



PH
6/3/2022
5:00 PM

BOARD OF ALDERMAN
WORK SESSION AGENDA
TUESDAY, JUNE 7th, 2022 at 6:30 p.m.

MEETING WILL BE RECORDED AND POSTED ON FACEBOOK - CITY OF BOLIVAR, MISSOURI

ROLL CALL

PLEDGE OF ALLEGIANCE

MOTION TO ADOPT AGENDA

**MAYORAL APPOINTMENT, Introductions, Presentations, Resolutions and Proclamations,
Citizens Requests:**

*Request to Address Council- Wanda Johnson

1. Matt Griswold, People Centric Update
2. Matt Heneberg, Missouri Beef Days 2022
3. Special Event Application- Loving on our Community by Open Hearts United Methodist on June 26, 2022
4. Financing Options for Fire Department Mini Pumper Truck
5. 2022 Street Resurfacing Bids
6. Bill No. 2022-39 An Ordinance Amending Chapter 410 of the Bolivar Municipal Code to Add Regulations for Short Term Rentals of Real Estate within the City.
7. Bill No. 2022-40 An Ordinance Changing the Zoning Classification for Certain Property Generally located in the Simon Square Platted Area.
8. Bill No. 2022-41 An Ordinance Amending the Bolivar Municipal Code by Amending Chapters 225 and 600 to Revise and Add New Sections Regarding Limited Instances where Permits may be Obtained for Public Consumption of Alcohol at Special Events.
9. Removable Rumble Strips Locations:
N Hartford between Division St and Laird St; Frisco Trail on Aldrich Rd; Tracker Marine on Killingsworth Ave.
10. Raised Crosswalks
11. Unbudgeted Item – Airport Tractor
12. Unbudgeted Item – 20' Flatbed Trailer
13. Ballfield Lights Change Order for Rock
14. Municipal Advisor Review

EXECUTIVE SESSION: RSMo 610.021(2) Leasing, Purchase or Sale of Real Estate by a public governmental body where Public knowledge of the transaction might adversely affect the legal consideration therefor. **RSMo 610.021(13)** Individually Identifiable Personnel Records, performance ratings or records pertaining to employees or applicants for employment,.

IF UNABLE TO ACCESS FACEBOOK ACCOUNT, PLEASE CONTACT CITY CLERK FOR ADDITIONAL OPTIONS

#wherelibertyflows

If you have a need for special accommodations,
Please contact the City Clerk's office 24 hours prior to the meeting.



**CALL OF A WORK SESSION MEETING
OF THE CITY OF BOLIVAR BOARD OF ALDERMEN.**

I, Christopher Warwick, Mayor of the City of Bolivar, Missouri, do hereby call a Work Session Meeting at 6:30 p.m. of the Bolivar Board of Aldermen on Tuesday, June 7th, 2022 for the purpose of transacting any lawful business that might be brought before said Council at said meeting.

Verbally Approved 6/3/2022 4:00 p.m.
Christopher Warwick, Mayor



Paula Henderson

Paula Henderson, City Clerk

Posted:

*6/3/2022
5:00 PM*

REQUEST TO ADDRESS COUNCIL
COUNCIL MEETING DATE / /

NAME: Wanda Johnson

ADDRESS: 4479 S 132nd Rd, Bolivar MO 65613

WARD: _____

PHONE: 417-328-8015

E-MAIL: wanda.greenwoodjohnson@gmail.com

AGENDA ITEMS

(Must be submitted 4 hours before the meeting)

or

NON-AGENDA ITEMS

(Must be submitted by 5 p.m. on
the Friday, prior to the meeting.)

I wish to address Council about:

- ☐ Amended Ordinance
- ☐ Emergency Ordinance
- ☐ 1st Reading
- ☐ Public Hearing
- ☐ Resolution

I wish to discuss the following:

options for eastern
loop on 132nd Road

Within the category checked above I wish to
particularly address the following issue(s):

132nd Road
not sure if on agenda
as agenda is not
posted nor the
date of the town
council meeting

I understand that my request is subject to the discretion of the Mayor and if my request is chosen that I have only 5 minutes to speak. My comments should not be repetitive of any prior speaker but should be new in nature. Opportunities to speak may not be stacked and accumulated for the same topic. Multiple parties with the same issue are encouraged to appoint a spokesperson to advocate their position. Decorum shall be maintained and clapping, cheering, and other potentially disruptive occurrences will not be tolerated. The Mayor may dismiss any parties not following these guidelines. The Mayor may cease public comment at any time.

Wanda Johnson
Signature

Date: June 3, 2022
Time: 10:40 AM

City of Bolivar

It is exciting to be a part of this process with the City of Bolivar as we have taken the past year to really work on listening tours, Leadership Development, Strategy Planning among other things. We have turned a corner in some areas and are ready to play offense now as we move forward. Below are some things we have accomplished as well as some things that are ongoing. It is important to understand that we are moving in a very positive direction however we have not yet finished the race. Is there work to do? Absolutely. Can we point to some things that have seriously improved? Absolutely. But we are taking good steps daily with the City.

Core Team

We developed a Core Team at the beginning of the partnership and had several sessions before landing the team and focusing more on department specific stuff. I would anticipate the Core Team coming back in 2022 after the Board Retreat and Objectives are established.

Leadership Development

We met during the year on a monthly basis to go through various Leadership Topics. This was well attended by most departments and the participation was great. Our meeting cadence for this is now Quarterly. Topics included High Performance Culture, Communication Styles, Heroes and Villains, Difficult Conversations, Get Out of Your Own Way etc...

Executive Coaching

Bethany Taff from our team has done a wonderful job of coaching individuals within the city from a few different departments. We see this Coaching relationship continuing and even expanding as we accelerate through 2022. Coaching is a personal relationship that we hold close as it's an individuals personal development.

Check In Process

Diana Royalty and Bethany Taff worked with Tracy to develop a Check In form that works for the City of Bolivar specifically. This templated form was then delivered to all of Admin and Department Heads and is currently in play now. The purpose of the Check in process is to support managers as they are having regular one on one conversations with their employees and at the same time improving communication, supporting succession planning by showing leaders the work the employees are doing as well as the future things they'd like to do. When done correctly, the Check In Process helps transparency in communication from top to bottom and bottom to top.

PD Specific All Staff Leadership Topic

The Police Department asked if we would bring a leadership topic for their all staff meeting in support of their CALEA (Commission on Accreditation for Law Enforcement Agencies) certification process. We delivered that topic and plan to deliver another topic as certification requires.

FD Captains Meetings

There was a need to get the Chief and Captains together early on to create a positive communication cadence as well as help to support to the Captains as they lead their teams bringing more unity under one roof. We also worked to help create role clarity within the



department to understand everyone's roles and strengths. This was very successful and grew throughout the year as we continued to meet.

