

**AN ORDINANCE CALLING FOR AN ELECTION IN THE CITY OF TRIMBLE, MISSOURI TO BE HELD ON APRIL 7, 2020 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY A PROPOSITION TO SELL CERTAIN ASSETS ASSOCIATED WITH THE CITY'S WASTE WATER SYSTEM TO MISSOURI AMERICAN WATER COMPANY FOR THEIR APPROVAL PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF REVISED MISSOURI STATUTE SECTION 393.320.**

WHEREAS, Section 393.320 of the Revised Statutes of Missouri sets forth a procedure for small wastewater utilities to sell its public wastewater (sewer) utility assets which may be owned by the city; and

WHEREAS, Section 393.320 of the Revised Statutes of Missouri provides that before any city of the shall sell any public utility which may be owned by it, the city shall first submit the proposition for such sale, by ordinance, to the voters of said city; and

WHEREAS, the sale of the wastewater (sewer) utility is expected to benefit the City of Trimble by eliminating environmental liability and obligations, among other reasons; and

WHEREAS, the Board of Aldermen believes it is in the best interests of the City of Trimble and its residents to take all steps necessary to authorize and complete the sale of the City's wastewater (sewer) utility, if approved by the qualified voters;

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

SECTION 1. At the regular election to be held on April 7, 2020, the following question shall be submitted to the qualified voters of the City of Trimble, Missouri, for their approval. The ballot will read:

Sale of the Trimble Wastewater (sewer) Utilities

Shall the City of Trimble, Missouri, be authorized to sell its wastewater (sewer) utility to Missouri American Water Company for the sum of \$1,000,000.00 (One Million Dollars)?

Yes   
No

INSTRUCTION TO VOTERS

If you are in favor of the proposition, darken in the oval next to the word "YES".  
If you are opposed to the proposition, darken in the oval next to the word "NO".

SECTION 2. At the regular election to be held on April 7, 2020, the proposition as set forth in Section 1 hereof shall be submitted to the qualified voters of the City of Trimble, Missouri, for their approval. The ballot will read identical to the ballot language set forth in Section 1 hereof.

SECTION 3. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the City Clerk upon receipt of the election certificate from the Election Authority shall certify the results of such election to the Secretary of State of the State of Missouri.

SECTION 4. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the City shall negotiate a contract with Missouri American Water Company for a price of not less than \$1,000,000.00 (one million dollars) on a cash-free, debt-free basis, including terms that provide for future service, maintenance, capital improvements of at least \$1,000,000.00 (one million dollars) over the course of five years, and other terms and conditions. Failure to successfully negotiate a contract for sale shall render this ordinance and the election held pursuant to this ordinance null and void.

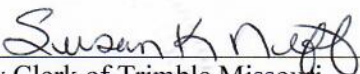
SECTION 5. The City Clerk is directed to notify the County Clerk of Clinton County, Missouri, of the adoption of this Ordinance no later than 5:00 P.M. on January 28, 2020, and to include in the notification all of the terms and provisions required by the Comprehensive Election Act, Chapter 115 of the Revised Statutes of Missouri, as amended, and do all things called for by law in connection with the holding of said election.

SECTION 6. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and Board of Aldermen.

READ TWO TIMES, PASSED AND APPROVED THIS 26 DAY OF January 2020.

  
\_\_\_\_\_  
Mayor Lizar

ATTEST:

