

Board of Aldermen Meeting September 17, 2019 at 6:00 PM

The Mayor and Board of Aldermen will hold the regular monthly meeting in the Betty Brazelton Community Center at 707 Oak Street to consider and act upon the matters on the following tentative agenda and such other matters as may be presented at the meeting and determined to be appropriate for discussion at that time.

Tentative Agenda

1. Call to Order

Pledge of Allegiance to the American Flag

2. Roll Call

3. Approve Agenda

4. Site Plan Review for Building Addition at 709 Locust

5. Solid Waste Pick Up Days

6. Minutes

A. August 20, 2019 Public Hearing – Annexation

B. August 20, 2019 Public Hearing – Tax Levy

C. August 20, 2019 Regular Meeting

7. August Financial Report

8. August Invoice/Check Listing

9. Reports

a. Water System Report – Jeff Jones, Decker Construction

b. Police Report – Dave Speiser

c. Public Works Report – Dwight Adkison

d. City Administrator Report – Bob Burns

f. Economic development – Kelly Harris

10. Adopt Ordinance Approving New Annexation Area

11. Review/Approve Engineering Services Request for Qualifications Public Notice for a Project in the New Annexation Area

12. Wastewater Treatment Facility and Collection System Bid Update

13. Public Participation

14. Mayor Comments

15. Aldermen Comments

16. Executive Session

A. Litigation – RSMO 610.021 (1)

17. Adjourn

Bob Burns, City Administrator
Posted September 13, 2019

BILL _____

ORDINANCE _____

AN ORDINANCE ANNEXING ADJACENT TERRITORY INTO THE CITY LIMITS OF LATHROP, MISSOURI

WHEREAS, on July 23, 2019, a verified petition signed by all the owners of the real estate hereinafter described requesting annexation of said territory into the City of Lathrop, Missouri, was filed with the city clerk; and

WHEREAS, said real estate as hereinafter described is adjacent and contiguous to the present corporate limits of the City of Lathrop, Missouri; and

WHEREAS, a public hearing concerning said matter was held at City Hall in Lathrop, Missouri, on August 20, 2019, at 5:30 p.m.; and

WHEREAS, notice of said Public Hearing was given by publication of notice thereof, on August 8, 2019, in the Clinton County Leader a weekly newspaper of general circulation in the County of Clinton, State of Missouri; and

WHEREAS, at said Public Hearing, all interested persons, corporations or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation; and

WHEREAS, no written objection to the proposed annexation was filed with the Board of Aldermen of the City of Lathrop, Missouri, within fourteen days after the public hearing; and

WHEREAS, the Board of Aldermen of the City of Lathrop, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the city; and

WHEREAS, the city is able to furnish normal municipal services to said area within a reasonable time after annexation; now

THEREFORE, be it ordained by the Board of Aldermen of the City of Lathrop, Missouri as follows:

SECTION I: Pursuant to the provision of Section 71.012 RSMo, real estate described on the attached Exhibit A is hereby annexed into the City of Lathrop, Missouri.

SECTION II: The boundaries of the City of Lathrop, Missouri, hereby are altered so as to encompass the above described tract of land lying adjacent and contiguous to the present corporate limits.

SECTION III: The City Clerk of the City of Lathrop, Missouri, is hereby ordered to cause three certified copies of this Ordinance to be filed with the Clinton County Clerk.

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

Read twice and passed by a majority vote of the Board of Aldermen of the City of Lathrop, Missouri, this 17th day of September, 2019.

Dean Langner, Mayor

ATTEST:

Susie Freece, City Clerk

EXHIBIT A
LEGAL DESCRIPTION

All that part of the Northwest quarter of Section 30, Township 55, Range 30, Clinton County, Missouri, described as follows: Beginning at the Southwest corner of said Northwest Quarter; thence North along the West line of said Northwest Quarter to a point on the North line of Walnut Street, as shown in the PLAN OF LATHROP, on file in the Recorder of Deeds office in Clinton County Missouri court house in Plat Book No. 1, Pages 20 and 21; thence Easterly and parallel to the East-West Half-section line a distance of 123 feet, more or less, to a point in the center line of Shoal Creek; thence Easterly and Southerly along the center line of Shoal Creek to a point which is 1060.72 feet North (measured parallel to the West line of said Northwest Quarter) of the East-West half-section line of said Section 30; thence Easterly and parallel to the East-West Half-section to a point which is 388.25 feet East (measured parallel to East-West Half-section line of said section 30) of the West line of said Northwest Quarter; thence Southwesterly in a straight line to a point on the East-West Half-section line of said Section 30, said point being 304.0 feet Easterly of the point of beginning, thence Westerly along the East-West Half-section line of said Section 30 to the point of beginning, containing 11.16 acres, making the grand total of acreage so conveyed approximately 20.26 acres.