PD Chief, Lieutenants Listening Tour with Alderman Neal

One of the disconnects that seemed apparent early on was between the PD and the Board, including Administration. People Centric recruited the help from Alderman Neal who gave of her time and knowledge liberally. We sat with the Chief and Lieutenants to hear some of their struggle as well as things they had questions about in general. Through this conversation we also recognized that some of these questions would be better handled by Tracy and decided to bring her in to the conversation. We had a great meeting with the City Administrator, Alderman Neal and People Centric with the Chief and Lieutenants which really helped build that communication and trust.

FD Listening Tour with Alderman Neal

The listening tour with the FD consisted of 3-4 meetings involving People Centric, Alderman Neal and Tracy Slagle. Initially the conversation was filled with questions and area of concerns from the department to the Board / Admin. We have found recently as those meetings came to a close that The Captains are in a much better place to lead their teams and this is a direct result of opening lines of communication that were causing some confusion. The Captains meetings are going to continue as usual but in order to keep those lines open, they have asked and the City Administrator has agreed that she will attend the FD meeting once a quarter to maintain those open lines.

Use Tax Information Sessions

We worked on USE tax messaging to paint a clear picture of what it is and why the city would need to secure it. The messaging was then delivered to the different departments one by one. We were there for support and Q & A. Team: Mayor & Tracy Slagle (Dept Heads)

New Alderman Orientation STEP

This team is working towards creating a solid onboarding process for New Alderman as they are added to the Board. This will help them become more acclimated, more quickly so they can hit the ground running and feel more confident in the role they were voted in to by their constituents. Team: Paula Henderson, Tracy Slagle, Alderman Sagaser, Alderman Neal, Alderman Ross, Don Brown

New Purchase Order Process w/ Finance Director (Natalie and Dept Heads)

The PO process has been one of frustration and confusion. The process seemed to be handled a little differently by different departments and perhaps the entire process was a little dated due to rising costs over the years. This team is working to put into place actual steps that need followed by all as well as recommending an updated process to the Board for Approval. Team: Natalie, Jerry, Spencer, Shane, Todd & Lieutenant Palmer.

Financial Literacy

We worked with Tracy and Natalie to help build a presentation on Financial Literacy for the city employees. This will help employees understand the finances of the city as well as help them make more financially sound decisions within their roles. The Presentation was given to the Department Heads with the goal of then taking that same presentation to the employees. We are



still in process of working to deliver to employee level and that conversation may change given the Liberty sale.

PD Strategy Meeting

We are currently working with the PD to secure a clear vision of success. The vision for the future of the PD is community policing. Don has worked with Chief Webb to set a Vision for his department and now we are taking time to build actionable objectives to start moving in that direction among other items the department needs to improve upon.

The Board has been great with this group and we are excited to have them plugged in. Your effort has not gone unnoticed and in fact, it has been appreciated. You've done a great job of supporting the team and as we are continuing to work on things moving forward, it will be important that you stay engaged along the way to continue to provide the PD with the needed resources.

3 Action Items Currently in Play:

Pay / Retirement Investment
Friends of the PD & Fire
Hiring Strategies

Survey the City Again

We started our partnership with a city-wide survey that went to all employees. We are in the process of surveying the employees again. We are currently working with Tracy to set the survey up and sending it out shortly. We believe we will see improvement in the numbers and of course will report back with our results.

Engaging Public Works to Scope Priorities

Public works is a huge department with many different areas of influence. We are working with Jerry to set up a strategy to work with the group.

Worked with HR to re-frame Hiring Questions

Mary, from our team worked with HR to formulate specific questions on hiring for specific roles, such as, civilian workers in PD. Mary has a great background in the HR world and we are eager for more opportunities to help the city with those types of requests.



SPECIAL EVENT APPLICATION

APPLICANT AND ORGANIZATION INFORMATION

Sponsor Name: Open Hearts United Methodist Student / K. V. Ministry
 Address: 105 E. Division
 City: Bolivar State: MO Zip: 65613
 Daytime phone: 417-599-3650 Cell phone: 417-599-3650
 Fax: _____ Cell phone (during event): _____
 Email: mike@openheartsyouth.org
 Preferred method of contact: phone or email

EVENT INFORMATION

Event name: Living on our community
 Event location: splash pad
 Date & time of Set up: 6-26-2022 3pm
 Date & time of Event: 6-26-2022 6:30-8:30pm
 Date & time of Clean up: 6-26-2022 after event concludes
 Anticipated number of attendees: 50-100

Will the event sponsor be present and in charge of the event at all times? ☒ Yes ☐ No
 If no, please provide name of responsible party present.

Name: _____ Cell phone (during event): _____

Type of activities planned (check all that apply):

- | | | |
|---|---|-----------------------------------|
| <input type="checkbox"/> Carnival | <input type="checkbox"/> Concert | <input type="checkbox"/> Festival |
| <input type="checkbox"/> Fireworks | <input type="checkbox"/> Parade | <input type="checkbox"/> Run/Walk |
| <input type="checkbox"/> Sporting Event | <input checked="" type="checkbox"/> Other (please explain) <u>Food, games</u> | |

Will the following be served? (check all that apply) ☒ Food ☐ Alcohol
If food is being served, a permit with the Polk County Health Center shall be obtained. Event sponsor will be responsible to monitor alcohol remains in defined event area.

Will temporary booths be set up? ☐ Yes ☒ No
 If yes, will goods be available for purchase? ☐ Yes ☒ No

Sponsor is required to obtain a City business license for all vendors selling goods during the event.

Will event be open to the public? ☒ Yes ☐ No

Will admission be charged? ☐ Yes ☒ No

Will donations be accepted? ☒ Yes ☐ No

Will electricity be required? ☒ Yes ☐ No

Will generators be used? ☐ Yes ☒ No

Will live music be performed? ☐ Yes ☒ No

Will a stage be set up/constructed? ☐ Yes ☒ No

Please list performance times _____

Will banners/signs be installed? ☐ Yes ☒ No

ALL signs require a sign permit issued by the Community Development Department. With the approval of the Special Events Permit, the organization is entitled to 2 cost-free sign permits. The cost-free permits still require a sign application and approval by the Community Development Department. All other signs require sign application submission, approval and permit charge.

Is this an event for Charity? ☐ Yes ☒ No

List participating organizations/with name of contact (attach list if needed)

Organization: _____ Contact _____

Organization: _____ Contact _____

Organization: _____ Contact _____

Please indicate who is planned to provide the following services (for EMS, Fire, and security only check City provided if you want dedicated staffing at your event. This will incur additional charges):

Service	City provided	Self provided	Not Applicable
Crowd Control		X	
EMS Services			X
Fire Watch			X
Restroom Facilities	X		
Security		X	
Street Barricades	X		
Traffic Control			X
Trash clean-up*		X	

*The City reserves the right to charge the event sponsor for clean-up provided by the City.

Police
I fear officer can stop by and do some bike riding that be great stop by and watch

In addition to the information provided above, please provide a detailed narrative description of the event. Also provide a map illustrating the locations of the activities planned and requested street barricades. (Except for very limited circumstances, the City will require that a street closing be from cross intersection to cross intersection so that no traffic can turn into closed street.) Please use additional sheets as needed.