  
\_\_\_\_\_  
City Clerk of Trimble Missouri

1st reading: 4 yes  
2nd reading: 4 yes

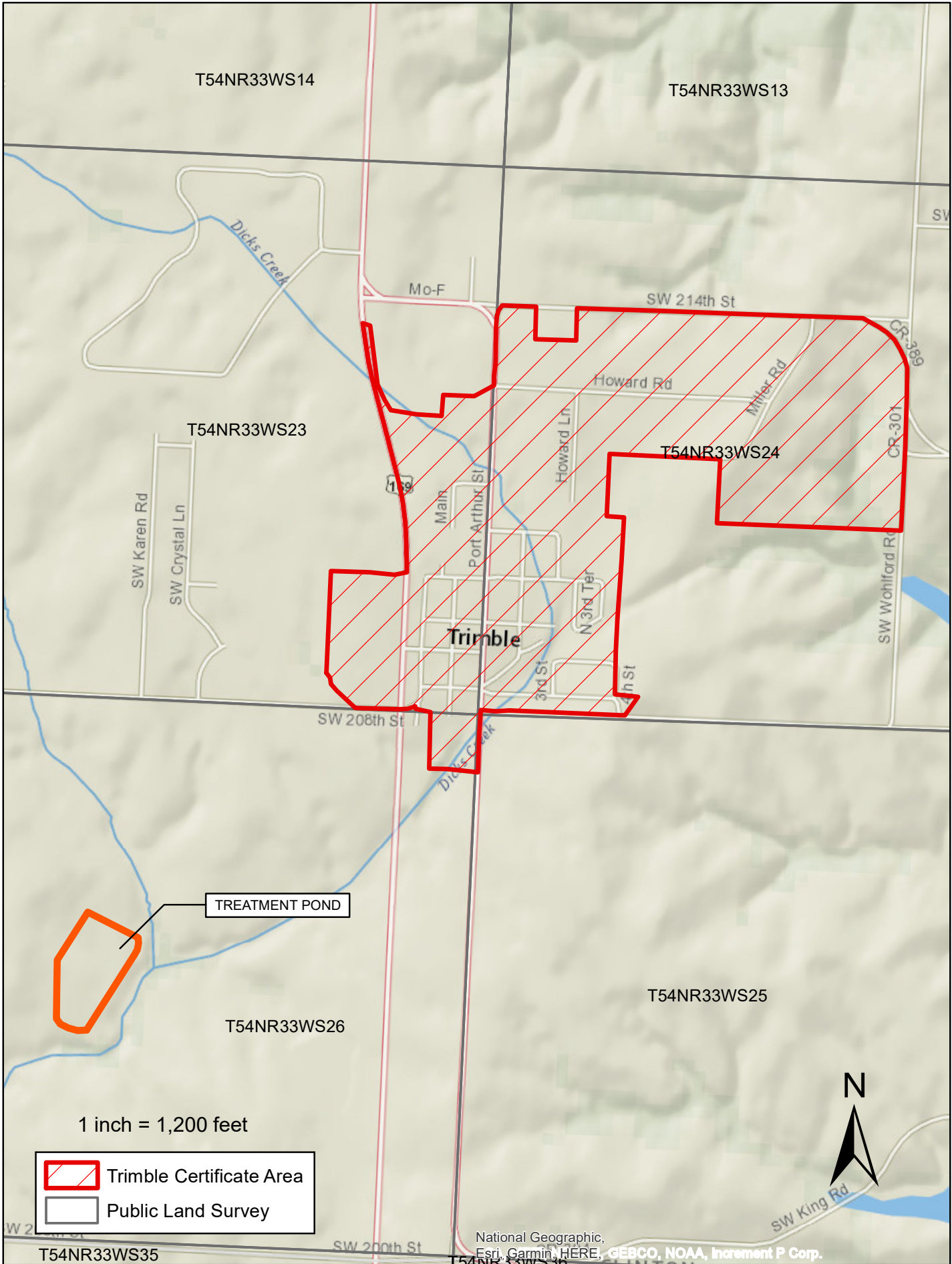
**APPENDIX B-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

**20 CSR 4240-2.135(2)(A)3. and 6.**

### Legal Description

A tract of land in part of Sections 23, 24, 25 and 26, Township 54 North, Range 33 West, City of Trimble, Clinton County, Missouri and being more particularly described as follows:

Beginning at the intersection of the centerline of highway 169 and Southwest 214Th Street; thence East along the centerline of Southwest 214Th Street to its intersection with the Northerly prolongation of the centerline of Southwest Wohlford Road, (Route 301); thence South along the centerline of said Wohlford Road, (Route 301), to its intersection with the easterly prolongation of the South line of Lot G of the Replat of Lots 11 thru 14 of Block C of Cape Cod Estates, according to the plat thereof recorded in Plat Book PCA, PG 665 of the Clinton County, Missouri Records; thence West along said South line and continuing its prolongation thereof to its intersection with the northwardly prolongation of the East line of South 4Th street, being also the Northwest corner of a tract of land now or formerly owned by Chrisman Lowman and Rebecca Lowman husband and wife; thence South along the West line of said Lowman tract to the most Southwestern corner thereof; thence East and along said Lowman tract property line and thence South continuing with said Lowman tract property line to a point being its most Southern corner and the North line of Southwest 208Th Street; thence continuing to the South line of said 208Th Street; thence East to the Northeast corner of a tract of land now or formerly owned by Trimble Baptist Church; thence South along the East line of said Church tract to the Southeast corner thereof; thence West along the South line of said Church tract and its prolongation thereof to its intersection with the Northerly prolongation thereof of a North and South line marking the boundary of the Trimble City limits; thence South along said City limits boundary to the intersection of the Easterly prolongation thereof of the South line of a tract of land now or formerly owned by James Fansher and Nancey Fansher, his wife; thence continuing West along the South line of said Fansher tract to the Southwest corner thereof and thence continuing a westerly prolongation thereof and intersecting with the West line of Highway 169; thence South along said West line to its intersection with the North line of Southwest 200Th Street; thence West along said North line to the Southwest corner of a tract of land now or formerly owned by Hasler Land & Cattle Co., LLC; thence North from said property corner and along the property line of said Hasler Land & Cattle Co., LLC., to the Northeast corner of a tract of land now or formerly owned by Dwain Pigg and Dorothy Pigg, his wife; thence West, along the North line of said Pigg tract to the Northwest corner thereof; thence North to the South line of Southwest 208Th Street; thence East, along said South line to the intersection of the Southwardly prolongation of the West line of a tract of land now or formerly owned by Timber & Treats Inc.; thence North, along said Timber & Treats property to the Northwest corner thereof; thence East along the North line of said Timber & Treats Inc. tract and its Easterly prolongation thereof to its intersection with the West line of Highway 169; thence Northwardly along said West line to the Point of Beginning.