A tract of land in the Southwest Quarter of Section 19, Township 55 North, Range 30 West, Clinton County, Missouri, described as follows: Beginning at the Northwest corner of the said Southwest Quarter; thence South $89^{\circ}55'12''$ East along the North line of the said Southwest Quarter 1016.46 feet; thence South $00^{\circ}42'55''$ West parallel to the West line of the said Southwest Quarter 1800.0 feet; thence North $89^{\circ}55'12''$ West parallel to the said North line 299.37 feet; thence South $06^{\circ}12'44''$ West 382.6 feet; thence South $02^{\circ}15'47''$ West 375.46 feet; thence South $08^{\circ}18'25''$ West 34.62 feet to the North right-of-way line of Missouri State Highway 116, thence South $89^{\circ}54''$ West along said Highway right-of-way line 50.54 feet; thence North $08^{\circ}18'25''$ East 39.37 feet; thence North $02^{\circ}15'47''$ East 374.54 feet; thence North $06^{\circ}12'44''$ East 378.95 feet; thence North $89^{\circ}55'12''$ West parallel to the said North line 666.8 feet to the West line of said Southwest Quarter; thence North $00^{\circ}42'55''$ East along the said West line 1800.0 feet to the point of beginning, containing 42.91 acres, more or less, subject to highways, public roads, easements and restrictions now on record.

The East half of the Northwest Quarter, the Northeast Quarter and the South half of Section Nineteen (19), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, excepting therefrom a tract of land in the Southwest Quarter of said Section Nineteen (19), described as follows: Beginning at the Northwest corner of said Southwest Quarter; thence South $89^{\circ} 55' 12''$ East along the North line of the said Southwest Quarter; 1016.46 feet; thence South $00^{\circ} 42' 55''$ West parallel to the West line of said Southwest Quarter 1800.0 feet; thence North $89^{\circ} 55' 12''$ West parallel to the said North line 299.37 feet; thence South $06^{\circ} 12' 44''$ West 382.6 feet; thence South $02^{\circ} 15' 47''$ West 375.46 feet; thence South $08^{\circ} 18'$

25" West 34.62 feet to the North right of way line of Missouri State Highway 116; thence South 89° 54' West along the said Highway right of way line 50.54 feet; thence North 08° 18' 25" East 39.37 feet; thence North 02° 15' 47" East 374.54 feet; thence North 06° 12' 44" East 378.95 feet; thence North 89° 55' 12" West parallel to the said North line 666.8 feet to the West line of the said Southwest Quarter; thence North 00° 42' 55" East along the said West line 1800.0 feet to the point of beginning. And also except all that part of the Southwest Quarter of Section Nineteen (19), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, described as follows: Commencing at the Northwest Corner of the Southwest Quarter of said Section Nineteen (19); thence South 1° 01' 33" West along the West line of the Southwest Quarter of said Section Nineteen (19), a distance of 1800.00 feet to the Point of Beginning of the tract of land herein to be described; thence South 89° 36' 34" East, a distance of 666.80 feet; thence South 6° 31' 22" West, a distance of 378.95 feet; thence South 2° 34' 25" West, a distance of 374.54 feet; thence South 8° 37' 03" West, a distance of 37.03 feet to the North Right-of-Way line of Missouri State Highway Number 116; thence North 89° 45' 26" West along the North Right-of-Way line of Missouri State Highway Route Number 116, a distance of 615.49 feet to the West line of the Southwest Quarter of said Section Nineteen (19); thence North 1° 01' 27" East along the West line of the Southwest Quarter of said Section Nineteen (19), a distance of 790.10 feet to the point of beginning.

