

AGENDA  
CITY COUNCIL MEETING  
Monday, December 13, 2010  
7:00 P.M.

1. Call to Order

2. Minutes of the November 15, 2010 meeting

Old Business

3. Building Permit: Storage Shed at 891 Pinnell Lane submitted by Cyrus & Harriet Porter

New Business

4. Visitors (All visitors wishing to address the Council must complete an information card and submit it to the City Clerk before the meeting begins)

5. Bill No. 10-1178: Call for Municipal Election – April 5, 2011

6. Bill No. 10-1179: Reimbursement of Costs/Alcohol and Drug-Related Traffic Offenses

7. Building Permit: 10 X 20 Storage Shed at 101 St. Matthew submitted by Dick Bodi

8. AECI Statement of Revenues and Expenditures, October 31, 2010

9. City Administrator's Report

CLOSED SESSION, if requested, relative to:

A. Legal actions, causes of action, or litigation (RSMo 610.021.1)

B. Leasing, purchase or sale of real estate where public knowledge of the transaction might adversely affect the legal consideration there for (RSMo 610.021.2)

C. Hiring, firing, disciplining or promoting or particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3)

D. Preparation, including any discussions or work product, on behalf of the Council or its representatives for negotiations with employee groups (RSMo 610.021.9)

E. Sealed proposals and related documents or any documents related to a negotiated contract (RSMo 610.021.12)

10. Additional items, if requested.

BILL NO. 10-1178

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE CALLING THE ELECTION FOR CERTAIN CITY OFFICES IN THE CITY OF NEW MADRID AND SETTING FILING DATE FOR SAID OFFICES.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW MADRID, MISSOURI; as follows:**

**SECTION I:** That there shall be a City Election on the 5th day of April, 2011 for the election of the following offices:

Alderman Ward I	2-year term
Alderman Ward II	2-year term
Alderman Ward III	2-year term

**SECTION II:** That any person desiring to file for said offices shall file with the City Clerk of the City of New Madrid, Missouri after 8:00 a.m. December 14, 2010 and before 5:00 p.m. January 18, 2011.

**SECTION III:** That the form of Notice of Municipal Election, a copy of which is attached hereto and hereby made a part of this Ordinance, is hereby confirmed and approved.

**SECTION IV:** That this Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF DECEMBER, 2010.**

\_\_\_\_\_  
**Donnie Brown, Mayor**

**ATTEST:**

\_\_\_\_\_  
**City Clerk**

**Approved as to Form:**

\_\_\_\_\_  
**City Attorney**

**CITY OF NEW MADRID PUBLIC NOTICE  
OF FILING PROCEDURES FOR  
ANNUAL CITY ELECTION**

**In accordance with Section 115.127 (5) RSMo., notice is hereby given that the following are the offices for which candidates are to be elected at the Annual City Election to be held on the 5th day of April, 2011.**

<b>Alderman Ward I</b>	<b>2-year term</b>
<b>Alderman Ward II</b>	<b>2-year term</b>
<b>Alderman Ward III</b>	<b>2-year term</b>

**Notice is further given that persons wishing to file written Declarations of Candidacy may do so from 8:00 a.m., December 14, 2010 until 5:00 p.m., January 18, 2011 with Marian Bock, City Clerk, located at City Hall, 560 Mott St., New Madrid, Missouri.**

**Marian Bock  
City Clerk  
City of New Madrid  
(seal)**

AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF NEW MADRID, MISSOURI BY ADDING A NEW SECTION 14-140 PROVIDING FOR THE REIMBURSEMENT OF COSTS ASSOCIATED WITH THE ARREST AND CONVICTION OR GUILTY PLEA TO MUNICIPAL CODE VIOLATIONS INVOLVING ALCOHOL OR DRUG-RELATED TRAFFIC OFFENSES.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW MADRID, MISSOURI AS FOLLOWS:

1. Chapter 14 of the Code of Ordinances of the City of New Madrid, Missouri shall be amended to add a new Section 14-140 to read as follows:

**Sec. 14-140 REIMBURSEMENT OF CERTAIN COSTS OF ARREST**

- a. Upon a plea or a finding of guilty of violating the provisions of Sections 54-610 of this Code or any ordinance of the City of New Madrid involving alcohol or drug-related traffic offenses, the Court may, in addition to imposition of any penalties provided by law, order the convicted person to reimburse the City of New Madrid for Police Department costs associated with such arrest.
- b. Such costs hereby authorized shall include the reasonable cost of making the arrest, including the cost of any chemical test made as authorized or required by law or ordinance to determine the alcohol or drug content of the person's blood, and the costs of processing, charging, booking and holding such person in custody.
- c. The City Administrator may establish a schedule of such costs hereby authorized and shall submit the same to the Municipal Judge. However, the Court may order the costs reduced if it determines that the costs are excessive.

2. Any ordinance or parts thereof inconsistent herewith are hereby repealed.

3. Should any part or parts of this ordinance be found or held to be invalid by any court of competent jurisdiction, then the remaining part or parts shall be severable and shall continue in full force and effect.

READ TWO TIMES AND DULY PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW MADRID, MISSOURI THIS \_\_\_\_\_ DAY OF DECEMBER, 2010.

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DONNIE BROWN, MAYOR

ATTEST:

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MARIAN B. BOCK, CITY CLERK

APPROVED AS TO FORM:

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LYNN N. BOCK  
CITY ATTORNEY