



**CITY OF DARDENNE PRAIRIE
2032 HANLEY ROAD
DARDENNE PRAIRIE, MO 63368**

**BOARD OF ALDERMEN MEETING
AGENDA
JANUARY 7, 2026
7:00 p.m.**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor Widaman
Alderman Detweiler
Alderman Gittemeier
Alderman Johnson
Alderman Nay
Alderman Waters
Alderman Wilson

CONSENT AGENDA

1. Board of Aldermen Minutes –12 17 25
2. Expenditures for Approval – 01 07 26
3. Appointment of City Administrator Cathy Pratt to the Old Town Square Transportation Development District

ITEMS REMOVED FROM CONSENT AGENDA

PUBLIC COMMENT

PUBLIC HEARING

NEW BUSINESS

1. **Bill #26-01**
AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING CHAPTER 130 OF THE MUNICIPAL CODE BY DELETING ARTICLE V THEREOF IN ITS ENTIRETY, ENACTING A NEW ARTICLE V OF CHAPTER 130; AND ESTABLISHING A PURCHASING POLICY FOR THE CITY.

OLD BUSINESS

1. **Bill #25-60** (first reading on 12 17 25)
AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AGREEMENT BY AND BETWEEN THE CITY OF DARDENNE PRAIRIE AND THE BARATHAVEN



RESIDENTIAL HOMEOWNERS' ASSOCIATION FOR THE CITY'S ASSUMPTION OF ELECTRIC SERVICE PAYMENT RESPONSIBILITY FOR CERTAIN STREETLIGHTS ALONG BARATHAVEN BOULEVARD

2. Bill #25-61

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING SECTION 525.010, SUBSECTION A OF SECTION 525.020, AND SECTION 525.030 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE PERTAINING TO OCCUPANCY INSPECTIONS

3. Bill #25-62 (first reading on 12 17 25)

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS SECTIONS OF CHAPTER 600 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, PROVIDING FOR THE REGULATION OF THE SALE OF INTOXICATING LIQUORS

4. Bill #25-63 (first reading on 12 17 25)

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING AND DIRECTING THE SUBMISSION OF A BALLOT PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF DARDENNE PRAIRIE TO CONSIDER IMPOSING A LOCAL USE TAX AT THE SAME RATE AS THE LOCAL SALES TAX OF THE CITY OF DARDENNE PRAIRIE FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED A TOTAL OF TWO THOUSAND DOLLARS (\$2,000.00) IN A CALENDAR YEAR

OFFICER & STAFF COMMUNICATIONS

1. City Attorney
2. City Engineer
3. City Administrator
4. Aldermen
5. Mayor

ADJOURNMENT



CALL TO ORDER

Mayor Widaman called the December 17, 2025, City of Dardenne Prairie, Board of Aldermen meeting to order at 7:00 pm.

PLEDGE OF ALLEGIANCE

Mayor Widaman led the pledge of allegiance.

Arnie C. AC “Honest – Abe” Dienoff – City/County Public Advocate gave an invocation.

ROLL CALL

| | Present | Absent |
|----------------|---------|-------------|
| Mayor Widaman | X | |
| Ald Detweiler | X | |
| Ald Gittemeier | X | |
| Ald Johnson | X | (via video) |
| Ald Nay | X | |
| Ald Waters | X | |
| Ald Wilson | X | |

ALSO PRESENT: City Administrator Cathy Pratt, City Attorney John Young, IT Manager Rose Maresca and City Clerk Deborah Ryan

CONSENT AGENDA

1. Board of Aldermen Work Session Minutes – 12 03 25
2. Board of Aldermen Minutes –12 03 25
3. Expenditures for Approval – 12 17 25
4. Treasurers Report of 10 31 25 and 11 30 25
5. Master Sign Plan – Warren Sign Company for Target Corporation located at 7955 Highway TT, Dardenne Prairie, MO 63368
6. LAGERS – City of Dardenne Prairie supplemental actuarial valuation of alternate LAGERS benefits dated February 28, 2025
7. 2026 Application submission calendar for Planning and Zoning Commission and Board of Aldermen

Motion by Alderman Nay, seconded by Alderman Detweiler to approve the consent agenda as presented. All ayes, motion carried.