**APPENDIX E-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

**20 CSR 4240-2.135(2)(A)1.**

**APPENDIX F-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

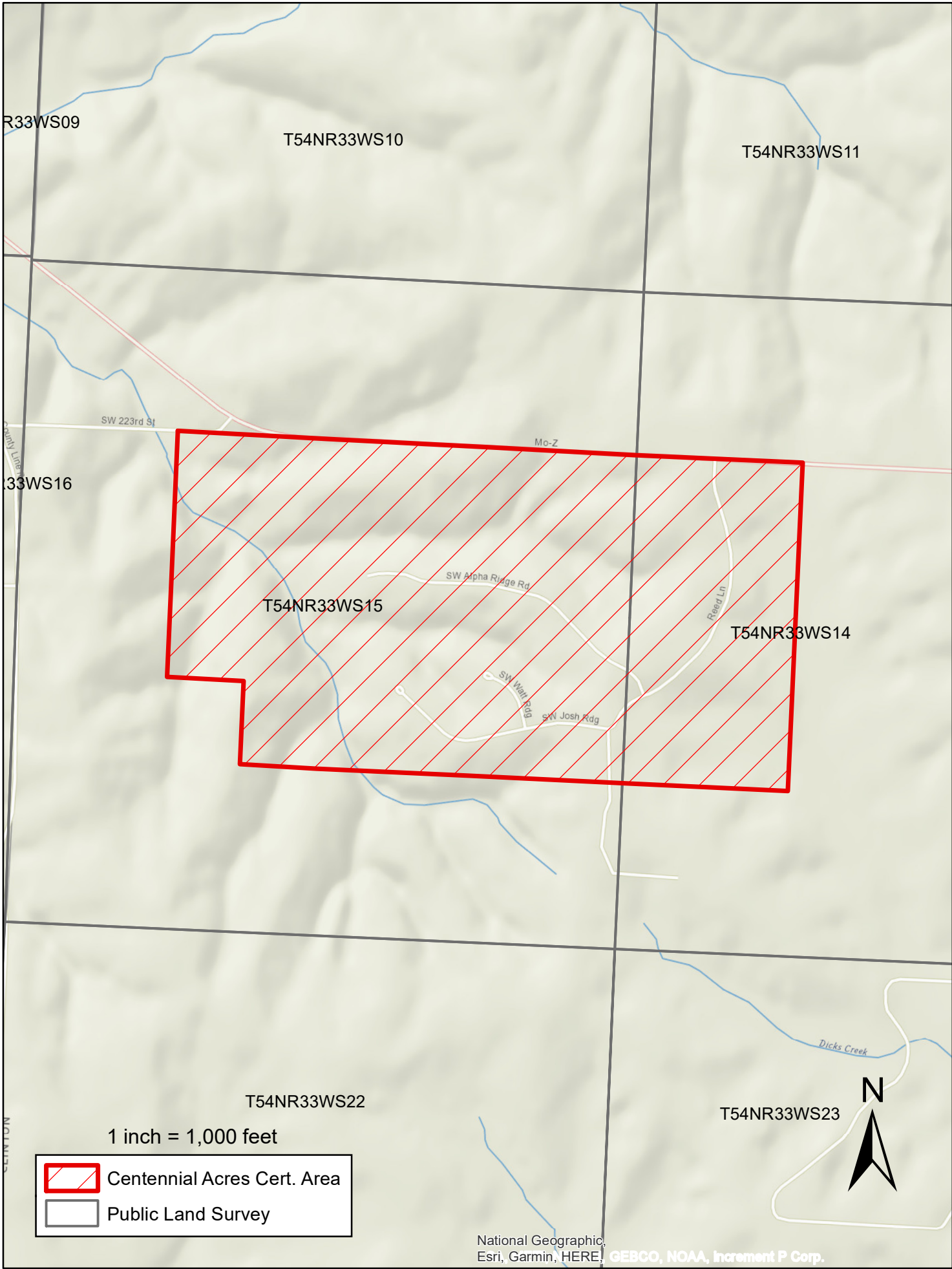
**20 CSR 4240-2.135(2)(A)3. and 6.**

### Legal Description

A tract of land in part of Sections 14 and 15, Township 54 North, Range 33 West, City of Trimble, Clinton County, Missouri and being more particularly described as follows:

Beginning at the Northeast corner of the Southwest Quarter of the Northwest Quarter of Section 14, Township 54 North, Range 33 West; thence South along the East line of said Quarter-Quarter Section and its southerly prolongation to the Southeast corner of the Northwest Quarter of the Southwest Quarter of said Section 14; thence West along the South line of said Quarter-Quarter Section to the Southwest corner thereof, being also the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 15, Township 54 North, Range 33 West; thence continuing west along the South line of said Quarter-Quarter Section and its westerly prolongation to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 15; thence North along the West line of said Quarter-Quarter Section to the Southeast corner of the North 660 feet of the Northeast Quarter of the Southwest Quarter of said Section 15; thence West along the South line of said North 660 feet, 660 feet; thence north to a point in the North line of the Southeast Quarter of the Northwest Quarter of the said Section 15; thence East along said North line to the Northeast corner thereof, being also the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 15; thence continuing East along the North line of said Quarter-Quarter Section to the Northeast corner thereof, being also the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 15; thence East, along said Quarter-Quarter Section to the Northeast corner thereof, being also the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 14, Township 54 North, Range 33 West; thence continuing East and along the North line of said Quarter-Quarter Section to the Northeast corner thereof and the Point of Beginning.





**APPENDIX I-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

**20 CSR 4240-2.135(2)(A)1.**

**APPENDIX J-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

**20 CSR 4240-2.135(2)(A)3., 4. and 6.**

**APPENDIX K-C  
IS CONFIDENTIAL  
IN ITS ENTIRETY**

**20 CSR 4240-2.135(2)(A)3., 4. and 6.**