenue Note R-5 (replaced portion of R-1 when sold to new investors, March 2012)	148,000.00	-	-	148,000.00
Series 2006 Revenue Note R-6 (replaced portion of R-1 when sold to new investors, March 2012)	73,000.00	-	-	73,000.00
Series 2006 Revenue Note R-7 (replaced portion of R-1 when sold to new investors, March 2012)	74,000.00	-	-	74,000.00
Series 2006 Revenue Note R-8 (replaced portion of R-1 when sold to new investors, March 2012)	33,000.00	-	-	33,000.00
Certificate of Reimbursable Costs #10, approved via Reso. 08-008, no Note has been issued	494,000.00	-	-	494,000.00
Total	\$ 2,135,000.00	\$ -	\$ -	\$ 2,135,000.00

The R-1 Notes were allocated between four investors in March 15, 2012 and became Notes R-5, R-6, R-7 and R-8. The R-2 Note ownership change occurred in Nov. 2010 and became Series 2006 Revenue Note R-4. The Certificate of Reimbursable Costs #10 was approved in the amount of \$1,454,000, allocating \$494,000 to the CID and the remaining \$960,216.01 to the TDD (approved through Resolution 08-008). The total outstanding obligations have been \$2,135,000 since 2008 and have not changed. Accrued interest is calculated and reported annually in the audited financial statements of the CID.

BaratHaven Community Improvement District

Statement of Revenues Collected and Expenditures Paid -

All Funds - Budget and Actual - Cash Basis

For the Year Ended December 31, 2016

	Budgeted Amount Original	Budgeted Amount Final	Actual	Variance - Favorable (Unfavorable)
Revenues:				
CID property tax revenues	\$ 152,000	\$ 158,803	\$ 160,964	\$ 2,161
Interest income	-	3	3	-
Total Revenues	<u>\$ 152,000</u>	<u>\$ 158,806</u>	<u>\$ 160,967</u>	<u>\$ 2,161</u>
Expenditures:				
Trustee fees	\$ 2,385	\$ 1,743	\$ 1,743	\$ -
Bank fees	180	180	182	(2)
Administrative expenses	5,000	5,000	5,000	-
Insurance expense	1,500	1,500	1,538	(38)
Legal and professional fees	1,100	1,100	1,100	-
Audit fees	2,400	2,400	2,400	-
Interest expense	139,435	148,184	148,184	-
Total Expenditures	<u>\$ 152,000</u>	<u>\$ 160,107</u>	<u>\$ 160,147</u>	<u>\$ (40)</u>
Other Financing Sources (Uses)				
Transfers in	\$ 139,435	\$ 148,184	\$ 148,184	\$ -
Transfers out	(139,435)	(148,184)	(148,184)	-
Total Other Financing Sources (Uses)	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Excess (Deficiency) of Revenues and Other Sources Over Expenditures and Other Uses	<u>\$ -</u>	<u>\$ (1,301)</u>	<u>\$ 820</u>	<u>\$ 2,121</u>
Fund Balances - at beginning of the year		<u>2,110</u>	<u>2,110</u>	
Fund Balances - at end of the year		<u>\$ 809</u>	<u>\$ 2,930</u>	

The accompanying notes to financial statements are an integral part of this statement.

RESOLUTION NO. 17-004

**A RESOLUTION OF THE BARATHAVEN COMMUNITY
IMPROVEMENT DISTRICT APPROVING AND AUTHORIZING
THE EXECUTION OF A FIRST SUPPLEMENTAL TRUST
INDENTURE BETWEEN THE DISTRICT AND
UMB BANK, N.A., RELATING TO ITS SPECIAL REVENUE
NOTES, SERIES 2006; APPROVING AND AUTHORIZING THE
EXECUTION OF AN ESCROW AGREEMENT BETWEEN THE
DISTRICT AND UMB BANK, N.A.; PROVIDING THE DETAILS
THEREOF; AND AUTHORIZING CERTAIN ACTIONS IN
CONNECTION THEREWITH**

WHEREAS, the City of Dardenne Prairie, Missouri, (the "*City*"), and Creek Valley, LLC, and BaratHaven Development, LLC (collectively, the "*Developer*") and Barat Academy, entered into a First Amended and Restated Annexation Agreement dated as of December 1, 2007 (the "*Annexation Agreement*"), to provide for certain transportation-related improvements and other public improvements within the City; and

WHEREAS, pursuant to the Annexation Agreement, the Developer agreed to create the BaratHaven Transportation Development District (the "*TDD*") for the purpose of financing such transportation-related improvements pursuant to the Missouri Transportation Development District Act, Sections 238.200 to 238.275 of the Revised Statutes of Missouri, as amended (the "*TDD Act*") and to create the BaratHaven Community Improvement District (the "*CID*") for the purpose of financing such transportation-related improvements and other public improvements pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "*CID Act*"); and

WHEREAS, on January 26, 2006, the Circuit Court of St. Charles County, Missouri, entered a Judgment and Order Organizing a Transportation Development District, which established the TDD as a political subdivision pursuant to and in accordance with the TDD Act; and

WHEREAS, on February 15, 2006, the City's Board of Alderman adopted Ordinance No. 922 establishing the CID as a political subdivision of the State of Missouri pursuant to and in accordance with the CID Act; and

WHEREAS, the TDD has previously issued its Special Revenue Notes, Series 2006 (the "*Series 2006 TDD Notes*"), in an aggregate principal amount of not to exceed \$4,215,000, in order to finance the Transportation Project (as defined in the Annexation Agreement); and

WHEREAS, the CID has previously issued its Special Revenue Notes, Series 2006 (the "*Series 2006 CID Notes*"), in an aggregate principal amount of not to exceed \$4,215,000 (less the principal amount of the Series 2006 TDD Notes), in order to finance those Public Improvements (as defined in the Annexation Agreement) that do not constitute part of the Transportation Project; and

WHEREAS, on December 1, 2006, the CID and UMB Bank, N.A., as Trustee (the "*Trustee*"), entered into a Trust Indenture in connection with the issuance of the Series 2006 CID Notes (the "*Trust Indenture*"); and

WHEREAS, the Trust Indenture provides that the CID and the Trustee may enter into supplemental indentures as shall be deemed necessary and desirable by the CID for the purpose of

modifying, amending, adding to or rescinding any of the terms or provisions contained in the Trust Indenture or any supplemental indenture with the consent of not less than a majority of the registered owners of the aggregate principal amount of the Series 2006 CID Notes then Outstanding (as defined in the Trust Indenture); and

WHEREAS, the Board of Directors anticipates that it will obtain the consent of a majority of the registered owners of the Outstanding Series 2006 CID Notes and hereby finds that it is necessary and desirable to supplement the Trust Indenture and to enter into a First Supplemental Trust Indenture between the CID and the Trustee (the *"Supplemental CID Indenture"*); and

WHEREAS, the Supplemental CID Indenture provides that certain CID revenues will be transferred to an escrow fund (the *"Escrow Fund"*) and administered in accordance with the terms of the Supplemental CID Indenture and the Escrow Agreement (as defined below); and

WHEREAS, the Board of Directors hereby finds that it is necessary and desirable to establish the Escrow Fund and enter into an Escrow Agreement (the *"Escrow Agreement"*) between the CID and UMB Bank, N.A., as escrow agent (the *"Escrow Agent"*).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF BARATHAVEN COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Approval of Supplemental CID Indenture and Escrow Agreement. The Board of Directors of the CID hereby approves and authorizes the CID to enter into the following documents (collectively, the *"CID Documents"*) in substantially the forms attached hereto, with such changes therein as shall be approved by the officers of the Board of Directors of the CID executing such documents and as may be necessary or desirable to carry out and comply with the intent of this Resolution, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) First Supplemental Trust Indenture dated as of September 1, 2017, between the CID and the Trustee, set forth as **Exhibit A**, attached hereto and incorporated herein by reference; and

(b) Escrow Trust Agreement dated as of September 1, 2017, between the CID and the Escrow Agent, as set forth as **Exhibit B**, attached hereto and incorporated herein by reference.

Section 2. Execution of Documents. The CID is hereby authorized to enter into and the Chair or Vice Chair of the Board of Directors of the CID is hereby authorized and directed to execute and deliver, and the Secretary or Assistant Secretary of the CID is hereby authorized to seal and attest, for and on behalf of and as the act and deed of the CID, the CID Documents and such other documents, notes and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 3. CID Officers to Execute Resolution. The Chair of the Board of Directors of the District is hereby authorized and directed to execute this Resolution for and on behalf of and as the act and deed of the District and the Secretary or Assistant Secretary of the District is hereby authorized and directed to attest to the Resolution.

Section 4. Further Authority. The CID shall, and the officials, agents and employees of the CID are hereby authorized and directed to, take such further action, and execute and deliver such other documents, notes and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the CID with respect to the CID Documents.

Section 5. Designation of Escrow Agent. The CID hereby approves and designates UMB Bank, N.A. as the Escrow Agent under the Escrow Agreement.

Section 6. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of the Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the CID has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 7. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 8. Effective Date. This Resolution shall take effect and be in full force immediately after its adoption by the CID.

Passed this 13th day of September, 2017.

I, the undersigned, Chair of the BaratHaven Community Improvement District, hereby certify that the foregoing Resolutions were duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on September 13, 2017.

[SEAL]



**BARATHVEN COMMUNITY
IMPROVEMENT DISTRICT**



WITNESS my hand and official seal this 13th day of September, 2017.

ATTEST:



Secretary, Board of Directors



Office of Missouri State Auditor
Nicole Galloway, CPA

BaratHaven
Community Improvement District

Report No. 2017-121

October 2017

auditor.mo.gov



CITIZENS SUMMARY

Findings in the audit of BaratHaven Community Improvement District

Property Taxes	BaratHaven Community Improvement District (CID) officials never certified the district's property tax rate with the State Auditor's Office (SAO) as required by Section 137.073, RSMo. As a result, all property taxes imposed by the district and collected by the St. Charles County Collector totaling approximately \$1,325,000 are improper, and the CID imposed property taxes of \$34,400 in excess of what was allowed by the state constitution. In addition, the CID did not identify errors in the assessment rolls provided to the County Collector, allowing commercial property within the district boundaries to not be assessed property taxes for the past 3 years.
Financial Condition	The CID is unable to meet its annual debt service requirements. CID revenues are not sufficient to pay semi-annual interest payments, and no principal payments have been made in the more than 10 years since the district was created.
Allocation of Project Costs	The CID did not maintain, and could not provide, documentation to support how project costs were allocated between the CID and the BaratHaven Transportation Development District.

In the areas audited, the overall performance of this entity was **Fair**.*

*The rating(s) cover only audited areas and do not reflect an opinion on the overall operation of the entity. Within that context, the rating scale indicates the following:

- Excellent:** The audit results indicate this entity is very well managed. The report contains no findings. In addition, if applicable, prior recommendations have been implemented.
- Good:** The audit results indicate this entity is well managed. The report contains few findings, and the entity has indicated most or all recommendations have already been, or will be, implemented. In addition, if applicable, many of the prior recommendations have been implemented.
- Fair:** The audit results indicate this entity needs to improve operations in several areas. The report contains several findings, or one or more findings that require management's immediate attention, and/or the entity has indicated several recommendations will not be implemented. In addition, if applicable, several prior recommendations have not been implemented.
- Poor:** The audit results indicate this entity needs to significantly improve operations. The report contains numerous findings that require management's immediate attention, and/or the entity has indicated most recommendations will not be implemented. In addition, if applicable, most prior recommendations have not been implemented.

BaratHaven Community Improvement District

Table of Contents

State Auditor's Report	2
------------------------	---

Introduction	
Background	3
Scope and Methodology	4

Management Advisory Report - State Auditor's Findings	
1. Property Taxes	6
2. Financial Condition	9
3. Allocation of Project Costs	10

Appendix	
Statement of Revenues, Expenditures, and Changes in Fund Balance	12



NICOLE GALLOWAY, CPA
Missouri State Auditor

William Laskowsky, Chairman
and
Board of Directors
BaratHaven Community Improvement District
Dardenne Prairie, Missouri

We have audited certain operations of the BaratHaven Community Improvement District as authorized under Section 67.1471.5, RSMo. The scope of our audit included, but was not necessarily limited to, the year ended December 31, 2016. The objectives of our audit were to:

1. Evaluate the district's internal controls over significant management and financial functions.
2. Evaluate the district's compliance with certain legal provisions.
3. Evaluate the economy and efficiency of certain management practices and operations, including certain financial transactions.

We conducted our audit in accordance with the standards applicable to performance audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform our audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides such a basis.

For the areas audited, we identified no significant deficiencies in internal controls, non-compliance with legal provisions, and the need for improvement in management practices and procedures.

The accompanying Management Advisory Report presents our findings arising from our audit of the BaratHaven Community Improvement District.

Nicole R. Galloway, CPA
State Auditor

The following auditors participated in the preparation of this report:

Director of Audits: Robert E. Showers, CPA, CGAP
Audit Managers: Dennis Lockwood, CPA
Wayne Kauffman, MBA, CPA
Audit Staff: Mariyam Raziyeve

BaratHaven Community Improvement District

Introduction

Background

The BaratHaven Community Improvement District (CID) is located in the City of Dardenne Prairie. The CID was organized in February 2006 by an ordinance passed by the city's Board of Alderman. Pursuant to the petition filed requesting the formation of the district, the members of the CID Board of Directors are appointed by the Mayor with the consent of the Board of Alderman.¹

The CID was formed for the purpose of constructing public infrastructure improvements to facilitate a mixed-use development that was expected to include 159 single-family residences, 89 single-family detached villas, a 16 acre lake for fishing and recreation, a 97 acre park, and 17 acres of commercial/retail space to provide services, shops, and restaurants. The CID has a fiscal year end of December 31 and had an independent audit performed for the year ended December 31, 2016.

Obligations

Notes with a principal amount of \$1,641,000 were issued to fund the improvements and the costs of issuance. The notes accrue interest at 9.25 percent and mature on December 28, 2026.

Revenues

In May 2006, the qualified voters² (property owners) of the CID approved the imposition of a property tax of up to \$1 per \$100 assessed valuation (AV) for a period of 40 years. The CID Board passed resolutions setting the property tax rate at \$0.8555 per \$100 of AV for 2006 through 2010; and increased the property tax rate to \$1 per \$100 of AV effective in 2011. The CID calculated the amount of property tax owed based on assessment information provided by the St. Charles County Assessor. The CID then provided the amount of property tax owed by parcel to the St. Charles County Collector who collect and remit the property tax to the CID.

Governance

CID Board members serve 3 year terms and serve without compensation. Members of the Board at December 31, 2016, were:

¹ The petition requires two of the directors to be appointed in accordance with the annexation agreement between the city, Creek Valley, LLC, and BaratHaven Development, LLC; one of the directors from the commercial class as provided for in the Declaration of Covenants, Conditions and Restrictions for the BaratHaven Development (the "Master Declaration"), one of the directors from the Residential Class as provided in the Master Declaration, and one of the directors from either the Commercial or the Residential Class as provided for in the Master Declaration.

² Since there were not any registered voters who resided within the boundaries at the time of the election, the qualified voters were the developers.



BaratHaven Community Improvement District Introduction

Name	Term Expires
William Laskowsky (1) (4)	February 15, 2016 (6)
Craig Stankovich (2) (5)	February 15, 2018
Tom Vonderheid (3) (5)	February 15, 2016 (6)
Dale Grove (5)	February 15, 2020
Michael Luna (5)	February 15, 2018

- (1) Chairman
- (2) Vice Chairman and Secretary
- (3) Treasurer
- (4) Representative of a commercial property owner
- (5) Resident of the district
- (6) Serving pursuant to Section 67.1451.4, RSMo, until a successor is appointed. The terms were subsequently extended to expire on February 15, 2020.

Scope and Methodology

The scope of our audit included, but was not necessarily limited to, the year ended December 31, 2016.

We reviewed relevant statutes and CID agreements; including state law,³ the petition to form the CID, the ordinance forming the CID, the amended intergovernmental agreement between the CID and the city, the amended and restated annexation agreement between the developers and the city, the trust indenture between CID and the trustee, and the bylaws of the CID. Our review of these statutes and agreements covered the legal responsibilities of the district and the CID Board. In addition, we reviewed documentation related to the notes issued to fund the project to gain an understanding of the amount of liabilities issued and the terms of the liabilities. We also reviewed meeting minutes to obtain an understanding of actions taken by the Board.

We held discussions with the district administrator and legal counsel representing the district; the City Clerk and the City Attorney for the City of Dardenne Prairie; as well as the Assistant County Collector, County Assessor, and Assistant County Assessor for St. Charles County. The purpose of these conversations was to obtain an understanding of the CID's operations and decisions made by the CID Board as well as obtaining evidence of compliance with certain requirements and obtain information to assess the significance of issues identified in the audit. We obtained assessed values from the county and worked with the CID in order to determine the CID's property tax rate ceiling for 2017.

We obtained an understanding of the internal controls that are significant within the context of the audit objectives and assessed whether such controls have been properly designed and placed in operation. We also obtained an

³ Including Sections 67.010, 67.1401 through 67.1571, 105.145, and 137.037, RSMo.



BaratHaven Community Improvement District Introduction

understanding of legal provisions that are significant within the context of the audit objectives, and we assessed risk that illegal acts, including fraud, and violation of applicable contract or other legal provisions could occur. Based on that risk assessment, we designed and performed procedures to provide reasonable assurance of detecting instances of non-compliance significant to those provisions.

BaratHaven Community Improvement District

Management Advisory Report

State Auditor's Findings

1. Property Taxes

The BaratHaven Community Improvement District (CID) officials never certified the district's property tax rate with the State Auditor's Office (SAO). As a result, all property taxes imposed by the district and collected by the St. Charles County Collector totaling approximately \$1,325,000 are improper. In addition, the CID does not adequately monitor the assessment rolls provided by the County Assessor for accuracy. As a result, several commercial properties within the district were not assessed the CID property tax for 3 years.