ITEMS REMOVED FROM CONSENT AGENDA

There were no items removed from the consent agenda.

PUBLIC COMMENT

The following residents spoke during the public hearing:

- Mike Falkner – proposed Stillwater Grove
- Brian Routt – proposed Stillwater Grove
- Kylie Brown – proposed Stillwater Grove
- Arnie C. AC “Honest -Abe” Dienoff – City/County Public Advocate – proposed elected officials pay raise
- Sandra Collins – proposed Stillwater Grove

PUBLIC HEARING

1. RED BUD DEVELOPMENT GROUP, LLC REQUESTS REZONING FROM “C-2” TO R-1D, PUD” AND A CONDITIONAL USE PERMIT FOR A PROPOSED 32 SINGLE-FAMILY ATTACHED RESIDENTIAL DEVELOPMENT LOCATED AT 7393 HWY N AND STUMP ROAD – Applicant requested Planning and Zoning Commission postpone this Public Hearing until January 14, 2026.

No one requested to speak. At the request of the applicant, the Public Hearing will be continued until January 21, 2026, Board of Aldermen meeting.

NEW BUSINESS

1. **Bill #25-60**
AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AGREEMENT BY AND BETWEEN THE CITY OF DARDENNE PRAIRIE AND THE BARATHAVEN RESIDENTIAL HOMEOWNERS’ ASSOCIATION FOR THE CITY’S ASSUMPTION OF ELECTRIC SERVICE PAYMENT RESPONSIBILITY FOR CERTAIN STREETLIGHTS ALONG BARATHAVEN BOULEVARD

Motion by Alderman Detweiler, seconded by Alderman Gittemeier for the first reading of Bill No. 25-60. All ayes, motion carried.

City Attorney read Bill No. 25-60 for the first time, by title only.

2. **Bill #25-61**
AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING SECTION 525.010, SUBSECTION A OF SECTION 525.020, AND SECTION 525.030 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE PERTAINING TO OCCUPANCY INSPECTIONS

Motion by Alderman Nay, seconded by Alderman Gittemeier for the first reading of Bill No. 25-61. All ayes, motion carried.

City Attorney read Bill No. 25-61 for the first time, by title only.

3. **Bill #25-62**
AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS SECTIONS OF CHAPTER 600 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, PROVIDING FOR THE REGULATION OF THE SALE OF INTOXICATING LIQUORS

Motion by Alderman Wilson, seconded by Alderman Gittemeier for the first reading of Bill No. 25-62. All ayes, motion carried.

City Attorney read Bill No. 25-62 for the first time, by title only.



4. **Bill #25-63**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING AND DIRECTING THE SUBMISSION OF A BALLOT PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF DARDENNE PRAIRIE TO CONSIDER IMPOSING A LOCAL USE TAX AT THE SAME RATE AS THE LOCAL SALES TAX OF THE CITY OF DARDENNE PRAIRIE FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED A TOTAL OF TWO THOUSAND DOLLARS (\$2,000.00) IN A CALENDAR YEAR

Motion by Alderman Detweiler, seconded by Alderman Gittemeier for the first reading of Bill No. 25-63. All ayes, motion carried.

City Attorney read Bill No. 25-63 for the first time, by title only.

5. **Bill #25-64**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE A DEPOSIT AGREEMENT GUARANTEEING IMPROVEMENTS WITH LETTER OF CREDIT BY AND BETWEEN THE CITY AND BANK OF WASHINGTON GUARANTEEING THE CONSTRUCTION AND COMPLETION OF IMPROVEMENTS FOR DARDENNE VIEW APARTMENTS.

Motion by Alderman Gittemeier, seconded by Alderman Wilson for the first reading of Bill No. 25-64. All ayes, motion carried.

