

ORDINANCE NO. 103

AN ORDINANCE PROVIDING FOR THE HOLDING OF A SPECIAL ELECTION IN THE CITY OF FORTAGE DES SIOUX, MISSOURI ON SATURDAY, THE 22nd DAY OF MARCH, 1975, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF SAID CITY THE PROPOSITION OF THE RATIFICATION OR REJECTION OF A FRANCHISE GRANTED TO UNION ELECTRIC COMPANY BY THE CITY BY ORDINANCE NO. 102 APPROVED ON THE 11th DAY OF FEBRUARY, 1975, FOR THE USE BY SAID COMPANY OF THE STREETS, ROADS, ALLEYS, SIDEWALKS AND OTHER PUBLIC PLACES OF THE CITY FOR A PERIOD OF TWENTY (20) YEARS FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY: PROVIDING FOR THE FORM OF BALLOT TO BE USED AT SAID ELECTION, THE FORM OF NOTICE OF SAID ELECTION AND DIRECTING THE PUBLICATION OF SAID NOTICE.

WHEREAS, Ordinance No. 102 of the City of Fortage Des, Sioux, Missouri was passed and approved on the 11th day of February, 1975 and

WHEREAS, the laws of the State of Missouri provide that no franchise or right to occupy or use the streets, highways, bridges or public places in any city shall be granted, renewed or extended except by Ordinance, and that every franchise or grant thereof shall be authorized or approved by a majority of the electors voting thereon at an election called for that purpose.

NOW THEREFORE, Be it ordained by the Board of Aldermen of the City of Fortage Des Sioux, Missouri, as follows:

SECTION I

That at a special election to be held in the City of Fortage Des Sioux, St. Charles County, Missouri on Saturday, the 22nd day of March, 1975, there shall be submitted to the qualified voters of said City the proposition of the ratification or rejection of a franchise heretofore granted to Union Electric Company by the City by Ordinance No. 102 approved February 11, 1975, for the use by said Company of the streets, roads, alleys, sidewalks, and other public places of said City for a period of twenty (20) years, in the manner and to the extent set out in said Ordinance No. 102, for the transmission and distribution of electric energy,

in and through said City.

SECTION II

The judges of said special election, who are hereby authorized and directed to appoint their clerks, at which the foregoing proposition shall be submitted to the qualified voters of the City of Portage Des Sioux, Missouri, shall be:

SECTION III

The polling places at which the foregoing proposition shall be submitted to the qualified voters of the City of Portage Des Sioux, Missouri, shall be: Portage Community Fire Hall. Said polling place shall be open from the hour of six o'clock in the forenoon until seven o'clock in the afternoon on March 22nd (Saturday) 1975.

SECTION IV

The City Clerk shall prepare and cause to be printed a sufficient number of ballots to be used by the qualified voters of the City of Portage Des Sioux as such special election for the purpose of voting on the foregoing proposition, and such ballots shall be substantially in the following form:

OFFICIAL BALLOT

SPECIAL ELECTION

CITY OF PORTAGE DES SIOUX

ST. CHARLES COUNTY, MISSOURI

SATURDAY, THE 22ND DAY OF MARCH

1975

PROPOSITION

Shall there be granted to Union Electric Company, its

successors and assigns, the right, permission, authority and franchise to use the streets, roads, alleys, sidewalks and other public places in the City of Portage Des Sioux, Missouri, for the transmission and distribution of electric energy, in and through said City for a period of twenty (20) years, all as more particularly provided in Ordinance No. 102 of said City approved February 11, 1975?

Instruction to Voters:

To vote in favor of the proposition submitted upon this ballot, place a cross (x) mark in the square opposite the word "YES" and to vote against any proposition submitted upon this ballot, place a cross (x) mark in the square opposite the word "NO".

YES _____

NO _____

Should voting machines be used at any of the polling places designated for the holding of the special election provided for in this ordinance, the form of OFFICIAL BALLOT provided in this SECTION 4 shall be adopted for use on such voting machines, and the form herein provided shall be maintained insofar as practicable.

SECTION 4

The City Clerk is hereby authorized and directed to prepare and cause to be printed a notice of such election, said notice to read substantially as follows:

CITY OF PORTAGE DES SIOUX, MISSOURI
NOTICE OF ELECTION

Notice is hereby given that at a special election in the City of Portage Des Sioux, Missouri, to be held and conducted on Saturday the 22nd day of March, 1975, the following proposition will be submitted to the qualified voters of said city:

PROPOSITION

Shall there be granted to Union Electric Company, its successors and assigns, the right, permission, authority and

Said election shall be held on the date aforesaid and the polling places shall be at Community Fire House in said City; said polling places shall be open from the hour of 6 o'clock in the forenoon until 7 o'clock in the afternoon of said day, and all qualified or legal voters in said City shall be entitled to vote at said election.

Mayor

Attest _____
Clerk

The City Clerk be and he is hereby authorized and directed to prepare and cause to be published in St. Charles Banner and St. Charles Journal a weekly newspaper published and of general circulation in the City of Portage Des Sioux, Missouri, a notice to be in the form of the notice set out in the preceding section, which notice shall be published once a week for three consecutive weeks, the first publication thereof to be made not more than twenty (20) days before the date of said election and the last publication to be made not less than five (5) days before the date of said election.

Said election shall be held and conducted and the results thereof shall be returned in all respects in accordance with the

laws of the State of Missouri and the Ordinances in the City of Portage Des Sioux, Missouri, and the City Clerk shall certify the returns of said election and shall report the same to the Board of Aldermen and certify said results to all other interested persons upon application.

SECTION VIII

This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this 11th day of February, 1975.

Mayor

Attest:

Clerk