The event will be in the splash pad parking lot and adjacent splash pad area. we would like to close Clark/madison & Clinton/madison - just the street running in front of splash pad.

I hereby agree that my organization will comply with all City, County and State regulations and those that are specific to public safety.

Signature: Mike Ryan Print: Mike Ryan

Organization Name: Open Hearts United Methodist Date: 6-1-22

OFFICE USE ONLY

Date submitted: _____

Date scheduled to be presented to Council: _____

Emergency Management: _____ Date: _____

Community Development: _____ Date: _____

Building Inspector (if applicable): _____ Date: _____

Fire Chief: _____ Date: _____

Police Chief: _____ Date: _____

Public Works Director: _____ Date: _____

City Clerk: _____ Date: _____

Date presented to Council: _____

☐ Approved ☐ Rejected

Initials: _____

HOLD HARMLESS AGREEMENT

To the extent permitted by law, Sponsor agrees to indemnify, defend and hold harmless the City of Bolivar, its officers, agents, volunteers and employees from and against all suits, claims, damages, losses and expenses, including but not limited to attorney's fees, court costs or alternative dispute resolution costs arising out of, or related to, Sponsor's use of city streets, roads, parks, sidewalk or other facilities under this agreement involving an injury to a person or persons, whether bodily injury or other personal injury (including death), or involving an injury or damage to property (including loss of use or diminution in value), but only to the extent that such suits, claims, damages, losses or expenses are caused by the negligence or other wrongdoing of Sponsor, its officers, agents and volunteers, or anyone directly or indirectly employed or hired by Sponsor or anyone for whose acts Sponsor may be liable, regardless of whether caused in part by the negligence or wrongdoing of City and any of its agents or employees.

1. Sponsor shall purchase and maintain the following insurance, at Sponsor's expense:
 - Commercial General Liability Insurance with a minimum limit of \$1,000,000 each occurrence/\$2,000,000 general aggregate written on an occurrence basis
 - Comprehensive Business Automobile Liability Insurance for all owned, non-owned and hire automobiles and other vehicles used by Sponsor with a combined single limit of \$1,000,000 per accident
2. All policies of insurance must be on a primary basis, non-contributory with any other insurance and/or self-insurance carried by the city.
3. Prior to using City's facilities or infrastructure under this agreement, Sponsor shall furnish the City with certificates of insurance evidencing the required coverage, conditions and limits required by this agreement, have the City named as an additional insured and provide the appropriate additional insured endorsements.
4. No provision of this agreement shall constitute a waiver of the City's right to assert a defense based on the doctrines of sovereign immunity, official immunity or any other immunity available under law.

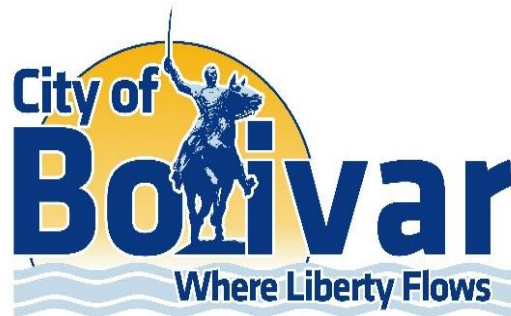
Signature: Mike Ryan Print: Mike Ryan

Organization Name: Open Hearts United Methodist Date: 6-1-2022

City of Bolivar Representative: Paula Henderson Date: 6-1-2022



345 S. Main Ave, PO Box 9, • Bolivar, Missouri 65613
Telephone (417)326-2489 • Fax (417) 777-3212
www.bolivar.mo.us



345 S. Main, PO BOX 9, BOLIVAR, MISSOURI 6513
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**REQUEST FOR PROPOSALS
FOR
EQUIPMENT LEASE**

The City of Bolivar is requesting proposals for capital lease financing.

Please find specific proposal requirements, terms, conditions and submittal instructions in this packet.

Proposals will be due by 2:00 p.m., June 7, 2022. If you have any questions, please contact Tracy Slagle City Administrator 417-326-2489.



PROJECT

The City of Bolivar, Missouri seeking to purchase equipment –
One Fire Mini-pumper Truck

COST AND FINANCING

The current projection of the costs and financing needs of the project are shown below:

(1) F-550 FOURTS Four Fire Mini Pumper	\$250,057.00
Total	\$250,057.00

Actual costs will be determined at the time of the purchase and may vary from the projected cost.
The lease principal will be for the entire actual cost of the equipment.

Suggested Terms and Conditions

The City of Bolivar is seeking a 4 year lease, in accordance with the schedule shown below.

- Submit Proposed Terms and all required Documents by June 7, 2022
- Council Award Lease by Ordinance at next available regular session on June 7, 2022
- First payment would offer a proposal by month or by quarter.
- Payments are to be equal in amount and are to be charged on either a monthly or quarterly basis starting as soon as possible.
- The City of Bolivar's obligation is to make lease payments are subject to annual availability of appropriations. Appropriations will be included in the current budget by board approval and The City of Bolivar will use its best efforts to obtain such appropriations in subsequent fiscal years.
- The lease agreement must include a standard non-appropriation of funds clause.
- The leased equipment will become the property of the City of Bolivar at the end of the lease term upon making the final payment.
- The City of Bolivar will have the right to terminate the lease agreement by purchasing the leased Equipment on any lease payment date by paying the principal balance accrued interest.
- The City of Bolivar will be responsible for insuring the equipment financed through this lease.
- The funding of the lease will be exactly the purchase price of the equipment. No over funding or under funding will be allowed.
- Any loan origination fee, documentation fee or any other fees will need to be proposed in bid.
- Interest rate should be fixed unless otherwise noted in bid.
- Proposals should be firm for 45 days following the opening of bid, due to the approval of the board aldermen.

Instructions for Submitting Proposal

- Please submit each proposal in a sealed envelope with it marked "Proposal to Finance Fire Equipment"
- No facsimile transmissions will be accepted.



345 S. Main Ave, PO Box 9, • Bolivar, Missouri 65613
Telephone (417)326-2489 • Fax (417) 777-3212
www.bolivar.mo.us

- Any proposal received after the date and time stated for opening will not be considered.
- The company awarded the proposal is required to execute and deliver all necessary contracts and Documents within ten (10) calendars days of receiving notice of the acceptance of their proposal.
- The company may make alternative proposals. Each alternative should be clearly marked.

Instructions for Preparing the Proposal

- The proposal must be signed by an authorized officer or agent having the authority to bind the company in a contract.
- Each proposal must be submitted in a sealed envelope bearing on the outside the name of the company making the proposal and the phrase "Proposal to Finance Equipment Lease."
- No facsimile transmissions will be accepted.
- Any proposal received after the date and time stated for opening will not be considered. The company making the successful proposal is required to execute and deliver all necessary contracts and documents within ten (10) calendar days of receiving notice of the acceptance of their proposal.
- A company may make alternative proposals. Each, alternative should be clearly marked as such and be complete in its own right.
- Any ambiguity in the proposal will be interpreted in the way most favorable to the city.
- No changes, additions or deletions will be allowed after submission of the proposal.
- A proposing company may withdraw their sealed proposal prior to the scheduled opening time provided that the request to withdraw is submitted to the City in writing.