City Attorney read Bill No. 25-64 for the first time, by title only.

Motion by Alderman Detweiler, seconded by Alderman Wilson to read Bill No. 25-64 for the second time, by title only.

All ayes, motion carried.

City Attorney read Bill No. 25-64 for the second time by title only.

Motioned by Alderman Detweiler, seconded by Alderman Wilson to approve Bill No. 25-64.

Roll call vote:

Alderman Nay – Aye

Alderman Wilson – Aye

Alderman Gittemeier – Aye

Alderman Johnson – Aye

Alderman Waters – Aye

Alderman Detweiler – Aye

The vote on the motion being 6 ayes and 0 nays, motion carried. Bill No. 25-64 becomes Ordinance No. 2393.



6. **Bill#25-65**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH FIRST CAPITOL ADVISORS, LLC FOR GOVERNMENT AFFAIRS AND LEGISLATIVE CONSULTING SERVICES

Motion by Alderman Gittemeier, seconded by Alderman Detweiler for the first reading of Bill No. 25-65. All ayes, motion carried.

City Attorney read Bill No. 25-65 for the first time, by title only.

Motion by Alderman Detweiler, seconded by Alderman Gettemeier to read Bill No. 25-65 for the second time, by title only.

The vote on the motion being 4 ayes and 2 nays (Alderman Johnson and Alderman Nay). Motion carried.

City Attorney read Bill No. 25-65 for the second time by title only.

Motioned by Alderman Nay, seconded by Alderman Gettemeier to approve Bill No. 25-65.

Roll call vote:

Alderman Nay – Nay
Alderman Wilson – Nay
Alderman Gettemeier – Aye
Alderman Johnson – Nay
Alderman Waters – Aye
Alderman Detweiler – Aye

The vote on the motion being 3 ayes and 3 nays, tied vote. Mayor Widaman voted aye, motion carried. Bill No. 25-65 becomes Ordinance No. 2394.

OLD BUSINESS

1. **Bill #25-54 (first reading 11 19 25, second reading 12 03 25)**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, PROVIDING FOR THE REZONING OF APPROXIMATELY 6.84 ACRES OF LAND COMMONLY KNOWN AS STILLWATER GROVE FROM “R-1A” SINGLE FAMILY RESIDENTIAL DISTRICT TO “R-1D” SINGLE FAMILY RESIDENTIAL DISTRICT

Motioned by Alderman Johnson, seconded by Alderman Wilson to approve Bill No. 25-54.

Roll call vote:

Alderman Nay – Nay
Alderman Wilson – Aye
Alderman Gettemeier – Nay
Alderman Johnson – Aye
Alderman Waters – Aye
Alderman Detweiler – Nay

The vote on the motion being 3 ayes and 3 nays, tied vote. Mayor Widaman voted nay, motion failed.

2. **Bill #25-55 (first reading 11 19 25)**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI,
APPROVING A CONDITIONAL USE PERMIT FOR CERTAIN PROPERTY
COMMONLY KNOWN AS STILLWATER GROVE

Motion by Alderman Gettemeier, seconded by Alderman Wilson to read Bill No. 25-55 for the second time, by title only.

All ayes, motion carried.

City Attorney read Bill No. 25-55 for the second time by title only.

Motioned by Alderman Johnson, seconded by Alderman Wilson to approve Bill No. 25-55.

Roll call vote:

Alderman Detweiler – Nay
Alderman Johnson – Aye
Alderman Gettemeier – Nay
Alderman Wilson – Aye
Alderman Waters – Aye
Alderman Nay – Nay

The vote on the motion being 3 ayes and 3 nays, tied vote. Mayor Widaman voted nay, motion failed.

3. **Bill #25-59 (first reading 12 03 25)**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI,
CHANGING THE COMPENSATION FOR THE BOARD OF ALDERMEN OF
THE CITY

Motion by Alderman Wilson, seconded by Alderman Gettemeier to read Bill No. 25-59 for the second time, by title only.

