ORDINANCE NO. 533A BILL NO. 533A

AN ORDINANCE IN RELATION TO THE SETTING OF THE TAX LEVY FOR GENERAL REVENUE, AND SEWER AND WATER PROJECT GENERAL OBLIGATION BONDS OF THE CITY OF WOOD HEIGHTS, MISSOURI, FOR THE YEAR 1988 IN ACCORDANCE TO THE LAWS AND STATUTES, PROVIDING AN EFFECTIVE DATE OF THE ORDINANCE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WOOD HEIGHTS, MISSOURI, AS FOLLOWS:

SECTION I

That by law, the City of Wood Heights is required to set by Ordinance its tax levy for the calendar year 1988 after the return of the assessors' tax assessment books and the closing of such.

SECTION II

That the assessors of the City of Wood Heights and of Ray County, Missouri, have now closed their books and it is necessary hereby by Ordinance that the Board of Aldermen of the City of Wood Heights, Missouri, adopt a levy for the year 1988 to obtain revenue for the operation of the municipal services of said City if Wood Heights.

SECTION III

That pursuant to public hearings held by law by the Board of Aldermen of the City of Wood Heights, Missouri, the Board of Aldermen after mature and deliberate consideration does establish the following tax levies for personal and real property owners in the corporate limits of the City of Wood Heights, Missouri.

General Revenue - $0.34 per $100.00 assessed valuation;
General Obligation Bonds (Sewer & Water Project) - $0.70 per $100.00 assessed valuation.

SECTION IV

This Ordinance shall take effect as of January 1, 1988.

READ THREE TIMES AND PASSED THIS 23 DAY OF AUGUST, 1988.

Don E Wright
MAYOR

ATTEST:

Harry F. Young
CITY CLERK

APPROVED BY THE MAYOR THIS 23 DAY OF AUGUST, 1988.

MAYOR

ATTEST:

Harry F. Young
CITY CLERK

ORDINANCE NO. 533

BILL NO. 533

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK OF THE CITY OF WOOD HEIGHTS, MISSOURI, TO EXECUTE A CERTAIN CONTRACT FOR THE SALE OF WATER TO WOOD HEIGHTS, MISSOURI, BY THE CITY OF EXCELSIOR SPRINGS, MISSOURI.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WOOD HEIGHTS, MISSOURI, AS FOLLOWS:

Section 1. The Mayor of the City of Wood Heights, Missouri, is hereby duly authorized by the Board of Aldermen of the City of Wood Heights, Missouri, to execute a certain contract on behalf of the City of Wood Heights, Missouri, for the sale of water to the City of Wood Heights, Missouri, by the City of Excelsior Springs, Missouri, a copy of said contract, marked "Exhibit A", being attached hereto and incorporated herein by reference as if fully set forth herein.

Section 2. The City Clerk of the City of Wood Heights, Missouri, is hereby authorized to attest the said Mayor's signature on said contract.

Section 3. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN AND APPROVED BY THE MAYOR THIS 4TH DAY OF OCTOBER, 1988.

Don E Wendt
MAYOR

ATTEST:
Harry F. Young
CITY CLERK

Approved by the Mayor this 4th day of October, 1988.

Don E Wendt
MAYOR

ATTEST:
Harry F. Young
CITY CLERK

CONTRACT FOR THE SALE OF WATER

TO

THE CITY OF WOOD HEIGHTS, MISSOURI

This contract for the sale and purchase of water outside the City of Excelsior Springs, Missouri, is entered into as of the 19th day of September, 1988, between the City of Excelsior Springs, Missouri, and the City of Wood Heights, Missouri.

WITNESSETH:

WHEREAS, the City of Wood Heights has been organized and established under the provisions of Chapter 79, Revised Statutes of Missouri, 1978, as amended.

WHEREAS, the City of Excelsior Springs owns and operates a water supply distribution system with a capacity currently capable of serving the present customers of the City of Excelsior Springs system and the estimated quantity of water required for consumption by residents of the City of Wood Heights; and,

WHEREAS, by Ordinance No. 88-9-__, enacted on the 15th day of September, 1986 by the Council of the City of Excelsior Springs, the sale of water to the City of Wood Heights in accordance with provisions of said Ordinance was approved, and the execution of this contract carrying out the Ordinance signed by the Mayor, and attested to by the City Clerk, was duly authorized; and,

WHEREAS, by action of the Board of Alderman of the City of Wood Heights, adopted on the 24th day of September, 1986, the purchase of water from the City of Excelsior Springs in accordance with the terms set forth in said Ordinance was approved, and the execution of this contract by the Mayor, attested to by the City Clerk, was duly authorized;

NOW THEREFORE, in consideration of the foregoing and mutual agreements hereinafter set forth,

The City of Excelsior Springs agrees as follows:

1. To furnish the City of Wood Heights, at the point of delivery hereinafter specified, during the term of this contract or any renewal or extension thereof, potable water meeting applicable purity standards of the Division of Environmental Quality, Missouri Department of Natural Resources, in such quantity as may be required by the City of Wood Heights, (estimated to be up to 2,000,000 gallons per month during peak usage). Any amounts in excess of 2,000,000 gallons per month shall be supplied at the discretion of the City of Excelsior Springs. The minimum usage is set at 900,000 gallons per month and the minimum bill to Wood Heights shall not be based on less than 900,000 gallons.

2. That water will be furnished at a reasonably constant normal pressure from an existing six (6") inch main located at the intersection of Mitchell Street and East Ridge Road.

"EXHIBIT A"

available to the City of Excelsior Springs is otherwise diminished over an extended period of time, the supply of water to the City of Wood Heights consumers shall be reduced or diminished when the supply to the City of Excelsior Springs consumers served from the total system is reduced or diminished.

9. At any time during the period of this contract or any subsequent renewal thereof, the City of Excelsior Springs agrees not to raise the rate to the City of Wood Heights any higher than the percentage that the City of Excelsior Springs raises the rate to consumers inside the corporate limits of the City of Excelsior Springs.

10. In consideration of this agreement, the City of Wood Heights further agrees not to sell water outside its corporate limits and consents to those customers within the City of Wood Heights limits presently being served from that portion of the main along East Ridge Road being serviced and maintained by the City of Excelsior Springs to continue receiving said service and being billed direct by the City of Excelsior Springs.

11. That this contract is subject to such rules, regulations, or laws as may be applicable to similar agreements in the State of Missouri and the City of Excelsior Springs and the City of Wood Heights will collaborate in obtaining such permits, certificates, or the like, as may be required to comply therewith.

IN WITNESS WHEREOF, the parties hereto, acting under authority of their respective governing bodies, have caused this contract to be fully executed in three (3) counterparts, each of which shall constitute an original.

CITY OF EXCELSIOR SPRINGS, MISSOURI

By:_____

Dan M. Wilson, Mayor

ATTEST:

_____

Mary L. Dixon, City Clerk

CITY OF WOOD HEIGHTS, MISSOURI

By:_____

Mayor

ATTEST:

_____

City Clerk