1.1 Improper taxation

CID officials did not certify the district's property tax rate with the SAO as required by Section 137.073, RSMo. As a result, the CID has imposed, and the County Collector has collected, improper property taxes totaling approximately \$1,325,000 from 2006 to 2016. While the majority of the taxes collected would be allowable if the tax rate was certified, the district imposed and received approximately \$34,400 in property taxes in excess of the tax rate ceilings that would have been in effect if the CID had annually certified the property tax rates as required.

The qualified voters⁴ of the district approved the imposition of a real property tax on all real property within the district at a rate of not more than \$1 per \$100 assessed valuation for a period of up to 40 years at an election on May 2, 2006. The Board of Directors passed resolution 06-012 imposing the property tax at \$0.8555 per \$100 of assessed valuation on August 2, 2006.

In 2006, the CID's administrator sent letters to the County Registrar's Office and County Collector informing those officials of the property tax to be levied by the CID as well as providing a copy of resolution 06-012 and a map of the district boundaries. However, the CID did not provide the county with the proper information,⁵ including the property tax ceiling, to substantiate the property tax rate complied with state law. The county improperly treated the property tax as a special assessment. State law does not require special assessments to be certified by the SAO. The following year, the County Collector requested the CID to certify the tax as a special assessment, which the Chairman of the Board confirmed, and the property tax was never certified by the SAO. When a political subdivision fails to certify its tax rate, no property tax rate should be entered into the county property tax collection system. As a result, all property taxes collected on behalf of the CID were improperly imposed and collected.

⁴ Since there were not any registered voters who resided within the boundaries at the time of the election, the qualified voters were the developers under Section 67.1401.2(14), RSMo.

⁵ 15 CSR 40-3.120 requires submission of a tax rate summary page, a computation of reassessment growth and rate (Form A), the new voter approved tax rate or tax rate increase (Form B), debt service information (Form C), and recoupment information for political subdivisions (Form G).



BaratHaven Community Improvement District
Management Advisory Report - State Auditor's Findings

The process of the CID not providing the required information to the county, neither the CID nor the county submitting the property tax information to the SAO for certification, and the county placing an uncertified tax rate on the tax roll continued annually until we identified the violation during the current audit. The amount of improper property taxes collected by the County Collector from 2006 through 2016 totaled \$1,325,225. Of that amount, \$1,284,198 was remitted to the CID and the remaining amount was withheld for Collector Commissions or taxes paid under protest.

Taxes collected in excess of
allowable ceiling

Based on annual assessed value data for the district, the tax rate ceilings were recalculated. We concluded the CID imposed a property tax rate greater than the state constitution would have allowed if the district had certified its rates with the SAO for 4 of the last 5 years, resulting in excess collections of \$34,397. See the table below for additional detail.

Year	Collections (1)	Imposed	Ceiling	Collection
2012	\$ 140,676	1.00	0.9837	\$ 2,293
2014	154,321	1.00	0.9879	1,867
2015	163,264	1.00	0.9177	13,437
2016	\$ 188,556	1.00	0.9109	16,800
Total Excess Collections				\$ 34,397

(1) The amount collected by the St. Charles County Collector during the specific period and does not reflect actual revenues to the CID.

State law⁶ requires each political subdivision levying a property tax to certify the tax rate with the SAO and prohibits county collectors from collecting taxes that have not been certified. Completing the certification process provides assurance to the taxing entity that the tax rate being charged is in accordance with the constitution and state law.

1.2 Inaccurate tax rolls
submitted to the county

The CID did not identify errors in the assessment rolls provided to the County Collector. As a result, four commercial properties within the district boundaries have not been charged the property tax for the past 3 years.

The district's administrator receives the assessment roll for the parcels within the district boundaries from the County Assessor. The administrator then applies the property tax rate, currently \$1 per \$100 of assessed valuation, to the parcels and submits that listing to the County Collector to collect the property taxes. While the administrator indicated a detailed review was performed, errors were not corrected on the listing before it was submitted to the County Collector. Four commercial properties were not

⁶ Section 137.073, RSMo.



BaratHaven Community Improvement District Management Advisory Report - State Auditor's Findings

charged the CID property tax from 2014 through 2016 because the assessed valuations for these properties were set at \$0. The owners of these properties were not assessed \$6,389 in CID property taxes due to this error.

The property tax ballot approved by the qualified voters imposes a real property tax upon all real property within the district. Ensuring all information provided to the County Collector is accurate and all eligible real property is subject to the property tax helps ensure tax revenues are maximized and taxes are charged and collected fairly.

Recommendations

The CID Board:

- 1.1 Consult with legal counsel to determine how to remedy the situation regarding the improperly collected property taxes. Annually certify the property tax rate going forward.
- 1.2 Work with the county to ensure all non-exempt parcels within the district are charged the property tax.

Auditee's Response

- 1.1. *The district has consulted with legal counsel and will annually certify the property tax rate going forward.*

According to the county's Director of Finance, the property tax certification process is typically initiated when a political subdivision notifies the county of the imposition of a real estate tax levy. As stated in the SAO's findings, the district provided such notice to the county in 2006. However, the county improperly treated the property tax as a special assessment and, as such, did not provide the district with the various forms that were required to obtain certification of the property tax by the SAO, nor did the district independently complete such forms. From that time forward, the failure to certify the property tax rates with the SAO was a technical oversight on the part of the district and the county; there was no malicious intent on the part of any of the individuals involved. As soon as the SAO noted this issue during its audit, the district has worked with the county and the SAO to properly certify the property tax rate going forward.

In consultation with its legal counsel, the district has determined that it is unable to retroactively certify the property tax rates for prior years. However, to the extent that the SAO has determined that the district collected approximately \$34,397 in property taxes in excess of the tax rate ceilings that would have been in effect if the district had certified its property tax rates, the district's board of directors will offer a refund to taxpayers in the amount of the excess collections during the tax years in question (2012, 2014, 2015 and



BaratHaven Community Improvement District
Management Advisory Report - State Auditor's Findings

2016). Refunds will be made available through the district's administrator.

- 1.2 The district will work with the county to ensure all non-exempt parcels within the district are charged the property tax. The district monitors the assessments on an annual basis and questioned the County Assessor regarding the assessment of the four parcels in question. The parcels appeared as having zero value in the tax years 2014-2016. Issues with the commercial property assessments appeared after a software change at the County Assessor's office. The district will pursue more aggressively in the future.

2. Financial Condition

The CID is unable to meet its annual debt service requirements. CID revenues are not sufficient to pay semi-annual interest payments, and no principal payments have been made in the more than 10 years since the district was created. This situation is a result of the retail development portion of the project not materializing. As of December 31, 2016, accrued but unpaid interest totaled \$806,187.

The CID issued notes totaling \$1,641,000 to finance the district projects, including 'pre-approval' interest expenses⁷ and to pay for the cost of issuance. The notes were issued between December 2006 and October 2012 at an interest rate of 9.25 percent. To date, no principal payments have been made on the notes. From the period of 2009 through 2015, the CID received \$914,748 of property tax revenue. During that time, the CID paid interest expense of \$832,024. That amount was still not enough to satisfy the annual interest expense because the accrued but unpaid interest increased from \$383,661 to \$734,559 during that period.⁸ The notes mature on December 28, 2026. Based on the current tax base and revenue potential for the district, it is unlikely the note holders will be repaid the full amount owed.

Planning documents show plans for retail and office space development, however, such development did not occur. Based on revenue projections prepared by the district, the planned retail and office space development would have increased CID revenues enough when combined with the CID personal property tax to meet the debt service requirements. Since the primary development to occur was the residential development, the property taxes paid by those residents are the primary funding source available for

⁷ The developers charged the CID interest on the project costs funded by the developers and then later reimbursed by the CID. The pre-approval interest rate was 8 percent compounding monthly from the time the developers paid the invoice until the time the CID approved reimbursement to the developers. At this time, the CID Board consisted of the developers or their representatives.

⁸ Based on information in the CPA audited financial statements and provided by the trustee managing the notes.



BaratHaven Community Improvement District Management Advisory Report - State Auditor's Findings

the CID debt payments.⁹ The CID property taxes paid by these residents is insufficient to meet the annual interest expense requirements.

Recommendations

The CID Board maximize revenues where possible to pay current outstanding debt.

Auditee's Response

The CID Board will continue to maximize revenues where possible to pay its debt. The district's board of directors adopts an annual budget. It has limited annual operating expenses to roughly 5 percent of total revenues, thereby allowing it to apply the remainder of funds to the payment of debt service obligations. At the time that the district issued its debt in 2006, the district performed an analysis to determine how much tax revenue would be generated within the district and the amount of debt it could reasonably expect to repay. This information was used as the basis for sizing the district's debt. Like most such analyses, the district's was based upon forward-looking assumptions about the future mixed-use development that would occur within the district. Although much of the residential development has occurred, little of the commercial development has occurred as originally contemplated. Since the recession of 2008-9, the continuing contraction of the retail segment has hindered commercial development within the district. The district has sought and will continue to seek strategies as to how to restructure the current debt for better payoff.

3. Allocation of Project Costs

The CID did not maintain and could not provide documentation to support how project costs were allocated between the CID and the BaratHaven Transportation Development District (TDD).¹⁰ More than \$4.2 million in total project costs were allocated between the TDD and the CID.

The BaratHaven development project included transportation and other infrastructure improvements with a total estimated project cost at \$4.2 million. The TDD was created to fund the transportation-related costs, while the CID was created to fund the remaining public improvement costs, according to the Board's legal counsel. Legal counsel for both the TDD and CID allocated approximately \$2.6 million of costs to the TDD, and approximately \$1.6 million of costs to the CID. While the CID Board reviewed and approved cost certifications with supporting documentation for all the \$4.2 million in project costs, there was no review of the cost allocation to ensure only non-transportation costs were allocated to the CID. The Board could not provide us a detailed listing of the project costs allocated to the CID.

⁹ An insignificant amount of interest income is also earned by the CID.

¹⁰ The TDD was established to collect a sales tax. However, since no retail businesses have moved into the district's boundaries, the TDD has not collected any sales tax revenues.



BaratHaven Community Improvement District
Management Advisory Report - State Auditor's Findings

The Board's involvement in the allocation process is necessary to ensure the district is only responsible for CID-related expenses. Without appropriate documentation to support how the costs were allocated between the CID and the TDD, there is a risk the CID was allocated costs that should have been allocated to the TDD.

Recommendation

The CID Board ensure the allocation of project costs between political subdivisions is documented and retained for future projects.

Auditee's Response

The district will ensure that documentation regarding the allocation of project costs between political subdivisions is retained for any future projects, although none are contemplated. The district provided the SAO with all invoices submitted to and approved by the district's Board of Directors along with a schedule of the allocation of project costs between the CID and the TDD. However, during its audit, the SAO requested that the district provide account coding of invoices to serve as documentation of how each individual invoice was allocated between the CID and the TDD. Such invoices are over 10 years old and neither the district's administrator nor legal counsel was able to locate such documentation in their records. Legal counsel indicated that, at the time such invoices were submitted to the district's Board of Directors, legal counsel reviewed each individual invoice in order to determine whether such costs were transportation-related (and, therefore, allocated to the TDD) or were not transportation related (and, therefore, allocated to the CID). To the extent that there were invoices that contained soft costs that were partially transportation-related and partially not transportation-related, legal counsel indicated that such invoices were allocated pro-rata to the TDD and the CID on the same basis as the underlying construction costs were allocated to the TDD and the CID.

BaratHaven Community Improvement District

Statement of Revenues, Expenditures, and Changes in Fund Balance

Year Ended December 31, 2016

REVENUES

Property taxes	\$	160,964
Interest income		3
Total Revenues		<u>160,967</u>

EXPENDITURES

Debt service interest	148,184
Administration	5,000
Audit services	2,400
Trustee fees	1,743
Insurance	1,538
Legal	1,100
Banking	182
Total Disbursements	<u>160,147</u>

REVENUES OVER (UNDER) EXPENDITURES 820

Fund balance, beginning of year 2,110

Fund balance, end of year \$ 2,930

**Bryan Road
Community Improvement District**

Annual Report
Year End December 31, 2017

Dardenne Prairie, Missouri

Prepared By:
DEVELOPMENT DYNAMICS, LLC
1001 Boardwalk Springs Place, Suite #50 • O'Fallon, Missouri 63368 • (636) 561-8602
www.developmentdynamics.org

Table of Contents

1. Annual Report Overview	2
2. District Description	2
3. District Purpose	2
4. District Legal Description	3
5. District Boundary Map	4
6. District Financials	4

Signatures on documents attached have been redacted for security purposes.

1. Annual Report Overview

This Annual Report is submitted to City of Dardenne Prairie, Missouri (the "City") and the Missouri Department of Economic Development (MoDED) in accordance with provisions within the Community Improvement District Act (the "CID Act"), Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended.

2. District Description

Reporting Period:	January 1, 2017 through December 31, 2017	
Date District Established:	November 6, 2005	
Enacting Ordinance:	City of Dardenne Prairie Ordinance No. 952	
CID Sales Tax Effective Date:	April 1, 2006	
Municipality:	City of Dardenne Prairie 2032 Hanley Road Dardenne Prairie, MO 63368 Phone: 636/561-1718	
County:	St. Charles County	
District Administrator:	Development Dynamics, LLC 1001 Boardwalk Springs Place, Suite 50 O'Fallon, MO 63368 Phone: 636/561-8602	
Governing Board of Directors:	Chair:	Bob Glarner
	Secretary:	Scott Kolbe
	Treasurer:	David Glarner
	Director:	Gerald Scheidegger
	Director:	Robyn Schaber

3. District Purpose

In order to accommodate development, significant infrastructure improvements were constructed. More specifically, the improvements included:

- A. sidewalks, streets, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;
- B. construct improvements to the road system to serve the commercial/retail portion of the Development
- C. grading and storm water improvements required to serve the road system described in (A) and (B) above;

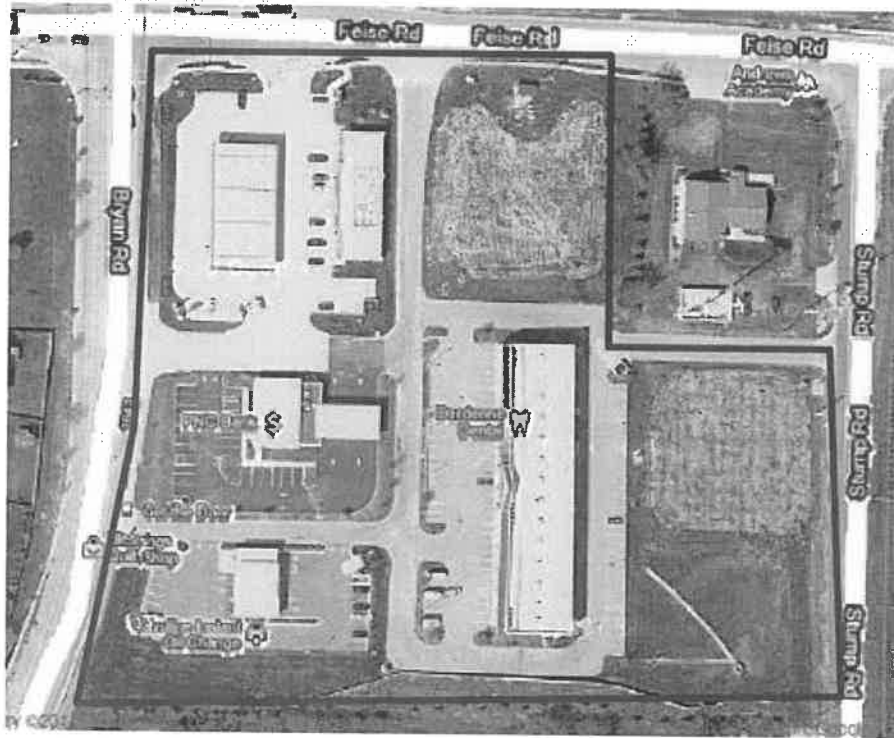
- D. accompanying grading, drainage, pavement, curb, gutter, sidewalk, storm water facilities, signing, striping, lighting, landscaping or other similar or related improvements in connection with items (A) through (C) above;
- E. storm water facilities and improvements to the detention area and grading and landscaping related to the storm water facilities and improvements, which are unrelated to the road system described in (A) through (D) above; and
- F. accompanying professional fees, including without limitation engineering (civil, traffic, and geotechnical), surveying, soil testing, legal, architectural and administration of the District.

4. District Legal Description

A tract of land being part of the Southwest Quarter of Section 6, Township 46 North, Range 3 East, St. Charles County, Missouri and being more particularly described as follows:

Beginning at the intersection of the North line of A Whispering Pines, Plat One, a subdivision according to the plat thereof recorded in Plat Book 32, Page 262 of St. Charles County records with the East right-of-way line of Bryan Road; thence along said right-of-way line the following course and distances; along a curve to the right whose chord bears North 11 degrees 39 minutes 31 seconds East 377.17 feet and whose radius point bears North 67 degrees 59 minutes 40 seconds West 1050.00 feet from the last mentioned point, an arc distance of 379.24 feet; thence North 01 degrees 18 minutes 42 seconds East 222.49 feet to a curve to the right whose chord bears North 46 degrees 05 minutes 22 seconds East 49.30 feet and whose radius point bears South 88 degrees 41 minutes 18 seconds East 35.00 feet from the last mentioned point, an arc distance of 54.71 feet; thence South 89 degrees 07 minutes 59 seconds East 219.76 feet; thence North 01 degrees 08 minutes 43 seconds East 20.14 feet to the South right-of-way line of Feise Road; thence along said right-of-way line the following courses and distances: South 89 degrees 07 minutes 59 seconds East 31.00 feet; thence along a curve to the right whose chord bears South 88 degrees 44 minutes 19 seconds East 89.95 feet and whose radius point bears South 00 degrees 52 minutes 01 seconds West 6531.81 feet from the last mentioned point, an arc distance of 89.95 feet; thence South 82 degrees 05 minutes 15 seconds East 79.23 feet to the West line of property conveyed to St. Charles County Ambulance District by deed recorded in book 2311, page 1759 of said records; thence along said West line, South 01 degrees 08 minutes 36 seconds West 228.12 feet; thence along the South of said St. Charles County Ambulance District property, South 88 degrees 51 minutes 24 seconds East 200.28 feet to the west right-of-way line of Stump Road; thence along said West right-of-way line, South 01 degrees 08 minutes 36 seconds West 410.50 feet to the North line of the aforesaid A Whispering Pines, Plat One; thence along said North line, North 88 degrees 58 minutes 14 seconds 723.98 feet to the POINT OF BEGINNING containing 8.720 acres as per record calculations by Bax Engineering Company, Inc. during December 2003.