All ayes, motion carried.

City Attorney read Bill No. 25-59 for the second time by title only.

Motioned by Alderman Gettemeier, seconded by Alderman Wilson to approve Bill No. 25-59.

Roll call vote:

Alderman Nay – Aye
Alderman Wilson – Aye
Alderman Gettemeier – Aye
Alderman Johnson – Nay
Alderman Waters – Nay
Alderman Detweiler – Aye

The vote on the motion being 4 ayes and 2 nays, motion carried. Bill No. 25-59 becomes Ordinance No. 2395.

OFFICER & STAFF COMMUNICATIONS

1. City Attorney

No report.

2. City Engineer

No report.

3. City Administrator

City Administrator Pratt took a moment to thank the Mayor, Board of Aldermen and City staff for all the hard work in 2025. City Hall will be closed for the holidays on December 24, 25 and 26, 2025, as well as December 31, 2025, and January 1 and 2, 2026.

4. Aldermen

Alderman Nay wanted to bring attention to the resident that picks up trash along the South Outer Road. This person stops and leaves his vehicle door open and puts himself and others in danger. Asking everyone to be aware of this person when driving in that area.

Alderman Detweiler thanked everyone for attending the meeting and wished all residents a Merry Christmas

5. Mayor

Mayor Widaman thanked all those that came to the meeting and participating in municipal government. Mayor Widaman wished all residents a Merry Christmas and a Happy New Year.

ADJOURNMENT

Motion by Alderman Gittemeier, seconded by Alderman Wilson to adjourn the meeting.

All ayes, motion carried.

Meeting adjourned at 8:08 pm.

Approved by the Board of Alderman on
Respectfully submitted:

Deborah Ryan, City Clerk

EXPENDITURES FOR APPROVAL

1/7/2026

| | | |
|---|--------------------------------------|-------------------|
| 1 American Stamp & Marking | Stamps & seals: City Clerk | 388.13 |
| 2 Cuivre River Electric | Light on Weldon Spring | 87.50 |
| 3 Cuivre River Electric | Henke/Feise Rd. Traffic Signals | 69.00 |
| 4 Cuivre River Electric | Light at Georgetown Park | 22.60 |
| 5 Cuivre River Electric | Lights at St. Williams Apts. | 39.52 |
| 6 Cuivre River Electric | Hanley Rd. Traffic Signal | 72.00 |
| 7 Extreme Electrical | Tenant area electrical work | 700.00 |
| 8 First Bank | Credit Card Charges | 2,755.21 |
| 9 Hamilton Weber | Legal Fees: November | 14,576.91 |
| 10 Insurance: Anthem | Health - January, 2026 | 21,782.02 |
| 11 Kone Chicago | Elevator repair | 1,470.39 |
| 12 NFM Buyer | Pothole repair material | 93.38 |
| 13 PASS Security | Alarm repair | 623.38 |
| 14 Payroll | 12-19-25 Payroll | 42,417.69 |
| 15 Payroll | 01-02-26 Payroll | 45,765.80 |
| 16 Salvation Army | Breakfast with Santa Donation | 670.00 |
| 17 SCCACO | Annual dues: Amelong | 20.00 |
| 18 St. Charles County Finance | Recoupments | 881.40 |
| 19 St. Charles County Finance | 2026 Animal Control | 17,592.31 |
| 20 St. Charles County Finance | 2026 Ortho Imagery Fees | 2,080.25 |
| 21 St. Charles Regional Chamber of Commerce | Annual membership | 381.00 |
| 22 St. Lukes Workplace | New employee screening | 52.00 |
| 23 Stericycle, Inc. | Shredding event | 1,384.95 |
| 24 Stivers | Temp - week ending 12/14 & 12/21 | 1,975.95 |
| 25 The Hartford | 2026 Property Insurance | 37,186.00 |
| 26 UMB Bank, NA | December, 2025 TDD Sales Tax Payment | 30,565.71 |
| 27 United Printing Consultants | Business cards: Clark & Ryan | 265.00 |
| | | 223,918.10 |