A tract of land located in the West Half (W 1/2) and the West Twelve (12) feet of the Northeast Quarter (NE 1/4) of Section Twenty (20), Township Fifty-five (55) North, Range Thirty (30) West, Clinton County, Missouri, More particularly described as follows: Commencing at a found PK Nail, said point being the Southwest Corner for Section Twenty (20), Township Fifty-Five (55) North, Range Thirty (30) West, Clinton County, Missouri; thence Northerly along the West Section Line for said Section Twenty (20), N 08°22'26" E, a distance of 45.14 feet to the True Point of Beginning; thence continuing along West Section Line, N 00°22'26" E, a distance of 981.69 feet; thence departing said West Section Line, S 89°37'34" E, a distance of 1371.85 feet; thence N 02°14'34" W, a distance of 159.78 feet; thence N 02°38'42" W, a distance of 1086.04 feet; thence S 66°38'11" E, a distance of 1305.80 feet; thence N 00°23'03" E, a distance of 312.86 feet; thence N 42°31'19" W, a distance of 1626.71 feet; thence N 06°43'07" E, a distance of 769.49 feet; thence N 29°34'22" W, a distance of 460.42 feet; thence N89°37'38" W, a distance of 1257.48 feet, to a point on said West Section Line; thence Northerly along said West Section Line, N 00°22'22" E, a distance of 819.93 feet, to a found Monument, said point being the Northwest Section Corner for said Section Twenty (20); thence Easterly along the North Section Line for said Section Twenty (20), N 89°48'56" E, a distance of 2660.61 feet, to the North Quarter (N 1/4) Corner for said Section Twenty (20); thence continuing along said North Section Line, N 89°48'56" E, a distance of 12.00 feet; thence departing said North Section Line, South along an Existing Fence, S 00°23'29" W, a distance of 2621.67 feet, to a point on the Quarter (1/4) Section Line for said Section Twenty (20); thence Westerly along said Quarter

Section Line, S 89°38'33" W, a distance of 12.00 feet, to the Center of Section for said Section Twenty (20); thence Southerly along the Quarter Section Line for said Section Twenty (20), S 00°23'03" W, a distance of 2585.13 feet, to a point on the North Right of Way for Missouri State Route 116; thence Westerly along said North Right of Way, S 89°46'03" W, a distance of 1646.34 feet; thence continuing along said North Right of Way, N 89°56'57" W, a distance of 1012.92 feet, to the True Point of Beginning. Subject to that part, if any, in any streets, roadways, highways or other right-of-ways.

The Southeast Quarter (SE-1/4) of Section Twenty (20), Township Fifty-five (55), Range Thirty (30).

The West Half of the Southwest Quarter of Section 21 in Township 55 North, Range Thirty West of the Fifth Principal Meridian, Clinton County, Missouri.

All of the Southeast Quarter of the Southwest Quarter lying North of Missouri Highway 116, in Section Twenty-one (21), Township Fifty-five (55) North of the Base Line, Range Thirty (30) West of the Fifth Principle Meridian, Clinton County, Missouri, further described as follows: Beginning at the South Quarter corner of said Section Twenty-one (21); thence North 89° 22' 15" West, 1313.64 feet along the South line of said Southeast Quarter, Southwest Quarter to the Northerly right of way line of Missouri Highway 116; thence Westerly along a curve to the left, having a radius of 1186.00 feet, through a central angle of 00° 43' 23", and a length of 14.97 feet along said r.o.w line to the West line of said Southeast Quarter, Southwest Quarter; thence North 00° 31' 21" East, 1309.78 feet along said West line to the Northwest corner of said Southeast Quarter, Southwest Quarter; thence South 89° 24' 47" East, 1332.23 feet to the Northeast corner of said Southeast Quarter, Southwest Quarter; thence South 00° 42' 24" West, 1314.93 feet to the Point of Beginning.

All of the Northeast Quarter of the Southwest Quarter is Section Twenty-one (21), Township Fifty-five (55) North of the Base Line, Range Thirty (30) West of the Fifth Principle Meridian, Clinton County, Missouri, further described as follows: Beginning at the center of said Section Twenty-one (21); thence North 89° 27' 19" West, 1336.45 feet to the Northwest corner of said Northeast Quarter, Southwest Quarter; thence South 00° 31' 21" West, 1313.95 feet to the Southwest corner of said Northeast Quarter, Southwest Quarter; thence South 89° 24' 47" East, 1332.23 feet to the Southeast corner of said Northeast Quarter, Southwest Quarter; thence North 00° 42' 24" East, 1314.93 feet to the Point of Beginning.