5. Boundary Map



6. District Financials

The District financials are included within the attachments of this report. The financials provide the tax revenue, tax expenditures, any outstanding indebtedness, and fund balances for the District. Please refer to the Financial Report and Budget Resolution attached.

Attachments:

- Financial Statement for the Year Ended December 31, 2017
- Resolutions adopted during the Year Ended December 31, 2017
 - Resolution 2017-01, Designating banking signatories
 - Resolution 2017-02, Amending 2017 budget and approving 2018 budget

Bryan Road Community Improvement District
Annual Report of Financial Transactions
For the Fiscal Year January 1, 2017 to December 31, 2017

A. Beginning Balance

American Bank, 55103	\$ 56,534.02	\$ 56,534.02
----------------------	--------------	--------------

B. Summary of Receipts

CID Special Assessment	\$ 64,369.09	
CID Local Use Tax	\$ 370.87	
CID Sales Tax	\$ 23,695.26	
Interest Earnings	\$ 270.44	
Total Receipts		\$ 88,705.66

C. Summary of Disbursements

NID Administration Fee, Trustee Fee		
District Administrative Expenses	\$ (2,769.00)	
Insurance Expense	\$ (1,439.00)	
Maintenance Fee		
Missouri Department of Revenue Reports	\$ (210.00)	
Storm Sewer Maintenance	\$ (65,000.00)	
Total Disbursements		\$ (69,418.00)

D. Ending Balance

\$ 75,821.68

E. Summary of Ending Balance by Depository

American Bank, 55103	\$ 75,821.68	\$ 75,821.68
----------------------	--------------	--------------

F. Statement of Indebtedness
Bonded Indebtedness

Outstanding on 01/01/2017	Issued During 2017	Retired During 2017	Outstanding on 12/31/2017
\$ -	\$ -	\$ -	\$ -

G. Statement of Assessed Valuation and Tax Rates

The Bryan Road CID imposes a Special Assessment based on \$.28 per square foot for Class 1 and \$.05 per square foot for Class 2. Government Accounting Standards Board (GASB) Rule 77 Disclosure: The District has not entered into any property tax abatement agreements during the fiscal year.

Square Footage	Class	Parcel ID No.	Lot No.	2017 Annual Assessment
61,557	1	T061800064	1	\$17,235.96
42,258	1	T061800065	2	\$11,832.24
53,889	1	T061800066	3	\$15,088.92
50,777	1	T061800067	4	\$14,217.56
95,187	2	T061800068	5	\$4,759.35
37,705	2	T061800069	6	\$1,885.25
341,373				\$65,019.28

RESOLUTION NO. 17-001

**A RESOLUTION OF THE BRYAN ROAD COMMUNITY
IMPROVEMENT DISTRICT; DESIGNATING AUTHORIZED
DISTRICT REPRESENTATIVES FOR BANKING PURPOSES;
AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION
THEREWITH**

WHEREAS, pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "CID Act"), the Bryan Road Community Improvement District (the "District") was formed by Ordinance No. 952 (the "Ordinance") of the City of Dardenne Prairie, Missouri (the "City") on November 16, 2005 in accordance with Section 67.1421 of the CID Act; and

WHEREAS, the Ordinance provided that the District be established in accordance with the CID Act for the purpose of undertaking various public improvements identified in the Ordinance (the "Project") and financing the Project by providing revenues to repay eligible Project costs; and

WHEREAS, the District adopted Resolution No. 2006-04 authorizing a sales and use tax at a rate of on half percent (0.5%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within the District, to the extent such property and services are subject to taxation by the State of Missouri pursuant to the provisions of Sections 144.010 to 144.525 RSMo, as amended, except such sales tax shall not apply to the sale or use of motor vehicles, trailers, boats or outboard motors nor to public utilities (the "CID Sales Tax"), and the CID Sales Tax shall become effective on the first day of the second quarter, following its approval by the qualified voters of the District at a mail-in election held in accordance with the CID Act; and

WHEREAS, the Board of Directors of the District hereby finds and determines that it is necessary and desirable to maintain a bank account and designate authorized agents and officers of the District to order the payment of money from the District's bank account;

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
BRYAN ROAD COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:**

Section 1. Designating Authorized Signatories. The Board of Directors of the District hereby authorizes the District to maintain necessary bank accounts to conduct District business and to order the payment of money from such bank accounts, in accordance with the budget adopted by the District, as necessary.

Section 2. Further Authority. The District shall, and the officers and agents of the District 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 Resolution.

Section 3. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the

216

remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 4. Effective Date. This Resolution shall take effect and be in full force upon its passage by the District.

Passed this 29th day of November, 2017.

I, the undersigned, Chair of the Bryan Road Community Improvement District, hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on November 29, 2017.

**BRYAN ROAD
COMMUNITY IMPROVEMENT
DISTRICT**



Chair, Board of Directors



WITNESS my hand and official seal this 29th day of November, 2017.

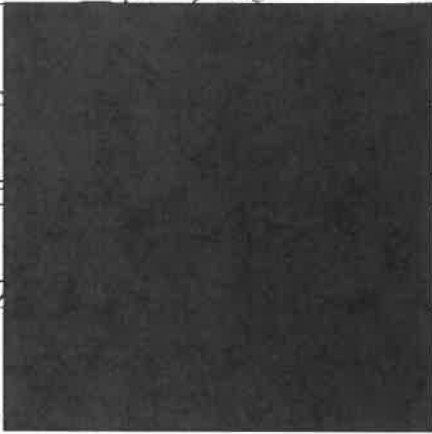
ATTEST:



Secretary, Board of Directors

CERTIFICATE OF AUTHORIZED DISTRICT REPRESENTATIVE

The Board of Directors of the Bryan Road Community Improvement District designate and approve the following individual(s) to serve as Authorized District Representative(s) for banking and financial reporting purposes of the District.

Name and Title	Specimen Signature
Bob Glarner, Chair – Board of Directors	
David Glarner, Treasurer – Board of Directors	
Laura Lashley, Assistant Secretary	
Patrick Nasi, Development Dynamics, LLC - District Administrator	

Passed and adopted by the Bryan Road Community Improvement District this 29th day of November, 2017.



**BRYAN ROAD
COMMUNITY IMPROVEMENT DISTRICT**



Chair, Board of Directors

RESOLUTION NO. 2017-002

A RESOLUTION OF THE BRYAN ROAD COMMUNITY IMPROVEMENT DISTRICT AMENDING THE BUDGET FOR THE YEAR ENDING DECEMBER 31, 2017; APPROVING THE BUDGET FOR THE YEAR ENDING DECEMBER 31, 2018; AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH

WHEREAS, the Bryan Road Community Improvement District (the "District") is a community improvement district and a political subdivision of the State of Missouri organized under the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the "CID Act"); and

WHEREAS, Section 67.010 of the Revised Statutes of Missouri, as amended, requires each political subdivision of the State of Missouri to prepare an annual budget prior to the beginning of the ensuing fiscal year; and

WHEREAS, Section 67.030 of the Revised Statutes of Missouri, as amended, allows each political subdivision to revise, alter, increase or decrease the items contained in the budget; provided, that in no event shall the total authorized expenditures from any fund exceed the estimated revenues to be received plus any unencumbered balance or less any deficit estimated for the beginning of the budget year; and

WHEREAS, neither Bonds nor Notes have been issued by the District, rather, CID revenues are utilized to pay for ongoing maintenance expenses; and

WHEREAS, Section 67.1471 of the CID Act requires that the District submit a preliminary budget prior to the beginning of each fiscal year to the City of Dardenne Prairie, Missouri (the "City").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRYAN ROAD COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Amending of Budget for the Fiscal Year 2017. The District budget of the for the year ending December 31, 2017, is hereby amended as set forth on **Exhibit A**, attached hereto and incorporated herein by reference. The Board of Directors authorizes the District Administrator to amend the budget revenues and expenditures to actual revenues and expenditures for the year ending December 31, 2017.

Section 2. Approval of the Budget for the Fiscal Year 2018. The budget of the District for the year ending December 31, 2018, is hereby approved as set forth on **Exhibit A**, attached hereto and incorporated herein by reference. The Board of Directors authorizes the District Administrator to amend budget revenues and expenditures to actual revenues and expenditures for the fiscal year ending December 31, 2018. The ending budget should demonstrate revenues plus fund balance exceed expenditures for the fiscal year.

Section 3. District to Forward Budget to City. The District shall send a copy of the budget to the City for review and comment in accordance with the CID Act.

Section 4. District Officers to Execute Resolution. The Chairman of the Board of Directors of the District is hereby authorized and directed to execute this Resolution for and on behalf of and as the act and deed of the District and the Secretary of the District is hereby authorized and directed to attest to the Resolution.

Section 5. Further Authority. All actions heretofore taken by the authorized representatives, agents and employees of the District in connection with the transaction contemplated by this Resolution are hereby ratified and confirmed, and the District shall, and the representatives, agents and employees of the District are hereby authorized and directed to, take such further action, and execute and deliver such other documents and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 6. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 7. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 8. Effective Date. This Resolution shall take effect and be in full force upon its passage by the District.

Passed this 29th day of November, 2017.



**BRYAN ROAD
COMMUNITY IMPROVEMENT DISTRICT**



Chair, Board of Directors

ATTEST:



Secretary, Board of Directors

EXHIBIT A

**Bryan Road
Community Improvement District**

**ANNUAL BUDGET FOR THE
YEAR ENDING
DECEMBER 31, 2018**

BOARD OF DIRECTORS

Robert Glarner, Chair

David Glarner, Treasurer Scott Kolbe, Secretary

Robyn Schaber, Director Jerry Scheidegger, Director

Development Dynamics LLC
District Administrators

BUDGET MESSAGE

On November 16, 2005, the City's Board of Alderman adopted Ordinance No. 952 which established the Bryan Road Community Improvement District as a political subdivision pursuant to and in accordance with the Missouri Community Improvement District Act, Sections 67.1401 through 67.1571 of the Revised Statutes of Missouri, as amended (the "CID Act").

On January 26, 2006, pursuant to the CID Act, the CID adopted Resolution No. 2006-03 authorizing the District to levy a special assessment on certain real property located in the Bryan Road Community Improvement District. The District adopted Resolution No. 2006-04 that provided for the imposition of a sales and use tax of up to one percent upon approval by qualified voters of the District.

The District began the fiscal year ending December 31, 2016 with a fund balance of \$46,875.00. The District CID revenues totaled \$88,878.02 through a combination of CID special assessment revenue (\$64,369.09), CID sales tax revenue (\$24,265.66), and a small amount of miscellaneous revenue. The District incurred expenses totaling \$79,219, comprised of the storm sewer maintenance costs, operating expenses, insurance and other miscellaneous expenses. The District ended the year with a fund balance of \$56,534.02.

During the fiscal year ending December 31, 2017, the District anticipates receiving CID revenues totaling \$87,640 in the form of CID special assessment revenue of \$64,370, CID sales tax revenue of \$23,000, and limited miscellaneous revenue. The District anticipates CID expenses to total approximately \$83,549, comprised of the storm sewer maintenance, operating expenses, insurance and other miscellaneous expenses. The anticipated year end fund balance is expected to be approximately \$60,625.

During the fiscal year ending December 31, 2018, the District anticipates receiving CID revenues totaling \$88,700 in the form of CID special assessment revenue of \$65,000, CID sales tax revenue of \$23,400, and limited miscellaneous revenue. The District anticipates CID expenses to total approximately \$83,000, comprised of the storm sewer maintenance, operating expenses, insurance and other miscellaneous expenses. The anticipated year end fund balance is expected to be approximately \$66,325.

**Bryan Road CID
Annual Budget
January 1, 2018 - December 31, 2018**

	<u>Jan - Dec 18</u>
Income	
CID Local Option Use Tax	400.00
CID Sales Tax	23,000.00
CID Special Assessment	65,000.00
Interest Earnings	<u>300.00</u>
Total Income	88,700.00
Expense	
Operating Expenses	
Administration	2,500.00
Insurance Expense	1,500.00
Legal Expenses	1,500.00
Maintenance Fee	<u>8,500.00</u>
Total	14,000.00
NID	4,000.00
Storm Sewer Maintenance	<u>65,000.00</u>
Total Expense	<u>83,000.00</u>
Net Income	<u><u>5,700.00</u></u>
Beginning Balance	\$ 60,625.02
Ending Balance	\$ 66,325.02

**Bryan Road CID
Amended Budget
FYE December 31, 2017**

	<u>Jan - Oct 2017</u>	<u>Amended 2017 Budget</u>	<u>Original 2017 Budget</u>
Income			
CID Local Option Use Tax	364.52	400.00	200.00
CID Sales Tax	18,867.68	22,600.00	24,000.00
CID Special Assessment	64,369.09	64,370.00	64,370.00
Interest Earnings	<u>225.23</u>	<u>270.00</u>	
Total Income	<u>83,826.52</u>	<u>87,640.00</u>	<u>88,570.00</u>
Expense			
Operating Expenses			
Administration	2,769.00	2,769.00	2,500.00
Insurance Expense	0.00	1,500.00	1,500.00
Legal Expenses	0.00	1,500.00	1,500.00
Maintenance Fee	<u>0.00</u>	<u>8,500.00</u>	<u>8,500.00</u>
Total	<u>2,769.00</u>	<u>14,269.00</u>	<u>14,000.00</u>
DOR Reports	210.00	280.00	280.00
NID	0.00	4,000.00	4,000.00
Storm Sewer Maintenance	<u>65,000.00</u>	<u>65,000.00</u>	<u>65,000.00</u>
Total Expense	<u>67,979.00</u>	<u>83,549.00</u>	<u>83,280.00</u>
Net Income	<u><u>15,847.52</u></u>	<u><u>4,091.00</u></u>	<u><u>5,290.00</u></u>
Beginning Balance		\$ 56,534.02	
Ending Balance		\$ 60,625.02	

Bryan Road Community Improvement District
Annual Report of Financial Transactions
For the Fiscal Year January 1, 2016 to December 31, 2016

A. Beginning Balance

American Bank, 55103	\$ 46,875.00	\$ 46,875.00
----------------------	--------------	--------------

B. Summary of Receipts

CID Special Assessment	\$ 64,369.09	
CID Local Use Tax	\$ 182.47	
CID Sales Tax	\$ 24,083.19	
Interest Earnings	\$ 243.27	
Total Receipts		\$ 88,878.02

C. Summary of Disbursements

NID Administration Fee, Trustee Fee	\$ (2,000.00)	
District Administrative Expenses	\$ (2,500.00)	
Insurance Expense	\$ (1,439.00)	
Maintenance Fee	\$ (8,000.00)	
Missouri Department of Revenue Reports	\$ (280.00)	
Storm Sewer Maintenance	\$ (65,000.00)	
Total Disbursements		\$ (79,219.00)

D. Ending Balance

\$ 56,534.02

E. Summary of Ending Balance by Depository

American Bank, 55103	\$ 56,534.02	\$ 56,534.02
----------------------	--------------	--------------

	Outstanding on 01/01/2016	Issued During 2016	Retired During 2016	Outstanding on 12/31/2016
F. Statement of Indebtedness				
Bonded Indebtedness	\$ -	\$ -	\$ -	\$ -

G. Statement of Assessed Valuation and Tax Rates

The Bryan Road CID imposes a Special Assessment based on \$.28 per square foot for Class 1 and \$.05 per square foot for Class 2. Government Accounting Standards Board (GASB) Rule 77 Disclosure: The District has not entered into any property tax abatement agreements during the fiscal year.

Square Footage	Class	Parcel ID No.	Lot No.	2016 Annual Assessment
61,557	1	T061800064	1	\$17,235.96
42,258	1	T061800065	2	\$11,832.24
53,889	1	T061800066	3	\$15,088.92
50,777	1	T061800067	4	\$14,217.56
95,187	2	T061800068	5	\$4,759.35
37,705	2	T061800069	6	\$1,885.25
341,373				\$65,019.28

TREASURER'S REPORT

As of March 31, 2018

Special Revenue Fund	207,078.52
General Fund	3,881,120.29
Parks & Storm Water Fund	148,129.44
Capital Improvement Sales Tax Fund	284,775.05
Municipal Bond Account	2,650.51
Escrow/Bond Account	29,523.84
Petty Cash	100.00
Cash Drawer	200.00
TOTAL	4,553,577.65

Bryan Road NID Bond Fund	145,604.47
Bryan Road NID Bond Reserve Fund	121,842.78

Respectfully submitted,



Kim Clark
City Clerk/Treasurer



City of Dardenne Prairie
2032 Hanley Road
Dardenne Prairie, MO 63368
636-561-1718

TEMPORARY USE PERMIT- FIREWORKS STANDS OR TENTS

Applications must be completed in full for each location in Dardenne Prairie and submitted to the City Clerk. (Incomplete applications will be returned.)

All permits shall expire on the eighth day following July 4th of every year.

This application must be submitted to the City Clerk along with a cashier's check for \$3000.00, site plan, letter from property owner, certificate of insurance, and emergency contact form.

4/16/18
Application Date

Location of Stand/Tent 7938 HWY. N

Name of Business FIREWORKS CITY

Business Owner MERAMEC SPECIALTY COMPANY

Address P.O. BOX 305

City, State & Zip ARNOLD, MO 63010

Phone 636-296-5564

Name & Phone # of Senior Manager on Site THOMAS R. DIXON, 314-540-1933
SECI-TREAS.