Opening and Award

Deadline for submission of a proposal is June 7, 2022 by 2:00 p.m. and opened at City Hall 345 S Main, proposals will be evaluated and presented to the Board of Aldermen on June 7, 2022 at the June Work session Meeting. Questions may be directed to Tracy Slagle, City Administrator at tslage@bolivar.mo.us.

NOTICE TO CONTRACTORS

May 18th, 2022
Office of City Clerk
Bolivar, MO 65613

Sealed bids subject to the conditions contained herein will be received until June 6th, 2022 at 2.00 p.m. and then publicly opened and read at City Hall in Bolivar, Polk County, Missouri, for:

Project #1 Street Improvements for removal and replacement of curb and gutter.
Project #2 Street Improvements for milling and overlay of two-inch BP 2 Asphalt.

Each bid will be accompanied by a Cashier's Check, or a Certified Check, or Bid Bond payable to the City of Bolivar in an amount not less than five percent (5%) of the total amount of the bid.

The bidder to whom a contract for the work is awarded will be required to furnish Performance and Payment Bonds, executed on the specified forms and acceptable to the City of Bolivar, Missouri, in the amount of one hundred percent (100%) of the contract. The City may, at its discretion, agree to a modification of the specified forms to accommodate alternate forms of surety other than a commercial surety, such as a cash bond or a bank letter of credit.

All Contractors will be required to pay the prevailing wage as determined by the Missouri Division of Labor which will be in effect on the date of the bidding or at the time the work is accomplished.

All Contractors will be required to comply with laws and regulations as set forth by OSHA.

All Contractors will be required to obtain a business license from the City of Bolivar.

Specifications and Bid Documents are on file and may be examined between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday in the City Clerk's Office at the Bolivar City Hall, 345 S. Main Avenue, Bolivar, Missouri.

The City of Bolivar reserves the right to reject any and all proposals and to waive technicalities.

Jerry Hamby, Public Works Supervisor
City of Bolivar, Missouri

Notice to Bidders

Sealed proposals, addressed to the City of Bolivar Public Works, 345 S. Main Ave., Bolivar, Missouri 65613, for the following projects. Bids will be received until 2:00 o'clock P.M., on Monday June 6th, 2022, at the City of Bolivar, 345 S. Main Avenue in Bolivar, Missouri, and will be publicly opened and read.

Project #1 Street Improvement for removal and replacement of curb and gutter.

Project location: North Mc Colm Avenue both sides from East Division to East Chestnut.

- Removal of existing asphalt curb and replaced with concrete curb and splash pan.
- Curb shall be 12inches by 6 inches wide, with a 6-inch-deep x 18-inch splash pan.
- Approximately 2400 ft in length (1200 ft per side)

Project #2 Street Improvement for Milling and overlay of two-inch BP2 Asphalt.

Bid 1: Work to be done on Concrete Streets:

See next page for Concrete Street Resurface List

Bid 2: Work to be done on Asphalt Streets:

See next page for Asphalt Street Resurface List

2022 STREET LIST - ASPHALT BID FORM

Name of Bidder: _____

Address of Bidder: _____

***Pricing should reflect the City's right to accept any or all and reject any or all of the streets listed on the list below *City may add additional streets to listing if necessary.**

Bid 1 – 2022 Street Resurface List – Concrete

(Wedge is necessary for concrete streets) (Fiber is required)

_____ Machine Laid Overlay price per ton (all footage is approximate)

_____ Machine Laid Wedging price per ton (all footage is approximate)

2"- S Flint Ave	670' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Wollard St	1125' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- S Hartford Ave	840' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- Patton	460' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- Meadow Lane	155' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- Oak Terrace	525' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Lakewood Dr	880' x 32'	_____ Tons + \$_____	Milling = \$_____	Total
2"- Orchard St	315' x 30'	_____ Tons + \$_____	Milling = \$_____	Total
2"- Maurice St	150' x 30'	_____ Tons + \$_____	Milling = \$_____	Total

Bid 2 – 2022 Street Resurface List – Asphalt

_____ Machine Laid Overlay price per ton (all footage is approximate)

_____ Machine Laid Wedging price per ton (all footage is approximate)

2"- N McColm	1180' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Parkview	1150' x 37'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Parkview	2180' x 22'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Austin	1400' x 32'	_____ Tons + \$_____	Milling = \$_____	Total
2"- N Albany	1235' x 22'	_____ Tons + \$_____	Milling = \$_____	Total
2"- N Claud	1719' x 25'	_____ Tons + \$_____	Milling = \$_____	Total
2"- S Albany	980' x 40'	_____ Tons + \$_____	Milling = \$_____	Total
2"- N Market	3905' x 19'	_____ Tons + \$_____	Milling = \$_____	Total
2"- W Auburn	900' x 32'	_____ Tons + \$_____	Milling = \$_____	Total
2"- E Division	4000' x 26'	_____ Tons + \$_____	Milling = \$_____	Total
2"- E Walnut	440' x 29'	_____ Tons + \$_____	Milling = \$_____	Total
4"(black base)- E Walnut	440' x 29'	_____ Tons + \$_____	Milling = \$_____	Total

2022 Milling Work

_____ Square Yard Concrete Milling

_____ Square Yard Asphalt Milling

ORDINANCE COVER SHEET

Bill No. 2022-39

Ordinance No. _____

**“AN ORDINANCE AMENDING CHAPTER 410 OF THE BOLIVAR
MUNICIPAL CODE TO ADD REGULATIONS FOR SHORT TERM RENTALS
OF REAL ESTATE WITHIN THE CITY.”**

Filed for public inspection on _____.

First reading _____ In Full; _____ By Title on _____.

Second reading _____ In Full; _____ By Title on _____.

Vote by the Board of Aldermen on _____:

_____ Aye; _____ Nay; _____ Abstain

_____ Approved by the Mayor on _____.

_____ Vetoed by the Mayor on _____.

Board of Aldermen Vote to Override Veto on _____.

_____ Aye; _____ Nay; _____ Abstain

Bill Effective Date: _____.

**“AN ORDINANCE AMENDING CHAPTER 410 OF THE BOLIVAR
MUNICIPAL CODE TO ADD REGULATIONS FOR SHORT TERM RENTALS
OF REAL ESTATE WITHIN THE CITY.”**

Be it Ordained by the Board of Aldermen of the City of Bolivar, Missouri, as follows:

Section I: Section 410.030 is hereby amended by adding the following definition of “Short Term Rental,” with such definition to read as follows:

“Short Term Rental: The rental of a non-owner occupied property, a dwelling unit, or portion thereof for a period of less than sixty (60) consecutive days.”