Approved by Board of Aldermen 01-07-26

Mayor Keith Widaman

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING CHAPTER 130 MUNICIPAL CODE BY DELETING ARTICLE V THEREOF IN ITS ENTIRETY; ENACTING A NEW ARTICLE V OF CHAPTER 130; AND ESTABLISHING A PURCHASING POLICY FOR THE CITY

WHEREAS, the Board of Aldermen finds and determines that good governance of the City requires the adoption of policies for the purchase of goods and services to enhance the City's efficiency, fiscal responsibility, resource allocation, transparency and accountability.

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

SECTION 1. Chapter 130 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting Article V thereof in its entirety and replacing it, in lieu thereof, with a new Article V to read, as follows:

Section 130.140. Definitions.

ARCHITECTURAL SERVICES

Any service as defined in section 327.091, RSMo.

BUILDING AND FACILITY MAINTENANCE SERVICES

Heating, Ventilation and Air Conditioning (HVAC), maintenance and servicing, landscaping services, elevator maintenance and inspection services, and any other such routine and repeating services as may be required to maintain buildings, facilities and other properties of the City and good working order.

EMERGENCY

A circumstance where, in the opinion of the Purchasing Agent, there exists a threat to life, property, public health or public safety or when immediate action is necessary for repairs to City property in order to protect against further loss of, or damage to, City property, to prevent or minimize serious disruption in City services or to ensure the integrity of City records

ENGINEERING SERVICES

Any service as defined in section 327.181, RSMo.

FIRM

Any individual, firm, partnership, corporation, association or other legal entity permitted by law to practice the profession of accounting, architecture, engineering, law, land surveying, land use planning and other consulting services and provide said services.

FORMAL BID

The purchase of supplies at a specific price based upon the phases, steps, or schedule of events, and contract objective(s) identified by the Purchasing Agent consistent with the procedures set forth in Section 130.150(B) of this Code.

INFORMAL BID

The purchase of supplies at a specific price consistent with the procedures set forth in Section 130.150(A) of this Code.

INFORMATION TECHNOLOGY

Any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text.

LAND SURVEYING SERVICES

Any service as defined in section 327.272, RSMo.

LOWEST RESPONSIBLE BIDDER

Cost and other factors to be considered in the evaluation process, including, but not limited to:

1. The financial stability of the bidder;
2. Production capability of the bidder;
3. Ability of the bidder to deliver or perform on a timely basis;
4. Quality of past performance on contracts or services;
5. Conformity of specifications, terms and conditions to those in the invitation of bids;
6. Absence of unilateral mistakes or obvious errors made in calculating or presenting figures;
7. Compliance with Section 34.073, RSMo.;
8. Compliance with Section 34.076; and
9. Award of the bid shall be consistent with all laws and regulations of the State of Missouri and the United States.

NEGOTIATION

The process of selecting a contractor by the competitive methods described in this chapter, whereby the Purchasing Agent can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

NON-PROFESSIONAL SERVICES

Informational technology services, software licensing agreements, building and facility maintenance services, training consultants and facilitators, and other such consultants or advisors that do not otherwise provide professional services.

PROFESSIONAL SERVICES

Architectural Services, Engineering Services, Land Surveying Services, and any other services provided by planning consultants, accountants, attorneys at law, and other firms providing consulting services.

PURCHASE

Includes the rental or leasing of any equipment, articles or things.

PURCHASING AGENT

The Mayor, City Administrator and his or her respective designees.

REQUEST FOR PROPOSAL

A negotiated procurement of supplies pursuant to Section 130.150(C) of this Code.

REQUEST FOR QUALIFICATION

The purchase of supplies pursuant to a qualification-based selection procedure as set forth in Section 130.150(D) of this Code.

SUPPLIES

Supplies, materials, equipment, contractual services and any and all articles or things.

TRANSACTION

The purchase of supplies as evidenced by a single invoice, contract or payment.