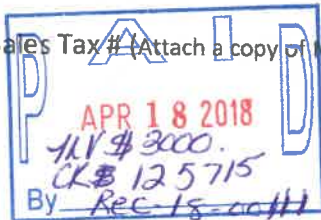
Property Owner Name DARDENNE CREEK FARMS, INC. (ROB SHATKO)

Property Owner Address 3153 HOPEWELL ROAD

City, State, & Zip WENTZVILLE, MO 63385

Property Owner Phone 636-398-6914

MO Sales Tax # (Attach a copy of MO Retail Sales License) 11174277



MERAMEC SPECIALTY CO,
By Thomas R. Dixon, SECI-
Applicant Signature TREAS.

NOTE: By affixing signatures to this application form, the Applicant hereby verifies that they have reviewed the applicable zoning regulations; they are familiar with the specific requirements relative to this application; and they take full responsibility for this application. The above signature further indicates that the information provided on this form and on any additional data attached hereto is true, complete, and accurate.

**City of Dardenne Prairie
Business Emergency Contact FORM**

The information contained on this form will be kept confidential and will be used when an emergency or unusual situation arises at the business indicated. Persons listed on the form should be those that have keys and a working knowledge of the alarms (if any), business layout and business operation. A copy of this form will be provided to the St. Charles County Sheriff's Department, which is the law enforcement authority for Dardenne Prairie. Please list people who can respond in a reasonable amount of time.

Please print or type:

Business Owner's Name MARK R. LOYD, PRES.

Business Name MERAMEC SPECIALTY COMPANY (DBA FIREWORKS CITY)

Business Address 7938 HWY. N

Plaza/Business Center Name (if applicable) N/A

Alarm Company (if equipped) N/A

Alarm Company Phone () N/A

Contact Personnel in Order:

Call First:

Name: TOM DIXON Phone: (314) 540-1933

Then Try:

Name: THADD HOLDINGHAUSEN Phone: (314) 808-0467

Next Try:

Name: _____ Phone: () _____

Any special notes or considerations (Dogs, Chemicals, Hazardous areas, etc.)

SEASONAL CONSUMER FIREWORKS RETAIL OUTLET (TENT)

MEMORANDUM OF LEASE

This is to certify that Meramec Specialty Company has permission to sell fireworks on our property located at 7938 Hwy. N in Dardenne Prairie, Missouri during the July 4, 2018 season.

DARDENNE CREEK FARMS, INC.

BY: Robert Shatto

DATE: 3-14-18

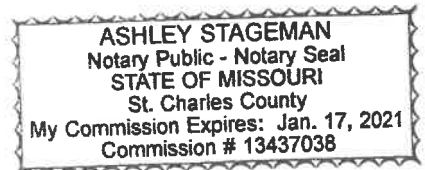
State of Missouri)

County of St Charles)

Subscribed and sworn to before me this 14th day of March, 2018.

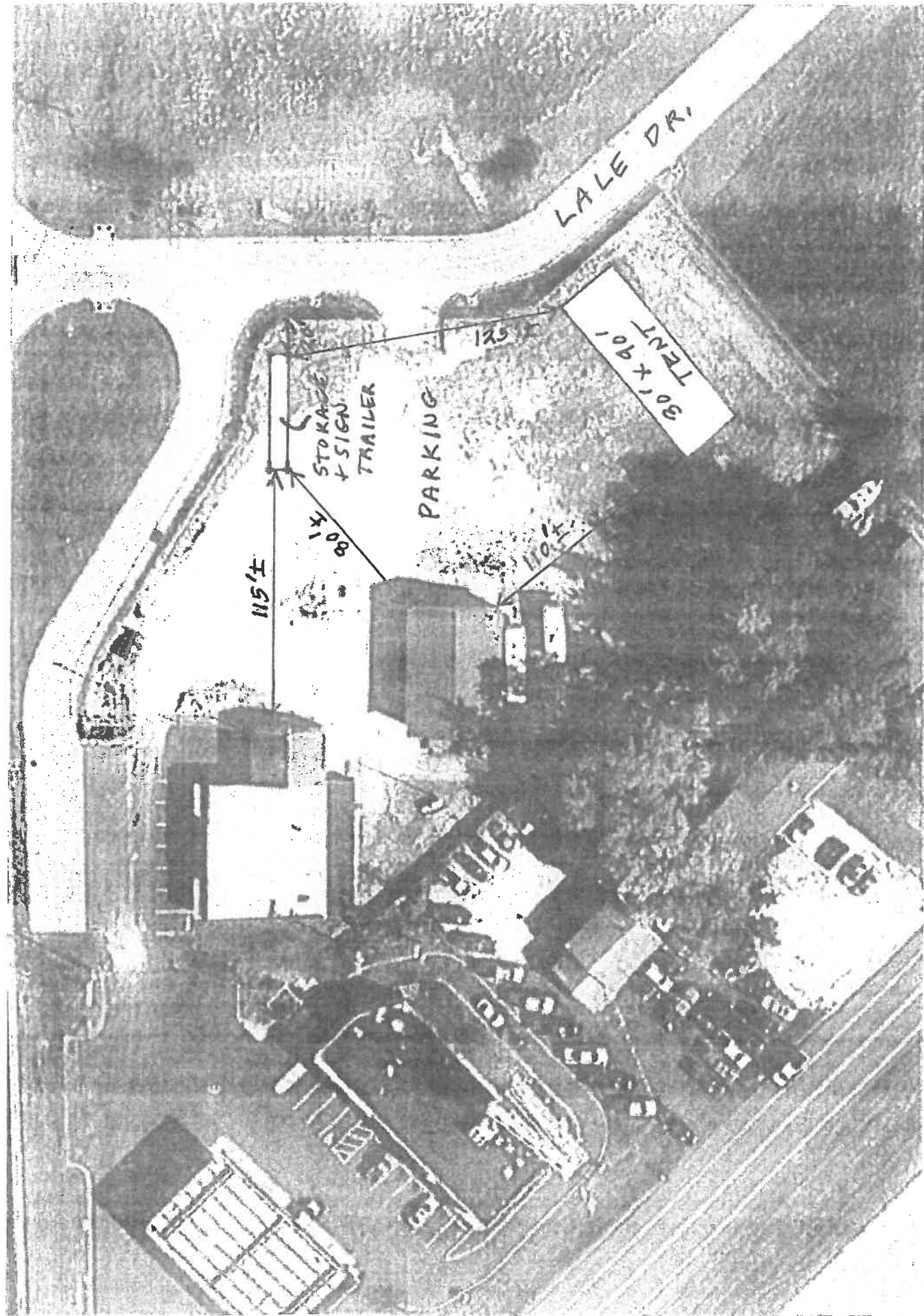
Ashley Stageman
Notary Public

My Commission expires January 17, 2021



1" = 60'

HWY, N



TAXATION DIVISION
PO BOX 3300
JEFFERSON CITY, MO 65105-3300



Missouri
DEPARTMENT OF REVENUE

Telephone: 573-751-5860
Fax: 573-522-1722
E-mail: businesstaxregister@dor.mo.gov

MERAMEC SPECIALTY CO
PO BOX 305
ARNOLD, MO 63010-0305

March 23, 2018

CERTIFICATE OF NO TAX DUE

RE: MISSOURI ID 11174277
Notice Number 2001391406

The Department of Revenue, State of Missouri, certifies that the above listed taxpayer/account has filed all required returns and paid all SALES TAX due, including penalties and interest, or does not owe any SALES TAX, according to the records of the Missouri Department of Revenue, as of , except for the period(s) that are under bankruptcy proceedings. These records do not include returns that are not required to be filed as of this date for taxes previously collected or that have been filed but not yet processed by the Department.

This statement only applies to SALES TAX due and is not to be construed as limiting the authority of the Director of Revenue to assess, or pursue collection of liabilities resulting from final litigation, default in payment of any installment agreement entered into with the Director of Revenue, any successor liability that may become due in the future, or audits or reviews of the taxpayer's records as provided by law.

THIS CERTIFICATE REMAINS VALID FOR 90 DAYS FROM THE ISSUANCE DATE.

TAXATION DIVISION

State of Missouri

Missouri Retail Sales License

LICENSEE:

MERAMEC SPECIALTY CO
7839 HIGHWAY N
DARDENNE PRAIRIE MO 63368
MERAMEC SPECIALTY COMPANY

LICENSE ISSUED:

March 19, 2018

MISSOURI TAX IDENTIFICATION NUMBER: 11174277

THE ISSUANCE OF THIS LICENSE IS CONTINGENT UPON THE LICENSEE'S COMPLIANCE IN ALL RESPECTS WITH THE REQUIREMENTS OF CHAPTER 144, RSMO, AND THE RULES PROMULGATED THEREUNDER.

THIS LICENSE IS VALID ONLY FROM JUNE 20 TO JULY 10.

THIS LICENSE MUST BE PROMINENTLY DISPLAYED IN THE PLACE OF BUSINESS.

THIS BUSINESS IS REGISTERED INSIDE THE CITY LIMITS OF DARDENNE PRAIRIE IN THE COUNTY OF ST CHARLES AND YOU ARE LIABLE TO COLLECT AND REMIT ALL APPLICABLE STATE AND LOCAL SALES TAXES.

THIS LICENSE IS NOT ASSIGNABLE OR TRANSFERABLE

MISSOURI DEPARTMENT OF REVENUE
TAXATION DIVISION

MISSOURI DIVISION OF FIRE SAFETY

FIREWORKS PERMIT

Seasonal Retailer

COMPANY NUMBER: 9251

FEE: \$50.00

PERMITTED SELLING PERIODS:

June 20, 2018 through July 10, 2018 and December 20, 2018 through January 2, 2019.

Meramec Specialty Co
7839 Highway N
Dardenne Prairie, MO 63368

Charles A. (Drew) Juden

DIRECTOR OF PUBLIC SAFETY

J. Tim Bean

STATE FIRE MARSHAL

LICENSE NOT TRANSFERABLE



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/16/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

Boyle Insurance Agency, Inc.
5900 Poplar Avenue, Suite 100

Memphis

TN 38119

INSURED

Meramec Specialty Company
P.O. Box 1150

West Memphis

AR 72303

CONTACT NAME: Vannette Thomas

PHONE (A/C No. Ext): (901)766-0200

FAX (A/C No): (901)766-4210

E-MAIL ADDRESS: vannettet@boyle.com

INSURER(S) AFFORDING COVERAGE

NAIC #

INSURER A: Travelers

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

COVERAGES

CERTIFICATE NUMBER: CL1821609973

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	COMMERCIAL GENERAL LIABILITY					
	<input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR					EACH OCCURRENCE \$
						DAMAGE TO RENTED PREMISES (Ea occurrence) \$
						MED EXP (Any one person) \$
						PERSONAL & ADV INJURY \$
						GENERAL AGGREGATE \$
						PRODUCTS - COMP/OP AGG \$
	GEN'L AGGREGATE LIMIT APPLIES PER:					\$
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					COMBINED SINGLE LIMIT (Ea accident) \$
	OTHER:					BODILY INJURY (Per person) \$
	AUTOMOBILE LIABILITY					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> ANY AUTO					PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> OWNED AUTOS ONLY	<input type="checkbox"/> SCHEDULED AUTOS				\$
	<input type="checkbox"/> HIRED AUTOS ONLY	<input type="checkbox"/> NON-OWNED AUTOS ONLY				\$
	<input type="checkbox"/> AUTOS ONLY					\$
	UMBRELLA LIAB	<input type="checkbox"/> OCCUR				EACH OCCURRENCE \$
	EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE				AGGREGATE \$
	DED <input type="checkbox"/> RETENTION \$					\$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N <input type="checkbox"/>	6JUB-0002N80-6-18	01/22/2018	01/22/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N/A				E.L. EACH ACCIDENT \$ 100,000
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - EA EMPLOYEE \$ 100,000
						E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Missouri Work Comp

CERTIFICATE HOLDER

Meramec Specialty Company
P.O. Box 1150

West Memphis

AR 72301

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

DRAYTON INSURANCE BROKERS, INC.

2500 CENTER POINT ROAD, SUITE 301
BIRMINGHAM, ALABAMA 35215
PHONE: (205) 854-5806
FAX: (205) 854-5899

419
Target

POST OFFICE BOX 94067
BIRMINGHAM, ALABAMA 35220
EMAIL: dib@draytonins.com

CERTIFICATE OF INSURANCE

NO. 831111

We certify that insurance is afforded as stated below. This Certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by the insurance policy and the insurance afforded is subject to all the terms, exclusions and conditions of the policy.

INSURER Admiral Insurance Company **POLICY NO.** CA000018967-05

NAMED INSURED Atomic Fireworks Inc. of Arkansas T.E.A. Enterprises, Inc.
Atomic Fireworks Inc. of Missouri Pacific Specialty Company
Meramec Specialty Company West Alton Properties, Inc.
P.O. Box 305 ATLG, LLC
Arnold, Missouri 63010 ATLH, LLC

POLICY TERM March 1, 2018 to March 1, 2019; Both Days 12:01 A.M. Standard Time

COVERAGE Premises-Operations Liability: ☒ Occurrence Basis ☐ Claims Made Basis

LIMIT OF LIABILITY \$1,000,000 each occurrence, \$2,000,000 general aggregate
The limit of liability shall not be increased by the inclusion of more than one insured or additional insured.

INSURED OPERATIONS The sale of consumer fireworks (1.4G) and related products at the **Insured location**, during the period of operation.

It is certified that, for the period of operation stated below and when named below as such, this policy includes as Additional Insureds 1) the operator(s), sponsor(s), promoter(s), organizer(s), of the Insured Premises used principally for the retail sale of consumer fireworks supplied by the Named Insureds and/or 2) the owner(s), manager(s), tenant(s), mortgagee(s) (including other entities having similar interests), of the property on which the Insured Premises is located and/or 3) the licensing authority issuing a permit or license for the operation of the Insured Premises and/or 4) any entity for which the Named Insured is required, by written contract, to provide insurance such as is afforded by the terms of this policy.

NAME(S) OF Operator, Sub-Operator, and Stand Manager
ADDITIONAL INSURED(S)

<u>Licensing Authorities</u>	<u>Property Owner(s)</u>	<u>Additional Insureds</u>
State of Missouri	Dardenne Creek Farms, Inc.	
St. Charles County	Rob Shatro	
City of Dardenne Prairie		
Wentzville FPD		

**ADDRESS OF
INSURED PREMISES**

The parking area at 7938 Hwy. N in Dardenne Prairie, Missouri.

PERIOD OF OPERATION

June 10, 2018 TO July 10, 2018

It is certified that this policy requires a 30 day mutual notice of cancellation between the Insurer and the Named Insured. In the event of such cancellation we will endeavor to mail 10 days written notice to the Additional Insured(s), whose name and address is shown hereon, but failure to mail such notice shall impose no obligation or liability of any kind upon the insurer and/or the undersigned.

DRAYTON INSURANCE BROKERS, INC.

March 1, 2018

DATE OF ISSUE


A.J. STRINGER, PRESIDENT

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.

Salisbury Road
Statesville, NC 28677
704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

JOHN BOYLE & COMPANY, INC.

Name of Applicant or Production Superintendent

By

Halter Conine
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 41201

|

|

|

|

|

|

CONTROL#--> 03432

ORDER#----> 03164

INVOICE#--> 103144

4FG DATE--> 03-05-93

QUANTITY--> 997.00

STYLE-----> 261

DESCRIPTION----> 261 YELLOW LAF BIG TOP 61"

REGISTER NO.----> F-121.4

CALENDAR NO.----> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.
Salisbury Road
Statesville, NC 28677
704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____
Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

Name of Applicator or Production Superintendent

JOHN BOYLE & COMPANY, INC.

By

Walter Konice
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 47201

CONTROL#--> 03433
ORDER#----> 03088
INVOICE#--> 103143
MFG DATE--> 03-05-93
QUANTITY--> 3152.00

STYLE-----> 264
DESCRIPTION----> 264 DEEP RED LAM. BIG TOP 61"
REGISTER NO.---> F-121.4
CALENDAR NO.---> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.

Salisbury Road
Statesville, NC 28677

704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____
Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

Name of Applicant or Production Superintendent

JOHN BOYLE & COMPANY, INC.

By Walter Conine
Specialty Products Manager

SQL2-12:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN-41201

CONTROL#--> 03406
ORDER#----> 03154
INVOICE#--> 103144
MFG DATE--> 03-05-93
QUANTITY--> 1008.00

STYLE-----> 255
DESCRIPTION----> 255 DEEP BLUE LAM. BIG TOP 61"
REGISTER NO.----> F-121.4
CALENDAR NO.----> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PROTEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.

Salisbury Road
Statesville, NC 28677

704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

Name of Applicator or Production Superintendent

JOHN BOYLE & COMPANY, INC.

By Walter Conize
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 47201

CONTROL#--> 03458
ORDER#----> 03088
INVOICE#--> 103143
MFG DATE--> 03-05-93
QUANTITY--> 2654.50

STYLE-----> 250
DESCRIPTION----> 260 WHITE LAM. BIG TOP 61"
REGISTER NO.---> F-121.4
CALENDAR NO.---> 81-73 SM

Sell Certified Flame-Retardant Fabrics By **BOYLE**

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

TEMPORARY USE PERMIT- FIREWORKS STANDS OR TENTS

Applications must be completed in full for each location in Dardenne Prairie and submitted to the City Clerk.
(Incomplete applications will be returned.)

All permits shall expire on the eighth day following July 4th of every year.

This application must be submitted to the City Clerk along with a cashier's check for \$3000.00, site plan, letter from property owner, certificate of insurance, and emergency contact form.

4/16/18

Application Date

Location of Stand/Tent 7407 SOUTH OUTER 364

Name of Business FIREWORKS CITY

Business Owner MERAMEC SPECIALTY COMPANY

Address P.O. BOX 305

City, State & Zip ARNOLD, MO 63010

Phone 636-296-5564

Name & Phone # of Senior Manager on Site THOMAS R. DIXON, ^{SECY-}TREAS. 314-540-1933

Property Owner Name THOELE WINGHAVEN, LLC (LINDA BIANCHI)

Property Owner Address 1703 NORTH 4TH ST.