All of Lot 1 in M & J Commercial Center II, a recorded subdivision in Clinton County, Missouri

Tract I: The Northeast Quarter of Section Twenty-eight (28), Township Fifty-five (55) North, Range Thirty (30) West, Clinton County, Missouri, said tract being described as follows: Commencing at the East Quarter corner of Section Twenty-eight (28), Township Fifty-five (55) North, Range Thirty (30) West, Clinton

County, Missouri; thence along the East line of the Northeast Quarter of said Section North 00 degrees 43 minutes 04 seconds East, 944.11 feet; thence North 89 degrees 16 minutes 56 seconds West, 953.79 feet to the Point of Beginning; thence North 56 degrees 37 minutes 09 seconds West, 416.81 feet to the East right-of-way line of Interstate Highway 35; thence along said right-of-way line the following courses and distances: North 10 degrees 04 minutes 38 seconds East, 407.28 feet; thence North 17 degrees 30 minutes 32 seconds East, 97.82 feet; thence leaving said right-of-way on a bearing of South 77 degrees 31 minutes 28 seconds East, 165.63 feet; thence South 25 degrees 18 minutes 34 seconds East, 171.04 feet; thence South 01 degrees 20 minutes 42 seconds East, 533.35 feet to the Point of Beginning. Subject to that part, if any, in any streets, roadways, highways or other right-of-ways.

Tract II: A tract of land in the Northeast Quarter of Section Twenty-eight (28), Township Fifty-five (55) North, Range Thirty (30) West, Clinton County, Missouri, more particularly described as follows: Commencing at the intersection of the centerline of Interstate I-35 Highway, at Station 403 + 24, and the North line of Section Twenty-eight (28), said intersection being 1102.50 feet West of the Northeast corner of said Section Twenty-eight (28); thence along said centerline South 17 degrees 22 minutes West 1894 feet; thence South 72 degrees 38 minutes East 285 feet to a point on the Easterly Right-of-Way Line of said Interstate I-35 Highway, said point being the true point of beginning; thence South 26 degrees 18 minutes East, along the Northerly Right-of-Way Line of State Route #116, 148.25 feet; thence continuing on said Northerly Right-of-Way Line South 56 degrees 35 minutes East 250 feet; thence North 10 degrees 04 minutes East 500 feet; thence North 56 degrees 35 minutes West 345.78 feet to a point on said Easterly Right-of-Way Line of Interstate I-35 Highway; thence South 10 degrees 04 minutes West along said Easterly Right-of-PWay Line 416.54 feet to the point of beginning. Subject to that part, if any, in any streets, roadways, highways, or other right-of-ways.

Commencing at the Northeast corner of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County Missouri, thence North 89 degrees 11' West 972.10 feet along the North line of said Section Twenty-eight (28), to the East Right-of-Way line of I-35, thence the following bearings and distances along the East Right-of-Way line of I-35; South 17 degrees 22' West 661.35 feet; thence South 01 degree 59' West 207.43 feet; thence South 17 degrees 22' West 250.0 feet; thence South 10 degrees 04' West 408.16 feet; thence leaving I-35 Right-of-Way on a bearing South 56 degrees 35' East 345.76 feet to the true point of beginning; thence continuing South 56 degrees 35' East 400 feet; thence South 10 degrees 04' West 500 feet to the North Right-of-Way line of Missouri Route 116, thence in a Northwesterly direction 200 feet along said North Right-of-Way line, thence North 10 degrees 04' East 200 feet; thence North 56 degrees 35' West 200 feet, thence North 10 degrees 04' East 300 feet to the true point of beginning.

Commencing at the intersection of the centerline of interstate I-35 highway, at station 403 + 24, and the North line of Section twenty-eight (28), Township Fifty-

five (55), Range Thirty (30), said intersection being 1102.50 feet west of the northeast corner of Said section twenty-eight (28); thence along said centerline South 17 degrees 22' west 1894 feet; thence South 72 degrees 38' east 285 feet to a point on the easterly right of way line of said interstate I-35 highway; thence south 26 degrees 18' east, along the northerly right of way line of state route 116, 148.25 feet; thence continuing on said northerly right way line South 56 degrees 35' east 250 feet, said point being the true point of beginning; thence North 10 degrees 04' east 200 feet; thence South 56 degrees 35' east 200 feet; thence South 10 degrees 04' west 199.04 feet to a point on long chord on the North right of way of Missouri route 116, said point being 48.85 feet along the chord of 197.5 feet of a spiral curve whose chord has a bearing of South 57 degrees 37' east; thence North 57 degrees 37' West along said long chord 48.85 feet; thence North 56 degrees 35' West 150.78 feet to the true point of beginning.

The South half of the Southwest quarter of Section Twenty-eight (28) in Township Fifty-five (55) of Range Thirty (30), Clinton County, Missouri, excepting Interstate Highway #35.