TRANSACTION SPLITTING

Breaking up purchases or dividing a large transaction into multiple smaller ones.

Section 130.145. General Purchasing Rules.

- A. Except as may be otherwise required by law, no purchase of supplies, payment of which is to be made from funds of the City, shall be made by the Purchasing Agent or any officer, employee or agent of the City except in the manner set forth in this Chapter.
- B. *General Purchasing Procedures.* Except as otherwise set forth herein, all purchases of supplies shall require the approval of the Board of Aldermen and are subject to the following procedures:
 - 1. *Purchases Costing Five Thousand Dollars (\$5,000.00) to Twenty Thousand Dollars (\$20,000.00).* Whenever the cost of any contemplated purchase of supplies is estimated to be not less than Five Thousand Dollars (\$5,000.00) nor more than Twenty Thousand Dollars (\$20,000.00), such purchases shall be made pursuant to the Informal Bid procedures set forth in this Chapter.
 - 2. *Purchases Greater Than Twenty Thousand Dollars (\$20,000.00).* Whenever the cost of any contemplated purchase of supplies is estimated to exceed twenty thousand dollars (\$20,000.00), such purchases shall be made pursuant to the Formal Bid procedures set forth in this Chapter.

- C. *Exceptions.* Notwithstanding any of the provisions of subsection B of this Section to the contrary, the Purchasing Agent has the following authority:
1. *Purchases Less Than Five Thousand Dollars (\$5,000.00).* Whenever the cost of any contemplated purchase of supplies is estimated to be less than Five Thousand Dollars (\$5,000.00), the Purchasing Agent is authorized to purchase the supplies as needed in accordance with any rules and regulations established by the Purchasing Agent.
 2. *Routine Operation Expenses.* The Purchasing Agent is authorized to make expenditures not to exceed Fifteen Thousand Dollars (\$15,000.00) per transaction for recurring expenses necessary for the City's daily operations, including, but not limited to, vehicle repairs, office supplies, minor equipment, and utility costs.
 3. *Minor Capital Expenditures.* The Purchasing Agent is authorized to make expenditures not to exceed Twenty-five Thousand Dollars (\$25,000.00) per transaction for the maintenance, repair or replacement of certain capital expenditures, including, but not limited to, HVAC replacements in City buildings, City building renovations, and equipment purchases.
 4. *Emergency Expenditures.* The Purchasing Agent is authorized to make expenditures not to exceed Fifty Thousand Dollars (\$50,000.00) to purchase supplies in the event of each emergency. In the event of an emergency, the Purchasing Agent may waive any procedural requirement for purchasing supplies provided that such emergency purchases of supplies shall be made with as much competition as is practicable under the circumstances. Notwithstanding the foregoing, the expenditure limitations set forth in this subparagraph may be waived by the Mayor.
 5. *Minor Professional Services Contracts.* The purchasing agent is authorized to make expenditures in amounts not to exceed Ten Thousand Dollars (\$10,000.00) per transaction for the purchase of professional services.
 6. *Minor Non-Professional Services Contracts.* The purchasing agent is authorized to make expenditures in amounts not to exceed Ten Thousand Dollars (\$10,000.00) per budget year and Thirty Thousand Dollars (\$30,000.00) per transaction for non- professional services.
- D. *Transaction Splitting Prohibited.* Transaction splitting for the purpose of avoiding transaction limits set forth in this Chapter is prohibited.
- E. *Automatic Inflation Adjustment.* The limitation on expenditures provided for in this Chapter shall be increased or decreased on an annual basis effective January first of each calendar year in accordance with the Consumer Price Index for All Urban Consumers for the United States, or its successor publications, as defined and officially reported by the United States Department of Labor, or its successor agency, and as certified by the Missouri State Tax Commission pursuant to Section 137.073, RSMo., or such other nationally recognized and conveniently available commodity or consumer price index as may be approved by the Board of Aldermen by ordinance.

Section 130.150. Purchasing Procedures.