City, State, & Zip ST. CHARLES, MO 63301

Property Owner Phone 636-946-6306

MO Sales Tax # (Attach a copy of MO Retail Sales License) 11174277



MERAMEC SPECIALTY CO.
By Thomas R. Dixon, ^{SECY-}TREAS.
Applicant Signature

NOTE: By affixing signatures to this application form, the Applicant hereby verifies that they have reviewed the applicable zoning regulations; they are familiar with the specific requirements relative to this application; and they take full responsibility for this application. The above signature further indicates that the information provided on this form and on any additional data attached hereto is true, complete, and accurate.

**City of Dardenne Prairie
Business Emergency Contact FORM**

The information contained on this form will be kept confidential and will be used when an emergency or unusual situation arises at the business indicated. Persons listed on the form should be those that have keys and a working knowledge of the alarms (if any), business layout and business operation. A copy of this form will be provided to the St. Charles County Sheriff's Department, which is the law enforcement authority for Dardenne Prairie. Please list people who can respond in a reasonable amount of time.

Please print or type:

Business Owner's Name MARK R. LOYD, PRES.

Business Name MERAMEC SPECIALTY COMPANY (DBA FIREWORKS)
CITY

Business Address 7407 SOUTH OUTER 364

Plaza/Business Center Name (if applicable) N/A

Alarm Company (if equipped) N/A

Alarm Company Phone () N/A

Contact Personnel in Order:

Call First:

Name: TOM DIXON Phone: (314) 540-1933

Then Try:

Name: THADD HOLDINGHAUSEN Phone: (314) 808-0467

Next Try:

Name: _____ Phone: () _____

Any special notes or considerations (Dogs, Chemicals, Hazardous areas, etc.)

SEASONAL CONSUMER FIREWORKS RETAIL OUTLET (TENT)



THOELE, INC.



1703 N. 4th Street
St. Charles, MO 63301

636.946.6306
Fax: 636.949.1201

March 9, 2018

City of Dardenne Prairie
2032 Hanley Road
O'Fallon, MO 63368

To Whom It May Concern:

I Linda Bianchi give permission to Meramec Specialty Company to rent a Parcel of property on South Outer 364 adjacent to the Thoele Convenience Store at 7407 South Outer 364, to put up a fireworks stand from June 10 through July 10, 2018.

Sincerely,

Linda Bianchi
President

Subscribed and sworn before me this 13th day of March 2018

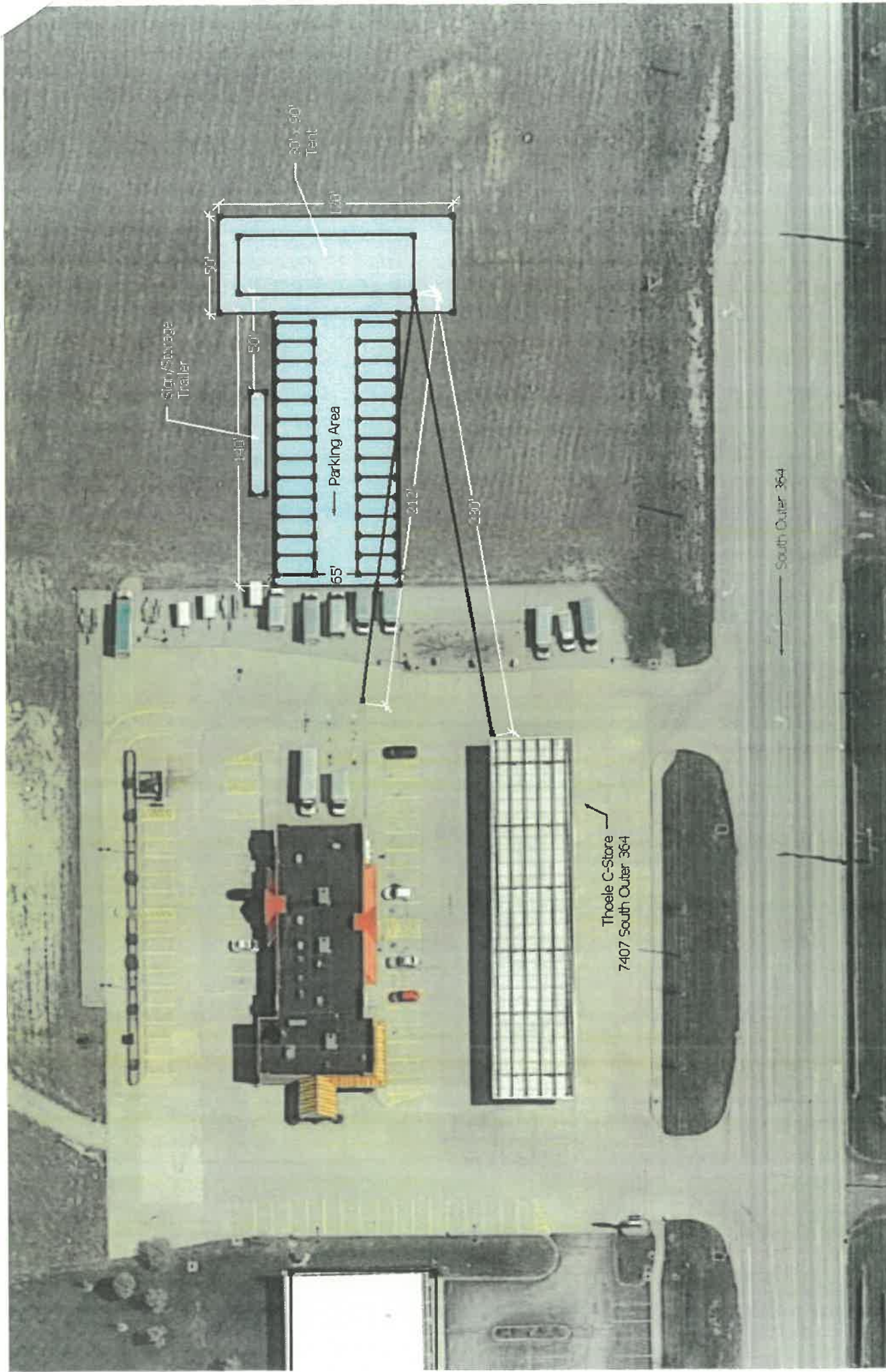
Signed Vickie Eggert
Notary Public

Notary Public Vickie Eggert State of Missouri

My Commission Expires: 5-21-21

Seal:

VICKIE EGGERT
Notary Public - Notary Seal
STATE OF MISSOURI
St. Charles County
My Commission Expires: May 21, 2021
Commission #13484604



30' x 50'
Tent

Sign/Swage
Trailer

Parking Area

Thoele C-Store
7407 South Outer 364

South Outer 364

TAXATION DIVISION
PO BOX 3300
JEFFERSON CITY, MO 65105-3300



Missouri
DEPARTMENT OF REVENUE

Telephone: 573-751-5860
Fax: 573-522-1722
E-mail: businesstaxregister@dor.mo.gov

MERAMEC SPECIALTY CO
PO BOX 305
ARNOLD, MO 63010-0305

March 23, 2018

CERTIFICATE OF NO TAX DUE

RE: MISSOURI ID 11174277
Notice Number 2001391406

The Department of Revenue, State of Missouri, certifies that the above listed taxpayer/account has filed all required returns and paid all SALES TAX due, including penalties and interest, or does not owe any SALES TAX, according to the records of the Missouri Department of Revenue, as of , except for the period(s) that are under bankruptcy proceedings. These records do not include returns that are not required to be filed as of this date for taxes previously collected or that have been filed but not yet processed by the Department.

This statement only applies to SALES TAX due and is not to be construed as limiting the authority of the Director of Revenue to assess, or pursue collection of liabilities resulting from final litigation, default in payment of any installment agreement entered into with the Director of Revenue, any successor liability that may become due in the future, or audits or reviews of the taxpayer's records as provided by law.

THIS CERTIFICATE REMAINS VALID FOR 90 DAYS FROM THE ISSUANCE DATE.

TAXATION DIVISION

State of Missouri

Missouri Retail Sales License

LICENSEE:

MERAMEC SPECIALTY CO
7407 S OUTER 364
DARDENNE PRAIRIE MO 63368
MERAMEC SPECIALTY COMPANY

LICENSE ISSUED:

March 19, 2018

MISSOURI TAX IDENTIFICATION NUMBER: 11174277

THE ISSUANCE OF THIS LICENSE IS CONTINGENT UPON THE LICENSEE'S COMPLIANCE IN ALL RESPECTS WITH THE REQUIREMENTS OF CHAPTER 144, RSMO, AND THE RULES PROMULGATED THEREUNDER.

THIS LICENSE IS VALID ONLY FROM JUNE 20 TO JULY 10.

THIS LICENSE MUST BE PROMINENTLY DISPLAYED IN THE PLACE OF BUSINESS.

THIS BUSINESS IS REGISTERED INSIDE THE CITY LIMITS OF DARDENNE PRAIRIE IN THE COUNTY OF ST CHARLES AND YOU ARE LIABLE TO COLLECT AND REMIT ALL APPLICABLE STATE AND LOCAL SALES TAXES.

THIS LICENSE IS NOT ASSIGNABLE OR TRANSFERABLE

MISSOURI DEPARTMENT OF REVENUE
TAXATION DIVISION

MISSOURI DIVISION OF FIRE SAFETY

FIREWORKS PERMIT

Seasonal Retailer

COMPANY NUMBER: 9481

FEE: \$50.00

PERMITTED SELLING PERIODS:

June 20, 2018 through July 10, 2018 and December 20, 2018 through January 2, 2019.

Meramec Specialty Co
7407 South Outer 364
Dardenne Prairie, MO 63368

Charles A. (Drew) Juden

DIRECTOR OF PUBLIC SAFETY

J. Tim Bean

STATE FIRE MARSHAL

LICENSE NOT TRANSFERABLE



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/16/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Boyle Insurance Agency, Inc. 5900 Poplar Avenue, Suite 100 Memphis TN 38119		CONTACT NAME: Vannette Thomas PHONE (A/C No, Ext): (901)766-0200 FAX (A/C No): (901)766-4210 E-MAIL ADDRESS: vannette@boyle.com	
INSURED Meramec Specialty Company P.O. Box 1150 West Memphis AR 72303		INSURER(S) AFFORDING COVERAGE INSURER A: Travelers INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES

CERTIFICATE NUMBER: CL1821609973

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						
	UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$ <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE						EACH OCCURRENCE \$ AGGREGATE \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	6JUB-0002N80-6-18	01/22/2018	01/22/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 100,000 E.L. DISEASE - EA EMPLOYEE \$ 100,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Missouri Work Comp

CERTIFICATE HOLDER

CANCELLATION

Meramec Specialty Company P.O. Box 1150 West Memphis AR 72301	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
-------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

DRAYTON INSURANCE BROKERS, INC.

2500 CENTER POINT ROAD, SUITE 301
BIRMINGHAM, ALABAMA 35215
PHONE: (205) 854-5806
FAX: (205) 854-5899

429
Bryan Road

POST OFFICE BOX 94067
BIRMINGHAM, ALABAMA 35220
EMAIL: dib@draytonins.com

CERTIFICATE OF INSURANCE

NO. 831203

We certify that insurance is afforded as stated below. This Certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by the insurance policy and the insurance afforded is subject to all the terms, exclusions and conditions of the policy.

INSURER Admiral Insurance Company **POLICY NO.** CA000018967-05

NAMED INSURED Atomic Fireworks Inc. of Arkansas T.E.A. Enterprises, Inc.
Atomic Fireworks Inc. of Missouri Pacific Specialty Company
Meramec Specialty Company West Alton Properties, Inc.
P.O. Box 305 ATLG, LLC
Arnold, Missouri 63010 ATLG, LLC

POLICY TERM March 1, 2018 to March 1, 2019; Both Days 12:01 A.M. Standard Time

COVERAGE Premises-Operations Liability: ☒ Occurrence Basis ☐ Claims Made Basis

LIMIT OF LIABILITY \$2,000,000 each occurrence, \$3,000,000 general aggregate
The limit of liability shall not be increased by the inclusion of more than one insured or additional insured.

INSURED OPERATIONS The sale of consumer fireworks (1.4G) and related products at the Insured location, during the period of operation.

It is certified that, for the period of operation stated below and when named below as such, this policy includes as Additional Insureds 1) the operator(s), sponsor(s), promoter(s), organizer(s), of the Insured Premises used principally for the retail sale of consumer fireworks supplied by the Named Insureds and/or 2) the owner(s), manager(s), tenant(s), mortgagee(s) (including other entities having similar interests), of the property on which the Insured Premises is located and/or 3) the licensing authority issuing a permit or license for the operation of the Insured Premises and/or 4) any entity for which the Named Insured is required, by written contract, to provide insurance such as is afforded by the terms of this policy.

NAME(S) OF ADDITIONAL INSURED(S) Operator, Sub-Operator, and Stand Manager

<u>Licensing Authorities</u>	<u>Property Owner(s)</u>	<u>Additional Insureds</u>
State of Missouri	Thoele Winghamen, LLC	
St. Charles County	Madonna J. Thoele	
City of Dardenne Prairie	Linda K. Bianchi	
Wentzville FPD	Michael G. Thoele	

ADDRESS OF INSURED PREMISES

7404 South Outer Road 364 in Dardenne Prairie, MO 63386

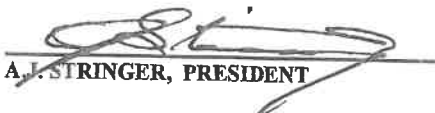
PERIOD OF OPERATION

June 10, 2018 to July 10, 2018

It is certified that this policy requires a 30 day mutual notice of cancellation between the Insurer and the Named Insured. In the event of such cancellation we will endeavor to mail 10 days written notice to the Additional Insured(s), whose name and address is shown hereon, but failure to mail such notice shall impose no obligation or liability of any kind upon the insurer and/or the undersigned.

DRAYTON INSURANCE BROKERS, INC.

March 1, 2018
DATE OF ISSUE


A.J. STRINGER, PRESIDENT

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.

Salisbury Road
Statesville, NC 28677

704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

JOHN BOYLE & COMPANY, INC.

Name of Applicant or Production Superintendent

By Walter Conine
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 41201

I

CONTROL#--> 03432

ORDER#----> 03164

INVOICE#--> 103144

4FG DATE--> 03-05-93

QUANTITY--> 997.00

STYLE-----> 251

DESCRIPTION----> 261 YELLOW LA 1 BIG TOP 61"

REGISTER NO.----> F-121.4

CALENDAR NO.----> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.
Salisbury Road
Statesville, NC 28677
704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____
Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

JOHN BOYLE & COMPANY, INC.

Name of Applicator or Production Superintendent

By Walter Corine
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 41201

CONTROL#--> 03433
ORDER#--> 03088
INVOICE#--> 103143
MFG DATE--> 03-05-93
QUANTITY--> 3152.00

STYLE-----> 264
DESCRIPTION----> 264 DEEP RED LAM. BIG TOP 61"
REGISTER NO.---> F-121.4
CALENDAR NO.---> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.
Salisbury Road
Statesville, NC 28677
704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____
Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

JOHN BOYLE & COMPANY, INC.

Name of Applicant or Production Superintendent

By

Walter Conize
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 47201

CONTROL#--> 03406
ORDER#----> 03154
INVOICE#--> 103144
MFG DATE--> 03-05-93
QUANTITY--> 1008.00

STYLE-----> 255
DESCRIPTION----> 255 DEEP BLUE LAM. BIG TOP 61"
REGISTER NO.---> F-121.4
CALENDAR NO.---> 81-73 SM

Sell Certified Flame-Retardant Fabrics By BOYLE

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PROTEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATCO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS

Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

GA-217

ISSUED BY
JOHN BOYLE & COMPANY, INC.

Salisbury Road
Statesville, NC 28677

704-872-8151

Date treated or
manufactured

This is to certify that the materials described below have been flame-retardant treated (or are inherently nonflammable).

FOR _____ ADDRESS _____
CITY _____ STATE _____

Certification is hereby made that: (Check "a" or "b")

☐ (a) The articles described below this Certificate have been treated with a flame-retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____

☒ (b) The articles described below are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used _____ Reg. No. _____

The Flame-Retardant Process Used WILL NOT Be Removed By Washing

JOHN BOYLE & COMPANY, INC.

JOHN BOYLE & COMPANY, INC.

Name of Applicator or Production Superintendent

By Walter Conine
Specialty Products Manager

SOLD TO:

LAFAYETTE TENT & AWN
125 SOUTH 5TH ST

LAFAYETTE

IN 47201

CONTROL#--> 03458
ORDER#----> 03088
INVOICE#--> 103143
MFG DATE--> 03-05-93
QUANTITY--> 2654.50

STYLE-----> 260
DESCRIPTION----> 260 WHITE LAM. BIG TOP 61"
REGISTER NO.--> F-121.4
CALENDAR NO.--> 81-73 SM

Sell Certified Flame-Retardant Fabrics By **BOYLE**

Your product will meet the rigid specifications of the California Fire Marshal.

FLAMETEST II®
PRO-TEC®

BIMINI FLAMETEST®
ULTRA FAB®

WIDE TRAILER FABRIC
PATIO®

FLAMETEST®
SURFMATE®

JOHN BOYLE & COMPANY AND DISTRIBUTORS



Complete all information on the following page. Any falsification or misrepresentation on this application could result in immediate revocation or suspension of your liquor license.

Questions, please call 636-561-1718

Name of Business:

Brunette Enterprises

Location Address:

2032 Hunley Rd.

Dardenne Prairie MO.

Mailing Address:

21 Beckwith Trail

O'Fallon MO 63368.

Name of Applicant:

Joe Brunette

Applicant Email Address:

JosephBrunette@ymail.com

Address:

21 Beckwith Trail O'Fallon

Driver's License #:

State:

MO.

Date of Birth

4/24/64

Place of Birth

MO.