Section II: Subsection (C)(8) of Section 410.110 is hereby amended to read as follows:

“Section 410.110 “R-1” Single-Family Dwelling District.

C. Use Regulations.

8. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Any public building or land used by any department of the City, County, State or Federal Government.
- b. Telephone exchange, electric substations and regulator stations or other public utilities.
- c. Bed-and-breakfast establishments.
- d. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section III: Subsection (C)(8) of Section 410.120 is hereby amended to read as follows:

“Section 410.120 “R-2” Single-Family Dwelling District.

C. Use Regulations.

8. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Any public building or land used by any department of the City, County, State or Federal Government.
- b. Telephone exchange, electric substations and regulator stations or other public utilities.
- c. Bed-and-breakfast establishments.
- d. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section IV: Subsection (C)(9) of Section 410.130 is hereby amended to read as follows:

“Section 410.130 “R-3” Two-Family Dwelling District.

C. Use Regulations.

9. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Any public building or land used by any department of the City, County, State or Federal Government.
- b. Telephone exchange, electric substations and regulator stations or other public utilities.
- c. Bed-and-breakfast establishments.
- d. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section V: Subsection (C)(13) of Section 410.140 is hereby amended to read as follows:

“Section 410.140 “R-4” Multiple-Family Dwelling District.

C. Use Regulations.

13. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing consistent with requirements of Subsection (G) of this Zoning District consistent with the proposed use, maintenance provisions and other similar requirements:

- a. Any public building or land used by any department of the City, County, State or Federal Government.
- b. Private clubs.
- c. Cemetery or crematory or mausoleum when used in conjunction with a cemetery.
- d. Telephone exchange, electric substations and regulator stations or other public facilities.
- e. Bed-and-breakfast establishments.
- f. Single-family dwellings where there is an existing lot of record that, because of size or other conditions affecting the use of the property, cannot as a legal or practical matter comply with the square footage requirements for multi-family or condominium use.
- g. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section VI: Subsection (D)(15) of Section 410.170 is hereby amended to read as follows:

“Section 410.170 “C-O” Office and Institution District.

D. Use Regulations.

15. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Residential structures accessory to the primary activity, e.g., caretaker homes.
- b. Alcohol and/or drug abuse treatment centers.

- c. Modular units for a period, including any renewals of the permit, which will not exceed one (1) year, subject to such conditions as the Board deems necessary as set forth above. In addition, the Board may impose other conditions regarding placement of the modular unit on a permanent foundation; the removal of modular unit tires and axles; skirting; use of tie downs; time limitations on the use of the modular unit as a structure in this district (not to exceed the limitations first set forth above); and the location of the placement of the modular unit within the lot as the Board of Adjustment may determine. It is the intent of this Section to permit the temporary use of modular units to meet a temporary need that cannot be met due to construction time for permanent structures or when exigent circumstances exist that justify the use of temporary structures.
- d. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section VII: Subsection (C)(48) of Section 410.180 is hereby amended to read as follows:

“Section 410.180 “C-S” Highway Service District.

C. Use Regulations.

48. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not limited to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Governmental buildings.
- b. Mortuary and monument sales.
- c. Outdoor amusement establishments such as amusement parks, permanent carnival and kiddy parks, miniature golf and pitch and putt courses, driving ranges and other similar establishments.
- d. Drive-in theaters.
- e. Package liquor stores, provided that such use will be located at least two thousand five hundred (2,500) lineal feet from land occupied by an institution of higher learning and at least one thousand (1,000) lineal feet from land occupied by any other public school or any church.

- f. Light manufacturing operations, provided that such use is not noxious or offensive by reason of vibration or noise beyond the confines of the building or emission of dust, fumes, gas, odor or smoke. The Board of Adjustment may impose, as a condition to the granting of the special use permit and in addition to the conditions mentioned above, a limit upon the number of employees engaged in such proposed operation in order to maintain the commercial nature of the surrounding premises.
- g. Day-care center.
- h. Modular units for a period, including any renewals of the permit, which will not exceed one (1) year, subject to such conditions as the Board deems necessary as set forth above. In addition, the Board may impose other conditions regarding placement of the modular unit on a permanent foundation; the removal of modular unit tires and axles; skirting; use of tie downs; time limitations on the use of the modular unit as a structure in this district (not to exceed the limitations first set forth above); and the location of the placement of the modular unit within the lot as the Board of Adjustment may determine. It is the intent of this Section to permit the temporary use of modular units to meet a temporary need that cannot be met due to construction time for permanent structures or when exigent circumstances exist that justify the use of temporary structures.
- i. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section VIII: Subsection (C)(12) of Section 410.190 is hereby amended to read as follows:

“Section 410.190 “C-1” Neighborhood Shopping District.

C. Use Regulations.

12. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Light manufacturing operations, provided that such use is not noxious or offensive by reason of vibration or noise beyond the confines of the building or emission of dust, fumes, gas, odor or smoke. The Board of Adjustment may impose, as a condition to the granting of the special use permit and in addition to the conditions mentioned above, a limit upon the number of employees engaged in such proposed operation in order to maintain the commercial nature of the surrounding premises.

- b. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section IX: Sub-Section (C)(107) of Section 410.200 is hereby amended to read as follows:

“Section 410.200 “C-2” General Commercial District.

C. Use Regulations.

107. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Alcohol and/or drug abuse treatment centers.
- b. Light manufacturing operations, provided that such use is not noxious or offensive by reason of vibration or noise beyond the confines of the building or emission of dust, fumes, gas, odor or smoke. The Board of Adjustment may impose, as a condition to the granting of the special use permit and in addition to the conditions mentioned above, a limit upon the number of employees in such proposed operation in order to maintain the commercial nature of the surrounding premises.
- c. Day-care center.
- d. Modular units for a period, including any renewals of the permit, which will not exceed one (1) year, subject to such conditions as the Board deems necessary as set forth above. In addition, the Board may impose other conditions regarding placement of the modular units on a permanent foundation; the removal of modular units tires and axles; skirting; use of tie downs; time limitations on the use of the mobile home as a structure in this district (not to exceed the limitations first set forth above); and the location of the placement of the modular units within the lot as the Board of Adjustment may determine. It is the intent of this Section to permit the temporary use of modular units to meet a temporary need that cannot be met due to construction time for permanent structures or when exigent circumstances exist that justify the use of temporary structures.
- e. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section X: Sub-Section (C)(84) of Section 410.210 is hereby amended to read as follows:

“Section 410.210 “C-3” Central Business District.