All that part of the Southeast Quarter of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, lying east of Interstate Highway #35.

All that part of the Northeast Quarter of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, lying east of Interstate Highway #35 and south of the right-of-way line of new state route 116.

A tract of land in the Northeast Quarter of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, described as follows: Commencing at the intersection of the centerline of Interstate I-35 Highway at Station 403 + 24 and the North line of said Section Twenty-eight (28), said intersection being 1,102.50 feet West of the Northeast corner of said Section Twenty-eight (28), thence along said centerline South 17 degrees 22' West, 1,412.13 feet, thence South 56 degrees 35' East, 986.96 feet to the True Point of Beginning; thence South 89 degrees 11' East, 605.15 feet to the Westerly Right of Way line of a road; thence South 10 degrees 02' 10" West, along said road 610.53 feet; thence South 59 degree 08' 53" West, 135.77 feet to the Northerly Right of Way line of Route 116; thence along a spiral curve who chord has a bearing of North 70 degrees 49' 44" West, with a chord distance of 598.05 feet; thence North 10 degrees 04' East, 500.00 feet to the True Point of Beginning, EXCEPT: A tract of land in the Northeast Quarter, Section Twenty-eight (28), Township Fifty-five (55) North, Range Thirty (30) West, Clinton County, Missouri, more particularly described as follows: Commencing at the intersection of the centerline of interstate I-35 Highway at station 403 + 24 and the North line of said Section Twenty-eight (28), said intersection being 1,102.50 feet West of the Northeast corner of said Section Twenty-eight (28), thence along said centerline South 17 degrees 22' 00" West, 1412.13 feet; thence South 56 degrees 35' 00" East 986.96 feet; thence South 89 degrees 11' 00" East, 225.15 feet to the True Point of Beginning; thence South 89

degrees 11' 00" East, 380.00 feet to a point on the West Right-of-Way line of outer road; thence South 01 degrees 02' 11" West, 610.55 feet; thence leaving said West Right-of-Way line South 59 degrees 08' 53" West, 135.77 feet to a point on the North Right-of-Way line of Route 116; thence along a curve to the right having an arc length of 271.97 feet, a chord bearing of North 75 degrees 55' 10" West, and a radius of 1849.86 feet; thence leaving said North Right-of-Way Line North 01 degrees 02' 10" East, 619.48 feet to the True Point of Beginning, said exception containing 5.68 acres more or less.

All that part of the West Half of the West Half of the Northeast Quarter of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri, described as follows: Beginning at the North Quarter corner of said Section Twenty-eight (28), thence South 00 degrees 43 minutes 24 seconds West, 1,119.33 feet along the West line of said West Half of the West Half of the Northeast Quarter to the North right of way line of Missouri Highway 116, said point being on a curve, non-tangent, concave Northeast, having a radius of 1,844.86 feet and from which point a radial bears North 43 degrees 55 minutes 57 seconds East, thence Southeasterly along said curve and said right of way line through a central angle of 10 degrees 30 minutes 57 seconds an arc distance of 338.60 feet; thence North 33 degrees 25 minutes East, 35.00 feet along said right of way line; thence South 66 degrees 35 minutes East, 449.32 feet along said right of way line to the East line of said West Half of the West Half of the Northeast Quarter; thence North 00 degrees 43 minutes 00 seconds East, 1,539.73 feet along said East line to the North line of the Northeast Quarter of said Section Twenty-eight (28); thence North 89 degrees 12 minutes 53 seconds West 663.53 feet along said North line to the Point of Beginning. Subject to that part, if any, in any streets, roadways, highways or other right-of-ways.

Commence North 89 degrees 11 minutes West, 1,258.88 feet from the Northeast corner of Section Twenty-eight (28), Township Fifty-five (55), Range Thirty (30), Clinton County, Missouri (said point of beginning is on the North line of said Section Twenty-eight (28) at the Intersection with the West right of way line of I-35); thence South 17 degrees 22 minutes West 716.6 feet along said West right of way line of I-35; thence South 26 degrees 10 minutes West 1,013.33 feet along said West of way line to the North line of Route 116; thence North 56 degrees 35 minutes West 111.4 feet along said North line of Route 116; thence North 0 degrees 32 minutes East 1,541.9 feet to the North line of said Section Twenty-eight (28), thence South 89 degrees 11 minutes East 739.25 feet to the Point of Beginning. Subject to that part, if any, in any streets, roadways, highways or other right-of-ways.