Business Phone:

(636) 544-4548

Home Phone: ()

1. Has applicant ever had a liquor license previously?
If YES give place:

YES ☒

NO ☐

2. Has applicant ever had liquor license revoked?
If YES give date and place:

YES ☐

NO ☒

3. Has applicant ever been convicted of a violation of any law applicable to the manufacture or sale of intoxicating liquor or non-intoxicating beer?
If YES give dates, locations, and charges:

YES ☐

NO ☒

4. Has applicant ever been convicted of a Felony Offense?
If YES give dates, locations and charges:

YES ☐

NO ☒

5. Has applicant ever been convicted of a misdemeanor offence?
If YES give dates, locations and charges:

YES ☐

NO ☒

Type of liquor license applying for:

~~Alcohol & Wine~~ & (Felix Liquor All Ken

I/We hereby authorize Sheriff of St. Charles County or his designate to conduct a criminal history check and personal background check for release of any information, in Police and /or court records involving me, to the Mayor and Board of Aldermen to evaluate my application for a Liquor License.

Signature

Date

4/26/18

6 months @ 37.50 = 225.00
- 85.00 paid prior
May-Oct, 2018
140.00

ARBOR DAY PROCLAMATION

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

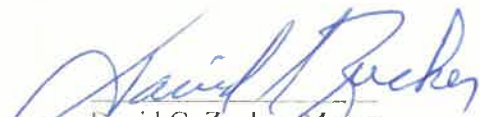
WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW THEREFORE, I, DAVID C. ZUCKER, MAYOR OF THE CITY OF DARDENNE PRAIRIE, DO HEREBY PROCLAIM THE FIRST FRIDAY IN MAY, 2018 AS ARBOR DAY IN THE CITY OF DARDENNE PRAIRIE, AND I URGE ALL CITIZENS TO CELEBRATE ARBOR DAY AND TO SUPPORT EFFORTS TO PROTECT OUR TREES AND WOODLANDS; AND

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

DATED THIS 2nd DAY OF MAY, 2018.




David C. Zucker, Mayor

RESOLUTION NO. 303

**A RESOLUTION OF THE BOARD OF ALDERMAN OF THE
CITY OF DARDENNE PRAIRIE, MISSOURI, REGARDING THE
REAPPOINTMENT OF STEPHANIE BROCKMANN TO THE
PLANNING AND ZONING COMMISSION**

WHEREAS, Section 400.010 of the Dardenne Prairie Municipal Code provides that the Mayor, with approval of the Board of Aldermen may appoint not more than 15 nor less than 5 citizens to serve on the Planning and Zoning Commission;

WHEREAS, Ms. Stephanie Brockmann, a resident of Dardenne Prairie, has served on the Planning & Zoning commission for four years and is the Commission Secretary;

WHEREAS, Ms. Brockmann's term is due to expire in June 2018;

WHEREAS, Ms. Brockmann desires to continue serving the Dardenne Prairie community as a member of the Planning & Zoning Commission;

WHEREAS, pursuant to Section 400.010, the Mayor of the City of Dardenne Prairie desires to reappoint Stephanie Brockmann as a citizen member of the Planning and Zoning Commission with the approval of the Board of Aldermen;

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

SECTION 1. That Board of Aldermen of the City of Dardenne Prairie, Missouri, hereby gives its approval to the reappointment of Ms. Stephanie Brockmann to serve as a citizen member of the Planning and Zoning Commission for a term of four years pursuant to Section 400.030 of the Municipal Code.

SECTION 2. That City Clerk shall administer the Oath of Office as member of the Planning and Zoning Commission of the City of Dardenne Prairie, MO to Ms. Stephanie Brockmann at the earliest practicable time.

SECTION 3. That the Board of Aldermen expresses the City's gratitude to Ms. Stephanie Brockmann who stepped forward to offer her time and energy in service to the community as a member of the Planning and Zoning Commission.

Approved this 2nd day of May 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY, FOR THEIR CONSIDERATION AT THE PRIMARY ELECTION TO BE HELD IN THE CITY ON THE 7TH DAY OF AUGUST, 2018, A PROPOSITION TO AUTHORIZE THE CITY TO IMPOSE A USE TAX AT THE SAME RATE AS THE CITY'S SALES TAX FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED TWO THOUSAND DOLLARS ANNUALLY AND PROVIDING FOR THE USE TAX TO BE REDUCED OR RAISED IN THE SAME AMOUNT AS ANY SALES TAX IS REDUCED OR RAISED

WHEREAS, pursuant to § 144.757.1, RSMo., the City of Dardenne Prairie “may, by a majority vote of its governing body, impose a local use tax if a local sales tax is imposed ... at a rate equal to the rate of the local sales tax in effect in such ... municipality; provided, however, that no ordinance or order enacted pursuant to sections 144.757 to 144.761 shall be effective unless the governing body of the ... municipality submits to the voters thereof at a municipal, county or state general, primary or special election a proposal to authorize the governing body of the ... municipality to impose a local use tax pursuant to sections 144.757 to 144.761;” and

WHEREAS, the Board of Aldermen of the City of Dardenne Prairie believes it is in the best interests of the residents and businesses in the City that a local use tax be imposed to collect taxes on sales made by merchants that do not remit sales taxes to the City; and

WHEREAS, the Board of Aldermen believes it is in the best interests of the residents of the City that such a proposition be placed on the ballot at the August 7, 2018, primary election.

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

SECTION 1. That pursuant to the authority granted under § 144.757, RSMo., there shall be submitted to the qualified voters of the City of Dardenne Prairie, Missouri, for their approval, at the primary election to be held on August 7, 2018, the following proposition:

PROPOSITION U

Shall the City of Dardenne Prairie impose a local use tax at the same rate as the total local sales tax rate, currently 2.0%, provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year.

☐ YES ☐ NO

**If you are in favor of the question, place an "X" in the box opposite "YES".
If you are opposed to the question, place an "X" in the box opposite "NO".**

SECTION 2. The City Clerk is hereby directed to submit a certified copy of this Ordinance to the St. Charles County Election Authority, and shall notify it that the City is calling for an election within the City at the primary election to be held on August 7, 2018, specifying the purpose of the election, the date of the election, the legal notice to be published, and the sample ballot language as set forth in Section 1 of this Ordinance.

SECTION 3. The election shall be held on the designated date at the polling places in the City as selected by the St. Charles County Election Authority for the conduct of the primary election to be held on August 7, 2018. The polls for said election will be kept open from 6:00 a.m. until 7:00 p.m. local time on that date. All persons who are legal voters and who have registered before 5:00 p.m. on the fourth Wednesday prior to the election will be entitled to vote at the election, unless the voter is an interstate former resident, an intrastate new resident or a new resident as defined in § 115.275, RSMo. In no case shall registration for an election extend beyond 10:00 p.m. on the fourth Wednesday prior to the election. The judges and clerks for the election shall be those persons designated by the St. Charles County Election Authority to act as judges and clerks at the election to be held on that date.

SECTION 4. Pursuant to the authority granted by, and subject to, the provisions of Sections 144.600 through 144.761, RSMo., and after voter approval under Section 1 of this Ordinance, a use tax for general revenue purposes shall be imposed for the privilege of storing, using, or consuming within the City any article of tangible personal property. The rate of the use tax shall be 2.0%. If any City sales tax is reduced or raised by voter approval, the City use tax rate also shall be deemed to be reduced or raised by the same action reducing or raising the City sales tax.

SECTION 5. If the use tax is approved by the qualified voters of the City, the City Clerk shall, within 10 days after the election, and in accordance with Section 32.097, RSMo., cause to be notified, in writing, the Director of the Missouri Department of Revenue.

SECTION 6. Savings Clause: 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 7. 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 8. Effective Date: This Ordinance shall be in full force and take effect from and after its final passage and approval.

Read two (2) times, passed, and approved this _____ day of _____, 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2018.

Mayor

Attest:

City Clerk

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI,
AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN
INTERGOVERNMENTAL COOPERATIVE AGREEMENT BY AND
BETWEEN THE CITY OF DARDENNE PRAIRIE AND THE ST.
CHARLES COMMUNITY COLLEGE DISTRICT FOR THE PROVISION
OF LIMITED TRAFFIC ENFORCEMENT ON CERTAIN STREETS**

WHEREAS, pursuant to § 70.220.1, RSMo., “Any municipality or political subdivision of this state...may contract and cooperate with any other municipality or political subdivision...for a common service; provided, that the subject and purposes of any such contract or cooperative action made and entered into by such municipality or political subdivision shall be within the scope of the powers of such municipality or political subdivision[;]” and

WHEREAS, pursuant to § 70.230, RSMo., “Any municipality may exercise the power referred to in section 70.220 by ordinance duly enacted...[;]” and

WHEREAS, the St. Charles Community College District, a community college district and political subdivision of the State, is the owner of certain real property located within the corporate boundaries of the City of Dardenne Prairie, Missouri, upon which there are certain streets open to and used by the public; and

WHEREAS, pursuant to its statutory authority, the City of Dardenne Prairie maintains a police force and employs peace officers for the protection of the residents of the City; and

WHEREAS, pursuant to its statutory authority under § 178.862, RSMo., the Board of Trustees of the St. Charles Community College District employs college police officers to protect persons and property, and to preserve peace and good order in the public buildings, properties, grounds and other facilities and locations over which they have charge; and

WHEREAS, pursuant to its authority under § 304.120, RSMo., the City has, by ordinance, established reasonable speed regulations for motor vehicles within the limits of the City; and

WHEREAS, the Board of Aldermen of the City of Dardenne Prairie, Missouri, desires to promote the health, safety and welfare of its residents; and

WHEREAS, the Board of Aldermen of the City finds hereby finds and determines that regulation of traffic and the prosecution of the City’s traffic ordinances on the real property owned by the St. Charles Community College District is necessary in order to promote the health, safety and welfare of the residents of the City; and

WHEREAS, the Board of Aldermen of the City hereby finds and determines that entering into an intergovernmental cooperative agreement with the St. Charles Community College District

for the provision of limited traffic enforcement on certain streets is in the best interest of the residents of the City.

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

SECTION 1. That the form, terms and provisions of the Intergovernmental Cooperation Agreement for the Provision of Limited Traffic Enforcement by and between the City of Dardenne Prairie, Missouri, and the St. Charles Community College District, attached hereto, marked as **Exhibit I**, and incorporated by reference herein (the "Agreement"), be and are hereby approved, and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City such Agreement in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Agreement and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Agreement and this Ordinance.

SECTION 2. Effective Date: This Ordinance shall be in full force and take effect from and after the date of its final passage and approval.

SECTION 3. 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 4. 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.

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

Read two (2) times, passed, and approved this _____ day of _____, 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2018.

Mayor

Attest:

City Clerk

EXHIBIT I

INTERGOVERNMENTAL COOPERATION AGREEMENT FOR PROVISION OF LIMITED TRAFFIC ENFORCEMENT

THIS INTERGOVERNMENTAL COOPERATION AGREEMENT (the "Agreement") is entered into by and between the CITY OF DARDENNE PRAIRIE, MISSOURI, a municipal corporation and city of the fourth class, hereinafter referred to as the "CITY," and ST. CHARLES COMMUNITY COLLEGE DISTRICT, a community college district and political subdivision of the State of Missouri, hereinafter referred to as the "COLLEGE."

WHEREAS, the COLLEGE is the owner of certain real property located within the corporate boundaries of the CITY and more particularly described on **Exhibit A** attached hereto and incorporated by reference herein (the "College Property"); and

WHEREAS, upon the College Property there are certain streets open to and used by the public, such streets being more particularly depicted on **Exhibit B** attached hereto and incorporated by reference herein (the "College Streets"); and

WHEREAS, pursuant to its statutory authority, the CITY maintains a police force (the "DPPD") and employs peace officers for the protection of the residents of the City; and

WHEREAS, pursuant to Section 178.862, RSMo., the Board of Trustees of the COLLEGE employs college police officers (the "College PD") to protect persons and property, and to preserve peace and good order in the public buildings, properties, grounds, and other facilities and locations over which they have charge; and

WHEREAS, consistent with its authority under Seciton 304.120, RSMo., the CITY has, by ordinance, established reasonable speed regulations for motor vehicles within the limits of the City; and

WHEREAS, the provisions of Section 70.210 to 70.320 inclusive, RSMo. (2000), as amended, empower cities and other political subdivisions to contract and cooperate with each other for the operation of a common service; and

WHEREAS, the CITY and the COLLEGE desire to cooperate in the enforcement of speed limits on the College Property and prosecution of speed limit violations occurring on the College Property in the Municipal Court of the City of Dardenne Prairie, Missouri (the "Municipal Court"); and

WHEREAS, the COLLEGE and the CITY recognize that regulation of traffic and the prosecution of the City's traffic ordinances on the College Property is necessary in order to promote the health, safety and welfare of the residents of the CITY.

In consideration of the covenants, conditions and provisions set out in this Agreement, and for other good and valuable consideration, the receipt and sufficiency of which is hereby

acknowledged, it is agreed by and between the CITY and the COLLEGE as follows:

Article I. General Terms

- 1.1 All of the above and foregoing Recitals are incorporated into and made a part hereof.
- 1.2 The parties agree that the College Streets are commonly used for public travel and are used for the pleasure and convenience of the public at large, as well as by students, faculty and staff of the COLLEGE.
- 1.3 No compensation shall be due either party under the terms of this Agreement.
- 1.4 For purposes of this Agreement, the term "police personnel" shall mean any peace officer as defined in section 590.100, RSMo or any peace officer who is certified pursuant to chapter 590, RSMo., employed by the CITY or COLLEGE who has completed a training program as promulgated by Chapter 590 RSMo.

Article II. COLLEGE Rights and Duties

- 2.1 The police personnel of the College PD will continue to enforce the traffic regulations and speed limits on the College Streets, as authorized by State statutes and the Ordinances of the CITY. The police personnel of the College PD shall have the authority to issue Notices of Violation and Summons to appear before the Municipal Court, with all such Notices of Violation being issued by the College PD making reference to violations of existing Ordinances of the CITY, and if no such ordinance exists, then to COLLEGE rule or regulation or State law, where applicable. Such violations of the Ordinances of the CITY shall be prosecuted in the Municipal Court.
- 2.2 The College PD shall have the right and duty of the day-to-day operation of the law enforcement patrol and response services and CITY shall have no right to direct such operations. CITY shall direct any concerns or requests to the Chief of the College PD or his designee and shall not provide instruction or orders to officers or College PD personnel directly.
- 2.3 Police personnel of the College PD shall be available to testify as necessary in the Municipal Court of the City of Dardenne Prairie. The provisions of this Section 2.3 shall survive termination of this Agreement.
- 2.4 COLLEGE shall be responsible for any and all costs and expenses incurred by it when acting pursuant to this Agreement, including, but not necessarily limited to any and all costs associated with equipment, uniforms, dispatching services, summons books, and copies of ordinances of the CITY.
- 2.5 The COLLEGE shall responsible for providing all necessary training to all of its police personnel, Peace Officer Standards and Training continuing educations hours required for a law enforcement officer to maintain his/her license and/or certifications required by law, and twelve (12) weeks of field training if necessary.

Article III. CITY Rights and Duties

3.1 The CITY shall have the authority, in the exercise of its legislative discretion, to pass ordinances establishing reasonable speed regulations and other traffic regulations on the College Streets, provided, however, police personnel of the Dardenne Prairie Police Department shall not be required to expand their area of patrol to include the College Property.

3.2 The police personnel of the DPPD, without detracting from their power and authority as members of the DPPD, shall have the authority to enforce the ordinances of the City including any traffic regulations and speed regulations on the College Streets. Pursuant to such authority, the police personnel of the DPPD have the authority to issue Notices of Violation and Summons to appear before the Municipal Court. Such violations will be prosecuted in the Municipal Court.

3.3 The CITY shall be responsible for any and all costs and expenses incurred by it when acting pursuant to this Agreement, including, but not necessarily limited to any and all costs associated with equipment, uniforms, dispatching services, summons books, and copies of ordinances of the CITY.

3.4 The CITY shall be responsible for providing all necessary training to all of the DPPD police personnel, including hand-gun and shotgun practice and qualification days, Peace Officer Standards and Training continuing educations hours required for a law enforcement officer to maintain his/her license and/or certifications required by law, and twelve (12) weeks of field training if necessary.

3.5 The DPPD shall have the right and duty of the day-to-day operation of the law enforcement patrol and response services and COLLEGE shall have no right to direct such operations. COLLEGE shall direct any concerns or requests to the Chief of the DPPD or his/her designee and shall not provide instruction or orders to officers or DPPD personnel directly.

Article IV. Liability

4.1 Minimum Limits of Insurance. The parties hereto shall each maintain a commercial general liability insurance policy for coverage of the injuries and damages for which it, as a political subdivision, is legally obligated under Missouri law to pay, with limits not less than the sovereign immunity limits as set forth in Section 537.610 of the Revised Statutes of Missouri, as amended, except for those claims governed by the provisions of the Missouri workers' compensation law, which policy shall provide workers' compensation for the statutory limits in accordance with Chapter 287, RSMo 2000, as amended.

The insurance policy shall be maintained in full force and effect at all times during the term of this Agreement. Notwithstanding anything herein to the contrary, no provision, term, or condition in this Agreement shall constitute, or be construed as, a waiver of the defenses of sovereign immunity, official immunity, or governmental immunity, by whatever name, as set forth in Section 537.600 RSMo. et. seq., for any monetary amount whatsoever, or of any other defenses, howsoever named, that are, or in the future may become, available to the parties by statute or common law.

4.2 COLLEGE agrees that the CITY shall not be responsible for and does not hereby assume any duties, obligations, debts or liabilities of the COLLEGE except those expressly set forth herein. COLLEGE does hereby release and agree to indemnify and hold harmless the CITY from and against any and all losses, damages, liabilities, obligations or causes of action, including attorney's fees and court costs, arising from the activities, conduct and actions of the COLLEGE, its officers, employees or agents, including, but not limited to, property damage or injury to, or death of persons, including the officers and employees of the COLLEGE, and agrees to pay all reasonable attorney's fees and court costs incurred by the CITY in the event of any breach by the COLLEGE of the terms and provisions of this Agreement.