C. Use Regulations.

84. The Board of Adjustment may, by special use permit, authorize the following exceptions subject to such conditions as the Board deems necessary to include, but not restricted to, proper setbacks, landscaping, screening, fencing, maintenance provisions and other similar requirements:

- a. Alcohol and/or drug abuse treatment centers.
- b. Light manufacturing operations, provided that such use is not noxious or offensive by reason of vibration or noise beyond the confines of the building or emission of dust, fumes, gas, odor or smoke. The Board of Adjustment may impose, as a condition to the granting of the special use permit and in addition to the conditions mentioned above, a limit upon the number of employees in such proposed operation in order to maintain the commercial nature of the surrounding premises.
- c. Day-care center.
- d. Modular units for a period, including any renewals of the permit, which will not exceed one (1) year, subject to such conditions as the Board deems necessary as set forth above. In addition, the Board may impose other conditions regarding placement of the modular units on a permanent foundation; the removal of modular unit tires and axles; skirting; use of tie downs; time limitations on the use of the mobile home as a structure in this district (not to exceed the limitations first set forth above); and the location of the placement of the modular units within the lot as the Board of Adjustment may determine. It is the intent of this Section to permit the temporary use of modular units to meet a temporary need that cannot be met due to construction time for permanent structures or when exigent circumstances exist that justify the use of temporary structures.
- e. Short Term Rentals complying with Section 410.265 of the Bolivar Municipal Code.”

Section XI: A new Section 410.265 is hereby adopted within Article IV, Supplementary District Regulations, with such new Section 410.265 to read as follows:

“Section 410.265 – Regulations for Short Term Rentals

- A. No short-term residential rental shall operate within the boundaries of the City of Bolivar without first obtaining a business license from Bolivar City Hall and a special use permit approved by the Board of Adjustment.
- B. Approval required for non-owner occupied properties as permitted in all applicable zoning districts. Short term rental is allowed only as follows:
 - 1. Property that is designated as a historic landmark or located in a historic district may qualify for a non-owner occupied permit, upon issuance of a special use permit.
 - 2. Prior to accommodating any guests on the property, the host of a non-owner occupied short-term rental must submit, initially, an administrative approval application for a special use permit.
 - 3. The host of a non-owner occupied short term rental shall pay the mailing fee for notification of short term rental use by regular mail to:
 - a. All owners of record of all land within one hundred eighty-five (185) feet of the property proposed for a short term rental. The Zoning Administrator shall notify all such adjacent property owners of the date when the Planning Commission shall first consider prior to said meeting.
 - b. In the case of a short term rental unit within a multi-family structure (condominium or otherwise), such notification must be provided to any condominium association and to all condominium unit owners and tenants of units adjoining and immediately across a hallway and those immediately adjacent on floors above or below the short term rental unit.
 - 4. Upon approval, the host will receive a permit number indicating that the property is eligible for listing on a short-term rental intermediary platform and shall apply for a business license.
 - 5. Thereafter, annual registry through Business License is required (but not a new administrative approval application or special use permit, unless the applicable special use permit requires otherwise).
- C. Zoning Districts for Short Term Rentals – Distance Requirements
 - 1. Only the following Zoning Districts may be used for the operation of Short Term Rentals:
 - a. “R-1” Single Family Dwelling District
 - b. “R-2” Single Family Dwelling District
 - c. “R-3” Two-Family Dwelling District
 - d. “R-4” Multiple-Family Dwelling District
 - e. “R-5” High Density Multiple-Family Dwelling District

- f. “C-O” Office And Institution District
- g. “C-S” Highway Service District
- h. “C-1” Neighborhood Shopping District
- i. “C-2” General Commercial District
- j. “C-3” Central Business District

D. Standards and conditions for non-owner occupied properties as permitted in all applicable zoning districts:

- 1. Short term rental non-owner occupied regulations are applicable to all properties in zoning districts which allow short term rentals under (*code section*).
- 2. A certificate of occupancy shall be obtained in accordance with (*code section*).
- 3. The dwelling unit to be rented shall be within a single family, two-family, or multi-family structure.
- 4. The unit must be located within the principal building on the property and may not be located within an accessory structure.
- 5. In a multi-family structure, only 1 unit or 25% of total structure, whichever is greater, may be used for short term rental.
- 6. No more than 2 persons over eighteen (18) per each bedroom being rented plus one additional person per dwelling unit, may occupy the dwelling unit.
- 7. The host may not enter into a contract with more than one party per unit during any given period.
- 8. No food service may be provided by the host.
- 9. The city-issued short term rental permit for such dwelling unit shall be on display in the interior of the unit.
- 10. No exterior evidence that the property is being used as a short-term rental shall be allowed, including signs.

E. Violation of Ordinance:

- 1. The City may immediately suspend the license or deny either the issuance or renewal thereof if the owner is found in violation of the rules and requirements set forth in this ordinance.
- 2. It shall be a violation of this section for an owner to advertise, promote or to use a third-party intermediary to advertise or promote a short-term rental which is not in compliance with the provisions of this section.”

Section XII: Subsection (A)(1) of Section 410.350 is hereby amended to read as follows:

“Section 410.350 Required Spaces.

A. Off-Street parking spaces shall be provided as follows:

1. Dwelling And Lodging Uses.
 - a. Boardinghouses Or Lodging Houses. One (1) parking space per each occupant.
 - b. Dormitories, Fraternities, Sororities. One (1) parking space for each occupant based on the designed maximum capacity of the building.
 - c. Hotels And Motels. One (1) parking space per each rental unit plus one (1) space per each two (2) employees in the largest working shift and such spaces as are required for restaurants, assembly rooms and other affiliated facilities provided.
 - d. Nursing Homes, Rest Homes, Custodial Group Homes, Etc. One (1) parking space per each two (2) beds based on the designed maximum capacity of the building plus one (1) parking space for each employee, based on the largest working shift in any twenty-four (24) hour period.
 - e. Single-Family. Three (3) spaces per dwelling unit, which may include garages and driveways located from the public right-of-way into the property.
 - f. Two-Family. Three (3) spaces per dwelling unit, which may include garages and driveways located from the public right-of-way into the property.
 - g. Multiple-Dwelling. Two (2) spaces per dwelling unit, which may include garages, but may not include any area within the required front yard setback. All entrances and exits shall be adequate for emergency vehicle movement.
 - h. Short Term Rental. One (1) parking space per each rental unit.”

Section XIII: All other provisions of Chapter 410 not specifically amended herein shall remain in full force and effect.

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

Christopher Warwick, Mayor

ATTEST:

Paula Henderson, City Clerk

CERTIFICATION

I, Paula Henderson, do hereby certify that I am the duly appointed and acting City Clerk for the City of Bolivar, Missouri; that the foregoing Ordinance No. _____ was adopted by the Board or Aldermen and thereafter approved by the Mayor and became effective on _____, 2022; and that said Ordinance remains in full force and effect, having never been altered, amended nor repealed.

Paula Henderson, City Clerk

ORDINANCE COVER SHEET

Bill No. 2022-40

Ordinance No. _____

**“AN ORDINANCE CHANGING THE ZONING CLASSIFICATION FOR
CERTAIN PROPERTY GENERALLY LOCATED IN THE SIMON SQUARE
PLATTED AREA.”**

Filed for public inspection on _____.

First reading _____ In Full; _____ By Title on _____.

