

INTRODUCED BY: Trustees Fortune, Graves, Whitmore, Eisenhauer, and Stoeckl

AN ORDINANCE ELECTING TO BECOME A CITY OF THE FOURTH CLASS; ELECTING ALDERMEN AT LARGE; ALL SUBJECT TO VOTER APPROVAL

WHEREAS, the Village of Twin Oaks was incorporated as a village in 1938 and is organized and operating in accordance with the provisions of Chapter 80 of the Revised Statutes of Missouri with a population of 392 as determined by the last federal decennial census;

WHEREAS, Section 72.040 RSMo. provides that all villages incorporated as of August 13, 1982, regardless of population, may elect by majority of the vote of the voters therein to become a city of the fourth class;

WHEREAS, Section 72.050 RSMo. provides that a village with a population of more than 200 may elect, by majority vote of the voters therein, to become a city of the fourth class;

WHEREAS, the Board of Trustees determined it is in the best interest of the residents of the Village of Twin Oaks that the community should be reorganized as a city of the fourth class and that the voters should have an opportunity to vote on the question of such a reorganization;

WHEREAS, the Board of Trustees accordingly passed Ordinance Nos. 498 and 499, calling for an election on becoming a city of the fourth class, and said election will be held on November 8, 2016; and

WHEREAS, Section 72.070 RSMo. provides that for a village to become a city of the fourth class, an election must be called "not less than twenty nor more than thirty days after" the passage of an ordinance by such village electing to become a city of the fourth class, and, therefore, in order to give effect to a potential decision of the residents of the Village of Twin Oaks to reorganize the community as a city of the fourth class, the Board of Trustees must pass an ordinance electing to become a city of the fourth class prior to the November 8, 2016 election;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF TWIN OAKS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The Village of Twin Oaks, being incorporated prior to August 13, 1982 and having more than two hundred inhabitants, elects to become a city of the fourth class, subject to the ratification by a majority of the qualified voters voting on the issue at an election called on November 8, 2016.

Section 2. Subject to the ratification by a majority of the qualified voters voting on the issue of whether the Village of Twin Oaks shall become a city of the fourth class, the current officers of the Village of Twin Oaks shall be the officers of the City with the powers and functions corresponding to the powers and functions of the officers of the former village, the Chairman of the Board of Trustees to act as Mayor and the remaining Trustees to act as Aldermen until new officers shall be elected and qualified as set forth in Section 3.

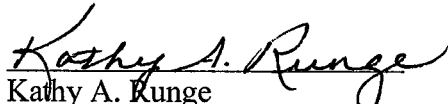
Section 3. Subject to the ratification by a majority of the qualified voters voting on the issue of whether the Village of Twin Oaks shall become a city of the fourth class, the City having a population of one thousand or less in the most recent census, hereby chooses to elect aldermen at large pursuant to Section 79.060.2 RSMo. The seats of the mayor and aldermen shall be filled at large as soon as the current terms expire. Each year thereafter, one-half (½) of the Board of Aldermen shall stand for election at large for a two-year term.

PASSED and APPROVED this 19th day of October, 2016.



Russ Fortune, Chairman
Board of Trustees

ATTEST:



Kathy A. Runge
Village Administrator/Clerk

First Reading: 10-19-16

Second Reading: 10-19-16