Article V. Renewal and Termination

5.1 Either party may terminate this Agreement by giving the other party no less than thirty (30) days written notice prior to commencement of the applicable renewal period.

5.2 This Agreement shall automatically be terminated in the event that the appropriate officer, agent, council or other body with the authority to appropriate money fails to appropriate sufficient funds to pay for the obligations imposed by this Agreement for the fiscal year in question. The CITY agrees to inform the COLLEGE in good faith at the earliest time should the need for such non-appropriation become apparent. Failure to appropriate funds to continue this contract in any subsequent fiscal year shall not be deemed a breach by CITY.

VI. Miscellaneous

6.1 Entire Agreement and Modifications. This Agreement constitutes the entire undertaking between the parties hereto, and supersedes any and all prior agreements, arrangements and understandings between the parties with respect to the subject matter hereof. No party may authorize any change to this Agreement except by a written amendment hereto signed by all parties hereto.

6.2 Capacity and Authorization. The CITY and COLLEGE by their signature hereto each represent to the other that they have the full right, power and authority to enter into this Agreement and to fully perform their obligations hereunder. Each person executing this Agreement warrants and represents that each has the authority to execute this Agreement in the capacity stated and to bind the respective party, except as otherwise specifically set forth herein. A copy of this Agreement and the action of the governing body of each party hereto authorizing its execution shall be filed in the offices of the City Clerk for the CITY, and the Secretary for the Board of Trustees for the COLLEGE, and shall be exchanged between the CITY and COLLEGE.

6.3 Assignment. No portion of this Agreement or the duties and responsibilities hereunder shall be assigned, transferred, or otherwise disposed of, except with the written consent of the other parties hereto or except as otherwise specifically provided for herein.

6.4 Third Party Rights. Nothing herein shall be construed to give any rights or benefits to

anyone other than the CITY and the COLLEGE.

6.5 Headings. The headings of various Articles, sections and subsections of this Agreement have been inserted for convenient reference only, and shall not be construed as modifying, amending, or affecting in any way the express terms and provisions of this Agreement.

6.6 Severability; Effect on Other Agreements. Should any clause, sentence, provision, paragraph, or other part of this Agreement be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Agreement. Each of the parties declares that it would have entered into this Agreement irrespective of the fact that any one or more of this Agreement's clauses, sentences, provisions, paragraphs, or other parts have been so declared invalid. Accordingly, it is the intention of the parties that the remaining portions of this Agreement shall remain in full force and effect without regard to the clause(s), sentence(s), provision(s), paragraph(s), or other part(s) invalidated.

6.7 Laws to Govern. This Agreement shall be governed by the laws of the State of Missouri, both as to interpretation and performance. Any and all legal action necessary to enforce this Agreement shall be brought in the Circuit Court of St. Charles County, Missouri.

6.8 Waiver. The failure of any party at any time to require performance by another party of any provision hereof shall in no way affect the right of the non-requiring party thereafter to enforce the same. No waiver shall be effective unless in writing, nor shall waiver by any party of any breach of any provision hereof be taken to be a waiver of any succeeding breach of such provision or as a waiver of any provision itself.

6.9 Counterparts. This Agreement may be executed in one or more counterparts, the combination of which shall be considered one original document.

6.10. Notice. Any notice, demand, request, consent, approval or communication required herein shall be in writing. Notice may be given by mailing the same, registered mail, postage prepaid, return receipt requested.

If to CITY, to:

CITY OF DARDENNE PRAIRIE
Attn: CITY CLERK
2032 Hanley Road
Dardenne Prairie, Missouri 63368

If to COLLEGE, to:

St. Charles Community College Police Department
Attn: Chief of Police
4601 Mid Rivers Mall Drive
Dardenne Prairie, Missouri 63376

IN WITNESS THEREOF, CITY and COLLEGE have signed their names and affixed their official seals to this Agreement on the day and year first above written.

CITY OF DARDENNE PRAIRIE, MISSOURI

By _____
DAVID C. ZUCKER, Mayor

ST. CHARLES COMMUNITY COLLEGE DISTRICT

By _____

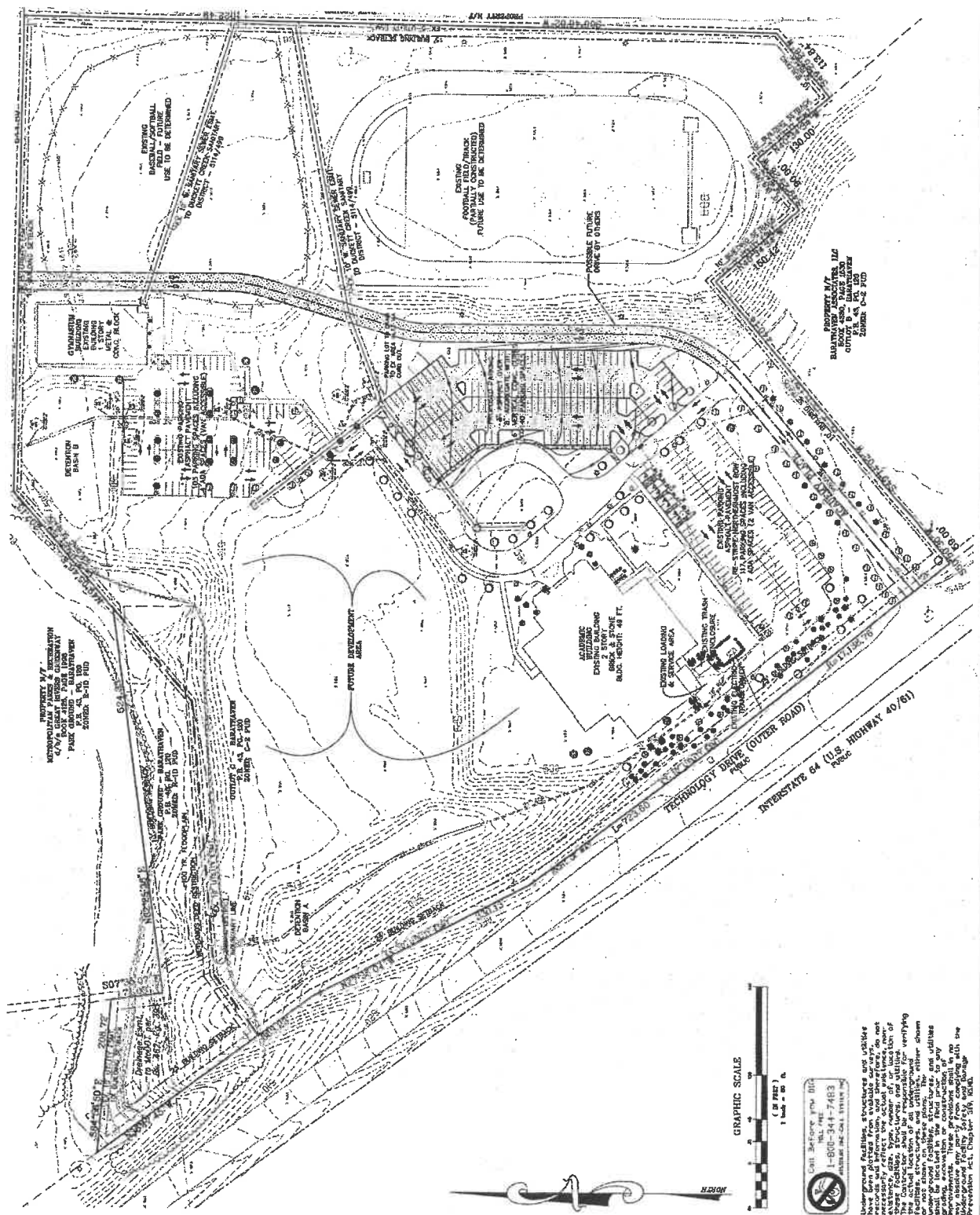
_____, _____

EXHIBIT A
Legal Description

PARCEL NO. 1:

A TRACT OF LAND BEING PART OF U.S. SURVEYS 1641 AND 1869, TOWNSHIP 46 NORTH, RANGE 3 EAST OF THE FIFTH PRINCIPAL MERIDIAN, ST. CHARLES COUNTY, MISSOURI, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF CARRIAGE HILLS PLAT ONE, A SUBDIVISION RECORDED IN PLAT BOOK 27 PAGE 143 OF THE ST. CHARLES COUNTY RECORDS; THENCE SOUTH 83 DEGREES 35 MINUTES 41 SECONDS WEST, 1,210.00 FEET TO A POINT; THENCE SOUTH 28 DEGREES 44 MINUTES 40 SECONDS EAST, 247.97 FEET TO A POINT; THENCE SOUTH 63 DEGREES 15 MINUTES 20 SECONDS WEST, 91.65 FEET TO A POINT; THENCE SOUTH 51 DEGREES 21 MINUTES 42 SECONDS WEST, 97.82 FEET TO A POINT; THENCE SOUTH 44 DEGREES 28 MINUTES 01 SECONDS WEST, 97.52 FEET TO A POINT; THENCE SOUTH 35 DEGREES 43 MINUTES 40 SECONDS WEST, 97.52 FEET TO A POINT; THENCE SOUTH 27 DEGREES 22 MINUTES 44 SECONDS WEST, 110.08 FEET TO A POINT; THENCE SOUTH 03 DEGREES 19 MINUTES 43 SECONDS WEST, 126.88 FEET TO A POINT; THENCE SOUTH 19 DEGREES 08 MINUTES 18 SECONDS EAST, 138.87 FEET TO A POINT; THENCE SOUTH 58 DEGREES 07 MINUTES 39 SECONDS WEST, 57.68 FEET TO A POINT; THENCE NORTH 31 DEGREES 52 MINUTES 21 SECONDS WEST, 67.70 FEET TO A POINT; THENCE SOUTH 58 DEGREES 07 MINUTES 39 SECONDS WEST, 98.19 FEET TO A POINT; THENCE SOUTH 28 DEGREES 03 MINUTES 02 SECONDS WEST, 86.52 FEET TO A POINT; THENCE NORTH 44 DEGREES 21 MINUTES 59 SECONDS WEST, 43.00 FEET TO A POINT; THENCE SOUTH 45 DEGREES 41 MINUTES 18 SECONDS WEST, 40.86 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES NORTH 45 DEGREES 41 MINUTES 18 SECONDS EAST, A RADIAL DISTANCE OF 17,108.76 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00 DEGREES 39 MINUTES 55 SECONDS, A DISTANCE OF 198.62 FEET; THENCE SOUTH 46 DEGREES 21 MINUTES 12 SECONDS WEST, 30.00 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES NORTH 46 DEGREES 21 MINUTES 12 SECONDS EAST, A RADIAL DISTANCE OF 17,138.76 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 04 DEGREES 55 MINUTES 54 SECONDS, A DISTANCE OF 1,475.23 FEET TO AN OLD AXLE MARKING THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED; THENCE CONTINUING NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 02 DEGREES 25 MINUTES 09 SECONDS, A DISTANCE OF 723.60 FEET TO A SET IRON ROD; THENCE NORTH 27 DEGREES 35 MINUTES 04 SECONDS WEST, 330.13 FEET TO AN OLD IRON PIPE; THENCE NORTH 36 DEGREES 17 MINUTES 45 SECONDS WEST, 363.23 FEET TO A SET IRON ROD; THENCE SOUTH 84 DEGREES 56 MINUTES 50 SECONDS EAST, 208.72 FEET TO A POINT; THENCE SOUTH 07 DEGREES 35 MINUTES 07 SECONDS EAST, 71.03 FEET TO AN OLD AXLE; THENCE NORTH 82 DEGREES 25 MINUTES 36 SECONDS EAST, 524.34 FEET TO A SET IRON ROD; THENCE NORTH 49 DEGREES 05 MINUTES 46 SECONDS EAST, 207.13 FEET TO A SET IRON ROD; THENCE SOUTH 89 DEGREES 13 MINUTES 58 SECONDS EAST, 644.89 FEET TO AN OLD IRON ROD; THENCE SOUTH 00 DEGREES 46 MINUTES 02 SECONDS WEST, 1,022.49 FEET TO AN OLD IRON ROD; THENCE SOUTH 49 DEGREES 25 MINUTES 26 SECONDS WEST, 113.84 FEET TO A SET IRON ROD; THENCE NORTH 40 DEGREES 34 MINUTES 34 SECONDS WEST, 130.00 FEET TO A SET IRON ROD; THENCE SOUTH 49 DEGREES 25 MINUTES 26 SECONDS WEST, 90.00 FEET TO A SET IRON ROD; THENCE NORTH 40 DEGREES 34 MINUTES 34 SECONDS WEST, 150.42 FEET TO A SET IRON ROD; THENCE SOUTH 49 DEGREES 14 MINUTES 02 SECONDS WEST, 440.14 FEET TO A SET IRON ROD; THENCE SOUTH 50 DEGREES 50 MINUTES 30 SECONDS WEST, 59.00 FEET TO THE POINT OF BEGINNING, , ACCORDING TO SURVEY AND CALCULATIONS BY ST. CHARLES ENGINEERING AND SURVEYING, INC. DURING THE MONTH OF FEBRUARY, 2007.



BILL NO. 18-13

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE,
MISSOURI, AMENDING SCHEDULE I OF TITLE III OF THE
MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE;
ESTABLISHING A SPEED LIMIT ON ACADEMY PLACE AND ON
STREETS ON THE ST. CHARLES COMMUNITY COLLEGE
DISTRICT CAMPUS**

WHEREAS, the Board of Aldermen of the City of Dardenne Prairie is desirous of providing improved safety at all times for residents of the City; and

WHEREAS, the Board of Aldermen recognizes that traffic can and should be controlled on Academy Place and on the streets and roads located on the property owned by the St. Charles Community College District located in the City in order to promote the health, safety and welfare of the residents of 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 it shall be unlawful for any driver to drive at speeds in excess of twenty (20) miles per hour on Academy Place and all other streets and roadways on the St. Charles Community College District campus which are capable of being used for vehicular traffic within the City, except as otherwise posted and it shall be unlawful for any driver to drive at speeds in excess of fifteen (15) miles per hour on the parking lots on the St. Charles Community College District campus.

SECTION 2. That Schedule I of Title III of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended consistent with Section 1 of this Ordinance.

SECTION 3. That the City of Dardenne Prairie hereby adopts the traffic control signals and speed limit signs located on the St. Charles Community College District campus as official traffic control signals and speed limit signs of the City of Prairie.

SECTION 4. Savings Clause: Nothing contained herein 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, unless expressly set forth herein.

SECTION 5. 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 6. Effective Date: This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two (2) times, passed, and approved this _____ day of _____, 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2018.

Mayor

Attest:

City Clerk

RESOLUTION NO. 304

A RESOLUTION OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, TO ADOPT A POLICY FOR MANAGING FINANCIAL INVESTMENTS

WHEREAS, the Board of Aldermen desires to manage the City's finances in a fiscally responsible manner; and

WHEREAS, the Board of Aldermen recognized the need to have sufficient reserves to meet emergencies and un-forecasted requirements by adopting a policy for maintaining a financial reserve; and

WHEREAS, the Board of Aldermen also recognize the need to earn a reasonable return on reserved funds and other funds by making prudent investments, and

WHEREAS, the Board of Aldermen have considered the investment policies adopted by the State of Missouri and the model policy for political subdivisions published by the Treasurer of the State of Missouri; and

WHEREAS, the Board of Aldermen believes the public interest would be well served by adopting investment policies as prescribed by the State of Missouri and the State Treasurer;

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

SECTION 1. That the City of Dardenne Prairie, Missouri does hereby adopt the "Investment Policy for the City of Dardenne Prairie" as set forth in Exhibit A, attached hereto and incorporated herein.

Approved this _____ day of _____ 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

INVESTMENT POLICY FOR THE CITY OF DARDENNE PRAIRIE

I. Scope

This policy applies to the investment of all operating funds of the CITY OF DARDENNE PRAIRIE (Hereafter, "CITY"). Longer-term funds, including investments of employees' retirement funds and proceeds from certain bond issues, are covered by a separate policy.

Pooling of Funds

Except for cash in certain restricted and special funds, the CITY will consolidate cash balances from all funds to maximize investment earnings. Investment income will be allocated to the various funds based on their respective participation and in accordance with generally accepted accounting principles.

External Management of Funds

Investment through external programs, facilities and professionals operating in a manner consistent with this policy will constitute compliance.

II. General Objectives

The primary objectives, in priority order, of investment activities shall be safety, liquidity, and yield:

1. Safety

Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective will be to mitigate credit risk and interest rate risk. 26

a. Credit Risk

The CITY will minimize credit risk, the risk of loss due to the failure of the security issuer or backer, by:

Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which the CITY will do business.

Diversifying the portfolio so that potential losses on individual securities will be minimized.

b. Interest Rate Risk

The CITY will minimize the risk that the market value of securities in the portfolio will fall due to changes in general interest rates, by:

Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity and investing operating funds primarily in shorter-term securities.

2. Liquidity

The investment portfolio shall remain sufficiently liquid to meet all operating requirements that may be reasonably anticipated. This is accomplished by structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands (static liquidity). Furthermore, since all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets (dynamic liquidity). A portion of the portfolio also may be placed in bank deposits or repurchase agreements that offer same-day liquidity for short-term funds.

3. Yield

The investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investment is of secondary importance compared to the safety and liquidity objectives described above. The core of investments is limited to relatively low risk securities in anticipation of earning a fair return relative to the risk being assumed. Securities shall not be sold prior to maturity with the following exceptions:

- A security with declining credit may be sold early to minimize loss of principal.
- A security swap would improve the quality, yield, or target duration in the portfolio.
- Liquidity needs of the portfolio require that the security be sold.

III. Standards of Care

1. Prudence

All participants in the investment process shall act responsibly as custodians of the public trust. The standard of prudence to be applied by the personnel of the Investment Division is the "prudent investor" rule, which states, "Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived."