Second reading _____ In Full; _____ By Title on _____.

Vote by the Board of Aldermen on _____:

_____ Aye; _____ Nay; _____ Abstain

_____ Approved by the Mayor on _____.

_____ Vetoed by the Mayor on _____.

Board of Aldermen Vote to Override Veto on _____.

_____ Aye; _____ Nay; _____ Abstain

Bill Effective Date: _____.

**“AN ORDINANCE CHANGING THE ZONING CLASSIFICATION FOR
CERTAIN PROPERTY GENERALLY LOCATED IN THE SIMON SQUARE
PLATTED AREA.”**

Be it Ordained by the Board of Aldermen of the City of Bolivar, Missouri, as follows:

WHEREAS, a public hearing was held on the application for the changing of zoning classification with the Planning and Zoning Commission of the City of Bolivar on May 24, 2022 regarding the real estate identified herein below; and

WHEREAS, the Planning and Zoning Commission for the City of Bolivar, Missouri voted to recommend the requested zoning change; and

WHEREAS, the Planning and Zoning Commission for the City of Bolivar, Missouri hereby reports to the Board of Alderman, following hearing as set forth above, as follows:

- (i) that the amendment of the zoning regulations as set forth herein is consistent with the intent and purposes of the City’s zoning regulations, policies, and comprehensive plan; and
- (ii) that the real estate in question would be compatible with most uses that would be permitted on the property if it were reclassified; and
- (iii) that adequate sewer and water facilities and public services are available or otherwise could be provided to serve the residential use at the real estate in question; and
- (iv) that the proposed amendments would not correct any error in the application of the City’s zoning regulations; and
- (v) that the proposed amendments are recommended in part because of changed or changing conditions in the area as the surrounding real estate is currently being developed with mixed residential and commercial uses; and the proposed amendment does not provide a disproportionately greater loss to the individual landowners relative to the public gain.

Section I: Consistent with the recommendation of the Planning and Zoning Commission of the City of Bolivar on May 24, 2022 to approve the zoning change application, after petition being filed by the record owners and duly held public hearing, the zoning classification for the following described property is hereby changed from R-2 Single Family Dwelling District, R-4 Multiple Family Dwelling District, and C-2 General Commercial District – to R-3 Two Family Dwelling District and C-2 General Commercial District as indicated on Exhibit “A” attached hereto.

The real estate generally located at: the Simon Square Plat 3 Subdivision as indicated and described on Exhibit "A" attached hereto.

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

Christopher Warwick, Mayor

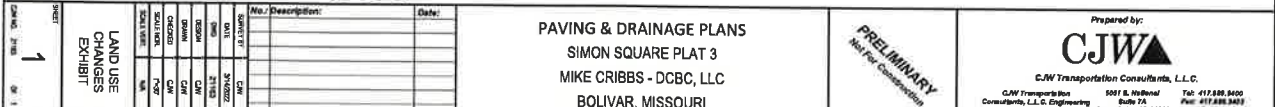
ATTEST:

Paula Henderson, City Clerk

CERTIFICATION

I, Paula Henderson, do hereby certify that I am the duly appointed and acting City Clerk for the City of Bolivar, Missouri; that the foregoing Ordinance No. _____ was adopted by the Board or Aldermen and thereafter approved by the Mayor and became effective on _____, 2022; and that said Ordinance remains in full force and effect, having never been altered, amended nor repealed.

Paula Henderson, City Clerk



1-800-800-8787
800-800-8787
800-800-8787

PRELIMINARY
Not For Construction

Prepared by:

CJWA

CJW Transportation Consultants, L.L.C.

CJW Transportation Consultants, L.L.C. Engineering
800 C.A. 8206013263

5051 E. McDaniel
Suite 7A
Springfield, MO 65810

Tel: 417.888.9400
Fax: 417.888.3453
www.GeoCJW.com

ORDINANCE COVER SHEET

Bill No. 2022-41

Ordinance No. _____

**“AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY
AMENDING CHAPTERS 225 AND 600 TO REVISE AND ADD NEW SECTIONS
REGARDING LIMITED INSTANCES WHERE PERMITS MAY BE OBTAINED
FOR PUBLIC CONSUMPTION OF ALCOHOL AT SPECIAL EVENTS.”**

Filed for public inspection on _____.

First reading _____ In Full; _____ By Title on _____.

Second reading _____ In Full; _____ By Title on _____.

Vote by the Board of Aldermen on _____:

_____ **Aye;** _____ **Nay;** _____ **Abstain**

_____ **Approved by the Mayor on _____.**

_____ **Vetoed by the Mayor on _____.**

Board of Aldermen Vote to Override Veto on _____.

_____ **Aye;** _____ **Nay;** _____ **Abstain**

Bill Effective Date: _____.

“AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY AMENDING CHAPTERS 225 AND 600 TO REVISE AND ADD NEW SECTIONS REGARDING LIMITED INSTANCES WHERE PERMITS MAY BE OBTAINED FOR PUBLIC CONSUMPTION OF ALCOHOL AT SPECIAL EVENTS.”

Be it Ordained by the Board of Aldermen of the City of Bolivar, Missouri, as follows:

Section I: The City Code for the City of Bolivar, Missouri is hereby amended by adding a new Section 600.055, regarding temporary location to sell liquor by the drink, with such new Section to be read as follows:

“Section 600.055 – Temporary location to sell liquor by drink – Permit and fee required – Other laws applicable.

- A. The city clerk may issue a temporary permit to caterers and other such persons holding licenses to sell intoxicating liquor by the drink at retail for consumption on the premises pursuant to the provisions of this chapter who furnish provisions and services for use at a particular function, occasion, or event at a particular location other than the licensed premises, effective for a period not to exceed one hundred twenty (120) consecutive hours. Such license shall authorize the service of alcoholic beverages at such function, occasion or event during the hours at which alcoholic beverages may lawfully be sold or served upon premises licensed to sell alcoholic beverages for on-premises consumption. For every permit issued pursuant to the provisions of this section, the permittee shall pay to the city a prorated fee for the period of the temporary license based on the cost of the annual license for sale of liquor by the drink for consumption on premises.
- B. All the provisions of this chapter shall extend to the premises and shall be in force and enforceable all the time that the licensee, its agents, servants, employees or stock are in such premises. This section does not include the sale of packaged goods.”

Section II: The City Code for the City of Bolivar, Missouri is hereby amended by adding a new Section 600.215, regarding temporary outdoor consumption of alcohol for special events, with such new Section to be read as follows:

“Section 600.215 – Temporary outdoor consumption.

- A. Issuance of Temporary Outdoor Consumption Permit. The board of aldermen may, when in the board of aldermen's sole discretion, it deems it beneficial to fostering community spirit and tourism, issue a temporary outdoor consumption permit in a defined area as may be approved by the board of aldermen in the board of aldermen's sole discretion and upon such conditions as the board of aldermen may deem appropriate. The temporary outdoor consumption permit may only be issued after proper application has been received by the city clerk. The board of aldermen may place such terms and conditions on the temporary outdoor consumption permit as it in its sole discretion deems appropriate.
- B. Conditions of Temporary Outdoor Consumption Permit. Within the permit area and during the times of the permit:

1. Sections 225.670 and 225.750 (regarding noise abatement) of this code (and any amendments thereto) may be suspended or modified.
2. The granting of the permit shall authorize the closing of only the specific streets required within the permit area as approved by the board of aldermen.
3. The permit holder may exclude from the permit area any person or persons who are disrupting the activities of the permit holder. The term disrupting shall include, but is not limited to, loud noise, obstructing the view of others, obstructing the flow of pedestrian traffic, or interfering with the permit holder's staff or volunteers; provided, however, the term shall not be construed to allow the permit holder to prohibit distribution of petitions, pamphlets, or speech which is not disruptive.
4. No person shall possess alcohol within the permit area except in a container issued by the permit holder or his or her designee(s) (hereinafter "event cup"). The event cup shall be plastic, conspicuous, and unique to the event.
5. Any establishment within the permit area agreeing to follow the rules found here and which is properly licensed to sell liquor by the drink may sell beer or liquor in an event cup which the purchaser may consume on any public street or sidewalk within the permit area. All persons purchasing any beverage in an event cup must be twenty-one (21) years of age or over and the establishment shall place a wristband, as designated by the permit holder for the event, on the person's wrist to indicate that said person is twenty-one (21) years of age or over. Alternatively, wristbands may be placed on such persons at a central specified location within the permitted area. The wristband must remain on the person's wrist at all times when consuming alcohol on the streets or sidewalks within the permit area. No establishment shall sell alcohol for outside consumption to someone who is not wearing such a wristband. Persons with a proper wristband and drinking from an event cup and who are within the permit area shall not be considered to be carrying an open container and not be subject to Sections 225.1870 or 230.010 of this code.
6. Persons violating this section shall be guilty of an ordinance violation subject to the penalties as set forth in Section 100.220 of this Code, and/or may be required by a police officer to leave the permit area and if so ordered shall not return during the permit period. Establishments not following this section may lose the ability to participate in future events.
7. All other provisions of the city ordinances not specifically suspended or modified herein shall remain in full force and effect.

C. Application Form. The application must:

1. Be signed by an individual authorized to sign on behalf of the applicant.
2. Be on a form provided by the city and specify the nature of the event, the dates, times, and location of the event, and the public safety plan for the event.
3. Be submitted at least seven business days prior to the board of aldermen meeting at which the application is to be considered.

D. Rules Applicable to Permit Area. During the period that the permit is in effect:

1. No glass containers of any kind shall be permitted within the permit area during its periods of operation.
2. No alcoholic beverages in open containers of any kind, other than event cups, shall be permitted within the permit area during the event.

3. The permit holder shall clearly mark the boundaries of the permitted area, in a manner acceptable to the chief of police or his or her designee, clearly indicating where open containers are and are not permitted.
 4. The permit holder shall be responsible for cleaning up trash after the event and restoring streets and sidewalks to pre-event condition.
- E. Permit Fee. The fee for a temporary outdoor consumption permit shall be twenty-five dollars (\$25.00) and shall be submitted with the application. The fee shall be refunded if the permit is denied by the board of aldermen or if the terms and conditions imposed on the permit are rejected by the applicant and the application withdrawn prior to the event.”

Section III: The City Code for the City of Bolivar, Missouri is hereby amended by amending Section 225.1870, regarding the offense of drinking alcohol in public, with such amended Section to be read as follows:

“Section 225.1870 – Drinking Alcoholic Beverages in Public

- A. No person or persons shall, within the corporate limits of the city, drink any kind of intoxicating liquors in any public street, alley or on any sidewalk, public lot or in any storeroom, office building, public offices where men and women come to transact their business, restroom, toilet rooms, or any public place within the corporate limits of the city, except in rooms where intoxicating liquors are legally sold and in private dwelling houses or any private place or during a special event having received authorization from the city council in conformance with Section 600.215.
- B. No person or persons shall, within the corporate limits of the city, deposit, place, or throw down upon the streets or sidewalks any glass bottle or any breakable receptacle, nor shall they smash or break the same upon the public streets, sidewalks, public lots, storerooms, store buildings, office buildings, vacant lots, or place any bottle or bottles in any public toilet or any kind of container or receptacle having contained intoxicating liquors of any kind in any public building.
- C. Persons violating this section shall be guilty of an ordinance violation subject to the penalties as set forth in Section 100.220 of this Code.”

Section IV: In the event that any section, sentence, clause, phrase or portion of this Ordinance is held to be invalid by a court of competent jurisdiction, the remainder of the Ordinance shall continue in full force and effect, to the extent the remainder can be given effect without the invalid portion.

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

Christopher Warwick, Mayor

ATTEST:

Paula Henderson, City Clerk

CERTIFICATION

I, Paula Henderson, do hereby certify that I am the duly appointed and acting City Clerk for the City of Bolivar, Missouri; that the foregoing Ordinance No. _____ was adopted by the Board or Aldermen and thereafter approved by the Mayor and became effective on _____, 2022; and that said Ordinance remains in full force and effect, having never been altered, amended nor repealed.

Paula Henderson, City Clerk

CHANGE ORDER

May 31, 2022

Fullerton Field Ball Light Installation of Fields 2 and 3 Electrical Service Agreement

From: Warwick Electric, LLC, 4766 S 131st Rd, Bolivar, Missouri 65613

To: City of Bolivar, 345 S Main St, Bolivar, Missouri 65613

This Change Order Request (COR) contains a quotation for a change to Fullerton Field Ball Light Installation of Fields 2 and 3 Electrical Service Agreement which is a project or contract between Warwick Electric, LLC and City of Bolivar.

1. Proposed Changes:

Rock Clause in Exhibit A

IN THE EVENT OF SOLID ROCK OR EXCAVATION THAT GOES BEYOND NORMAL DIGGING STANDARDS ARE ENCOUNTERED SLOWING PROGRESS AND/OR ADDING COST TO WARWICK ELECTRIC,LLC THE ADDITIONAL COST WILL BE PASSED ON TO OWNER

Performance Bond in Exhibit A

PERFORMANCE BOND COST WILL BE ADDED TO FINAL ESIMATED COST

2. The contract sum prior to this Change Order was \$297,550.00.
3. The contract sum will be increased by this Change Order in the amount of \$19,162.50.
4. The new contract sum including this change order will be \$316,712.50.
5. The following documents are included as attachments to this Change Order in support of the changes and estimates contained herein:

Estimate 1558 (Exhibit A) Rock Clause

Estimate 1558 (Exhibit A) Performance Bond

6. This Agreement shall be signed on behalf of Warwick Electric, LLC by Christopher Warwick, Owner and on behalf of City of Bolivar by Justin Ballard, President of the Bolivar Board of Aldermen and effective as of the date first written above.