2. Ethics and Conflicts of Interest

Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Employees and investment officials shall disclose any material interests in financial institutions with which they conduct business. They shall further disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. Employees and officers shall refrain from undertaking personal investment transactions with the same individual with which business is conducted on behalf of the CITY.

3. Delegation of Authority

Authority to manage the investment program is granted to the City Treasurer with advice and consent of the Mayor or City Administrator as determined by the Board of Aldermen, hereinafter referred to as investment officer. Responsibility for the operation of the investment program is hereby delegated to the investment officer, who shall act in accordance with the established written procedures and internal controls for the operation of the investment program consistent with this investment policy.

Subject to approval by the Board of Aldermen, the CITY may engage the services of a professional investment advisor who would report to the Board through the investment officer.

Procedures should include references to safekeeping, delivery vs. payment, investment accounting, repurchase agreements, wire transfer agreements, and collateral/ depository agreements. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the investment officer. The investment officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials

IV. Investment Transactions

1. Authorized Financial Dealers and Institutions

A list will be maintained of financial institutions authorized to provide investment transactions. In addition, a list also will be maintained of approved security broker/dealers selected by creditworthiness as determined by the investment officer and approved by the Board of Aldermen. These may include "primary" dealers or regional dealers that qualify under Securities and Exchange Commission (SEC) Rule 15C3-1 (uniform net capital rule).

All financial institutions and broker/dealers who desire to become qualified for investment transactions must supply the following as appropriate:

- Audited financial statements.

- Proof of National Association of Securities Dealers (NASD) certification.

- Proof of state registration.

- Completed broker/dealer questionnaire.

- Certification of having read and understood and agreeing to comply with the CITY'S investment policy.

An annual review of the financial condition and registration of qualified financial institutions and broker/dealers will be conducted by the investment officer.

2. Internal Controls

The investment officer is responsible for establishing and maintaining an internal control structure that will be reviewed annually with the CITY'S independent auditor. The internal control structure shall be designed to ensure that the assets of the CITY are protected from loss, theft or misuse and to provide reasonable assurance that these

objectives are met. The concept of reasonable assurance recognizes that (1) the cost of control should not exceed the benefits likely to be derived and (2) the valuation of costs and benefits require estimates and judgments by management.

The internal controls shall address the following points:

- Control of collusion.

- Separation of transaction authority from accounting and record keeping.

- Custodial safekeeping.

- Avoidance of physical delivery of securities.

- Clear delegation of authority to subordinate staff members, if any.

- Written confirmation of transactions for investments and wire transfers.

- Development of a wire transfer agreement with the lead bank and third party custodian.

3. Delivery vs. Payment

All trades where applicable will be executed by delivery vs. payment (DVP) to ensure that securities are deposited in eligible financial institutions prior to the release of funds. All securities shall be perfected in the name or for the account of the CITY and shall be held by a third party custodian as evidenced by safe keeping receipts.

V. Suitable and Authorized Investments

1. Investment Types

In accordance with and subject to restrictions imposed by current statutes, the following list represents the entire range of investments that the CITY will consider and which shall be authorized for the investments of funds by the CITY.

A. Governmental and Agency Debt – those securities issued by and or guaranteed by the Federal Government or an Agency or Instrumentality of the Federal Government:

- I. United States Treasury Securities.** The CITY may invest in obligations of the United States government for which the full faith and credit of the United States are pledged for the payment of principal and interest.

- II. United States Agency Securities.** The CITY may invest in obligations issued or guaranteed by any agency of the United States Government as described in V. (2).

B. Fixed Income investments secured by FDIC insurance and/or Collateral:

- I. Repurchase Agreements.** The CITY may invest in contractual agreements between the CITY and commercial banks or primary government securities dealers. The purchaser in a repurchase agreement (repo) enters into a contractual agreement to purchase U.S. Treasury and government agency securities while simultaneously agreeing to resell the securities at predetermined dates and prices.

- II. Collateralized Public Deposits (Certificates of Deposit).** Instruments issued by financial institutions which state that specified sums have been deposited for specified periods of time and at specified rates of interest. The certificates of deposit are required to be backed by acceptable collateral securities as dictated by State Statute.

C. Other Fixed Income Debt issued by Commercial Enterprises: It should be noted that investments in the following instruments require an additional level of care and

prudence when undertaken by the investment officer. Because these investments are in commercial credits as opposed to governmental credit, or subject to the added safety of collateral, the risk of loss of principal is significantly higher for the following investments than in the four prior categories. Added financial training and education is recommended for the Investment Officer wishing to participate in and/or manage a commercial paper program. Outside professional management of your commercial paper program is highly recommended.

I. Bankers Acceptances. Bills of exchange or time drafts on and accepted by a commercial bank, otherwise known as bankers' acceptances. An issuing bank must have received the highest letter and numeral ranking (i.e., A1 / P1) by at least two nationally recognized statistical rating organizations (NRSRO's). Must be issued by domestic commercial banks. Purchases of bankers' acceptances may not exceed 180 days to maturity. No more than 5% of the total market value of the portfolio may be invested in the bankers' acceptances of any one issuer and no more than 25% of the entire portfolio may be invested in banker's acceptances.

II. Commercial Paper. Commercial paper which has received the highest letter and numeral ranking (i.e., A1 / P1) by at least two nationally recognized statistical rating organizations (NRSRO's). Eligible paper is further limited to issuing corporations that have a total commercial paper program size in excess of \$250,000,000 and have long term debt ratings, if any, of "A" or better from at least one NRSRO. Purchases of commercial paper may not exceed 180 days to maturity. Approved commercial paper programs should provide some diversification by industry.

Additionally, purchases of commercial paper in industry sectors that may from time to time be subject to undue risk and potential illiquidity should be avoided. The only asset-backed commercial paper programs that are eligible for purchase are fully supported programs that provide adequate diversification by asset type (trade receivables, credit card receivables, auto loans, etc.) No securities arbitrage programs or commercial paper issued by Structured Investment Vehicles (SIV's) shall be considered. No more than 5% of the total market value of the portfolio may be invested in the commercial paper of any one issuer. No more than 25% of the entire investment portfolio may be invested in Commercial Paper. Commercial paper issuers must be subject to weekly credit review and daily news research and analysis and a monitoring program must be established to promulgate best practices credit monitoring.

2. Security Selection

The following list represents the entire range of United States Agency Securities that the CITY will consider and which shall be authorized for the investment of funds by the CITY. Additionally, the following definitions and guidelines should be used in purchasing the instruments:

U.S. Govt. Agency Coupon and Zero Coupon Securities. Bullet coupon bonds with no embedded options.

U.S. Govt. Agency Discount Notes. Purchased at a discount with maximum maturities of one (1) year.

U.S. Govt. Agency Callable Securities. Restricted to securities callable at par only with final maturities of five (5) years.

U.S. Govt. Agency Step-Up Securities. The coupon rate is fixed for an initial term. At coupon date, the coupon rate rises to a new, higher fixed term. Restricted to securities with final maturities of five (5) years.

3. Investment Restrictions and Prohibited Transactions

To provide for the safety and liquidity of the [entity's] funds, the investment portfolio will be subject to the following restrictions:

Borrowing for investment purposes ("Leverage") is prohibited. Instruments known as variable rate demand notes, floaters, inverse floaters, leveraged floaters, and equity-linked securities are not permitted. Investment in any instrument which is commonly considered a "derivative instrument (e.g. options, futures, swaps, caps, floors, and collars), is prohibited.

Contracting to sell securities not yet acquired in order to purchase other securities for purposes of speculating on developments or trends in the market is prohibited.

4. Collateralization

Collateralization will be required on two types of investments: certificates of deposit and repurchase agreements. The market value (including accrued interest) of the collateral should be at least 100%.

For certificates of deposit, the market value of collateral must be at least 100% or greater of the amount of certificates of deposits plus demand deposits with the depository, less the amount, if any, which is insured by the Federal Deposit Insurance Corporation, or the National Credit Unions Share Insurance Fund.

All securities, which serve as collateral against the deposits of a depository institution, must be safekept at a non-affiliated custodial facility. Depository institutions pledging collateral against deposits must, in conjunction with the custodial agent, furnish the necessary custodial receipts within five business days from the settlement date. The CITY shall have a depository contract and pledge agreement with each safekeeping bank that will comply with the Financial Institutions, Reform, Recovery, and Enforcement Act of 1989 (FIRREA). This will ensure that the CITY'S security interest in collateral pledged to secure deposits is enforceable against the receiver of a failed financial institution.

5. Repurchase Agreements

These securities for which repurchase agreement will be transacted will be limited to U.S. Treasury and government agency securities that are eligible to be delivered via the Federal Reserve Fedwire book entry system. Securities will be delivered to the CITY'S designated Custodial Agent. Funds and securities will be transferred on a delivery vs. payment basis.

VI. Investment Parameters

1. Diversification

The investments shall be diversified to minimize the risk of loss resulting from over concentration of assets in specific maturity, specific issuer, or specific class of securities. Diversification strategies shall be established and periodically reviewed. At a minimum, diversification standards by security type and issuer shall be:

- U.S. treasuries and securities having principal and/or interest guaranteed by the U.S. government 100%
- Collateralized time and demand deposits...100%
- U.S. Government agencies, and government sponsored enterprises no more than 60%
- Collateralized repurchase agreement no more than 50%
- U.S. Government agency callable securities...no more than 30%

2. Maximum Maturities

To the extent possible, the CITY shall attempt to match its investments with anticipated cash flow requirements. Investments in repurchase agreements shall mature and become payable not more than ninety days (90) from the date of purchase. All other investments shall mature and become payable not more than five (5) years from the date of purchase. The CITY shall adopt weighted average maturity limitations that should not exceed three (3) years and is consistent with the investment objectives.

Because of inherent difficulties in accurately forecasting cash flow requirements, a portion of the portfolio should be continuously invested in readily available funds such as in bank deposits or overnight repurchase agreements to ensure that appropriate liquidity is maintained to meet ongoing obligations.

VII. Reporting

1. Methods

The investment officer shall prepare an investment report at least quarterly, including a management summary that provides an analysis of the status of the current investment portfolio and transactions made over the last quarter. This management summary will be prepared in a manner that will allow the CITY to ascertain whether investment activities during the reporting period have conformed to the investment policy. The report should be provided to the governing body of the CITY. The report will include the following:

Listing of individual securities held at the end of the reporting period.

Realized and unrealized gains or losses resulting from appreciation or depreciation by listing the cost and market value of securities over one-year duration (in accordance with Government Accounting Standards Board (GASB) 31 requirements). [Note, this is only required annually]

Average weighted yield to maturity of portfolio on investments as compared to applicable benchmarks.

Listing of investment by maturity date.

Percentage of the total portfolio which each type of investment represents

2. Performance Standards

The investment portfolio will be managed in accordance with the parameters specified within this policy. The portfolio should obtain a market average rate of return during a market/economic environment of stable interest rates. A series of appropriate benchmarks may be established against which portfolio performance shall be compared on a regular basis.

3. Marking to Market

The market value of the portfolio shall be calculated at least quarterly and a statement of the market value of the portfolio shall be issued at least annually to the Board of Aldermen of the CITY. This will ensure that review of the investment portfolio, in terms of value and price volatility, has been performed.

VIII. Policy Considerations

Exemption

Any investment currently held that does not meet the guidelines of this policy shall be exempt from the requirements of this policy. At maturity or liquidation, such monies shall be reinvested only as provided by this policy.

This policy shall be adopted by resolution of the CITY'S Board of Aldermen. The policy shall be reviewed annually by the investment officer and recommended changes will be presented to the Board of Aldermen for consideration.

IX. List of Acceptable Securities

The investment officer shall consider the following list of acceptable securities as published by the State Treasurer as a limitation to the choices for investments of CITY funds.

SECURITIES ACCEPTABLE AS COLLATERAL TO SECURE STATE DEPOSITS

The securities described below are hereby designated as acceptable collateral for state funds on deposit, as required by Section 30.270 RSMo (as amended). The State Treasurer reserves the right to refuse to accept as collateral any security or securities on this list, or to request the submission of an alternate acceptable security or securities, if, in the sole discretion of the State Treasurer, the State Treasurer determines that such action will provide greater security for the deposit of state funds.

The securities described below are designated as acceptable collateral for the deposit of state funds. The listing is not intended to serve as, and should not be considered as, a listing of legally authorized investment instruments.

1. Marketable Treasury securities of the United States.
2. Bonds or certificates of participation (COP's) issued by the State of Missouri with an investment grade long-term rating from one of the Nationally Recognized Statistical Ratings Organizations (NRSRO's) or are secured by a federal agency guarantee (directly or through guaranteed loans), to include the following:
 - a. General obligation debt securities issued by the State of Missouri.

- b. Revenue bonds issued by the Missouri Board of Public Buildings or Department of Natural Resources.
 - c. Revenue bonds of the Missouri Housing Development Commission, Missouri Health and Education Facilities Authority, Missouri Higher Education Loan Authority, Missouri Environmental Improvement and Energy Resources Authority, Missouri Agricultural and Small Business Development Authority, Missouri Industrial Development Board, or State-owned educational institutions.
 - d. Certificates of Participation issued by the Missouri Board of Public Buildings or Public Fund Commissioners.
3. Bonds or certificates of participation with an investment grade long-term rating from one of the NRSRO's issued by any of the following agencies:
- a. Any city in this state having a population of not less than two thousand
 - b. Any county of this state
 - c. Any school district situated in this state
 - d. Any special road district in this state
 - e. Bonds of any political subdivision established under the provision of Article VI, Section 30 of the Constitution of Missouri (City and County of St. Louis)
 - f. Any of the fifty states within the United States of America
4. Debt securities guaranteed by the United States or its agencies or instrumentalities, as follows:
- a. Debt securities of the Federal Farm Credit System
 - b. Debt securities of the Federal Home Loan Banks
 - c. Debt securities of the Federal National Mortgage Association ("Fannie Mae")
 - d. Debt securities of the Tennessee Valley Authority (TVA)
 - e. Debt securities of the Federal Agricultural Mortgage Corporation ("Farmer Mac")
 - f. Debt securities of the Government National Mortgage Association ("Ginnie Mae").
 - g. Debt securities of the Federal Home Loan Mortgage Corporation ("Freddie Mac")
 - h. Guaranteed Loan Pool Certificates of the Small Business Administration (SBA)
 - i. Federal Home Administration insured notes (CBOs).
 - j. Public housing notes and bonds ("project notes and bonds") issued by public housing agencies, guaranteed as to the payment of principal and interest by the government of the United States or any agency or instrumentality thereof.
 - k. Debt securities of the Resolution Funding Corporation (REFCORP).

Collateralization margins for pass-through mortgage-backed securities, SBA pool certificates and collateralized mortgage obligations shall differ from debentures issued by such agencies. The only type of Collateralized Mortgage Obligations (CMO) that the Treasurer's Office will accept are Exchangeable (EXCH), Floaters (FLT), Mandatory Redemption (MR), Nonaccelerating Security (NAS), Overcollateralized (OC), Planned Amortization (PAC), Prepayment Penalty (PIP), Pass Through (PT), Scheduled Pay (SCH), Semi-annual Pay (SEMI), Sequential Pay (SEQ) classes. Furthermore, Collateralized Mortgage Obligations must have a weighted average life not to exceed

five years and pass the FFIEC High Risk Stress Test. No Strips, Z bonds, Subordinated or Support Bonds, Mortgage Derivatives or Zeros are acceptable.

5. Tax anticipation notes issued by any county of class one in Missouri with an investment grade short-term rating from one of the Nationally Recognized Statistical Ratings Organizations (NRSRO's)
6. Surety Bonds issued by an insurance company licensed under the laws of the State of Missouri whose claims-paying ability is rated in the highest category by Duff & Phelps, A.M. Best, Standard & Poor's, or Moody's. The face amount of such surety bond shall be at least equal to the portion of the deposit to be secured by the surety bond.
7. Irrevocable standby Letter of Credit issued by a Federal Home Loan Bank.
8. Bonds or certificates of participation issued by local government agencies within the fifty states provided such instruments are rated in the highest category by at least one NRSRO.

The State Treasurer shall determine the collateralization margin (or "haircut") for each security type listed above, which may change from time to time subject to market conditions and other factors, but in no event shall be greater than the maximum limits allowed by law. The current collateralization requirements by security type are provided on Attachment "A".

The total market value of collateral must be equal to or greater than the collateralization margin set by the State Treasurer of the total amount of state time deposits (including accrued interest to maturity) plus demand deposits with the depository, less the amount, if any, which is insured by the Federal Deposit Insurance Corporation, or the National Credit Unions Share Insurance Fund. All securities pledged as collateral by the depository will be held by the Missouri State Treasurer, in a segregated account. All collateral pledged must be delivered in bearer form, book-entry form, or in the case of fully registered certificates, placed into the nominee name of the custodian.

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI,
APPROVING THE RECORD PLAT FOR CÓRDOBA, AND
AUTHORIZING THE CITY CLERK TO ATTEST AND CERTIFY
APPROVAL OF SAID PLAT**

WHEREAS, Payne Family Homes, LLC (the “Property Owner”), is the owner of a certain tract of land located within the City of Dardenne Prairie, Missouri; and

WHEREAS, the Property Owner has submitted to the City for review and approval the Record Plat for Córdoba, and the Planning and Zoning Commission has recommended approval of said Plat.

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

SECTION 1. That upon review by the Planning and Zoning Commission and the Board of Aldermen, the City of Dardenne Prairie does hereby approve the Record Plat for Córdoba, received by the City on April 5, 2018, prepared by Volz Incorporated, referencing Project Number 21333-00, which Plat is on file in the office of the City Clerk and is incorporated by reference herein.

SECTION 2. The City Clerk will maintain a copy of the Plat on file with the City Records and is authorized to attest and certify approval of the Plat.

SECTION 2. Effective Date: This Ordinance shall be in full force and take effect from and after the date of its final passage and approval.

SECTION 3. 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 4. 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.

Read two times, passed, and approved this _____ day of _____, 2018.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2018.

Mayor

Attest:

City Clerk