- A. *Informal Bids.* For any purchase that requires an informal bid, the Purchasing Agent shall solicit three (3) oral or written bids for the supplies, and shall purchase the supplies from the lowest responsible bidder.
- B. *Formal Bids.* For any purchase that requires formal bids, the Purchasing Agent shall:
 - 1. Cause to be published in one (1) issue of a newspaper of general circulation in the City, and posted on the City’s website and at a location in City Hall generally accessible to the public a notice inviting submission of bids.
 - a. Notices shall be published at least ten (10) business days prior to the date set for receipt of the bids. The Purchasing Agent may allow more time for the preparation and submittal of bids whenever the contemplated purchase supplies indicates that a longer period of time will be required for bidders to complete and submit bids.
 - b. The notice shall include a description of the supplies to be purchased in general terms and the time and place for opening bids.
 - c. The Purchasing Agent may also solicit bids by mail or other reasonable method generally available to the public.
 - 2. All bids shall be submitted sealed and delivered per the directions set forth on the solicitation for bids.
 - 3. Bids shall be awarded to the lowest responsible bidder.
 - 4. The Purchasing Agent and the Board of Aldermen shall each have the right and authority to reject any and all bids and advertise new bids, or purchase the required supplies on the open market if they can be so purchased at a better price.
 - 5. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the Purchasing Agent that time or other circumstances will not permit the delay required to resolicit competitive bids, the purchase of supplies may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the City. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.
- C. *Request for Proposal.* When the Purchasing Agent determines that use of formal bids is either not practicable or not advantageous to the City, supplies may be purchased by competitive proposals, as follows:
 - 1. The Purchasing Agent shall cause to be published in one (1) issue of a newspaper of general circulation in the City and posted on the City’s website and at a location in City Hall generally accessible to the public a notice inviting submission of proposal.
 - a. Notice shall be published at least ten (10) business days prior to the date set for receipt of the proposals. The Purchasing Agent may allow more time for the preparation and submittal of proposals whenever the contemplated purchase of goods or services indicates that a longer period of time will be required for vendors to complete and submit proposals.
 - b. The notice herein required shall include a description of the supplies to be

purchased in general terms and the time and place for opening proposals.

- c. The Purchasing Agent may also solicit bids by mail or other reasonable method generally available to the public.
 - 2. All proposals shall be submitted sealed and delivered per the directions set forth on the request for proposal.
 - 3. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.
 - 4. The contract for purchase of supplies shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals, negotiations may be conducted with responsible offerors who submit proposals selected by the Purchasing Agent on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the request for proposal's requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals; however, a request for proposal may set forth the manner for determining which offerors are eligible for negotiation, including, but not limited to, the use of shortlisting. Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors.
 - 5. The Purchasing Agent and the Board of Aldermen shall each have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.
- D. *Request for Qualification.* Notwithstanding any provision of this Chapter to the contrary, purchases of professional services shall be made based upon capabilities, experience, credentials, or competence for the type of work specified by the Purchasing Agent.
- 1. Whenever a project requiring professional services is proposed, the Purchasing Agent shall evaluate current statements of qualifications and performance data of firms on file together with those that may be submitted by other firms regarding the proposed project or services required.
 - 2. In evaluating the qualifications of each firm, the Purchasing Agent shall use the following criteria:
 - a. The specialized experience and technical competence of the firm with respect to the type of services required;
 - b. The capacity and capability of the firm to perform the work in question, including specialized services, within the time limitations fixed for the completion of the project;
 - c. The past record of performance of the firm with respect to such factors as control of costs, quality of work, and ability to meet schedules;
 - d. The firm's proximity to and familiarity with the area in which the project is located.
 - 3. Thereafter, the Purchasing Agent shall list three (3) highly qualified firms, then

select the firm considered best qualified and capable of performing the desired work and negotiate a contract for the project with the firm selected.

4. For a basis for negotiations the Purchasing Agent shall prepare a written description of the scope of the proposed services.
5. If the Purchasing Agent is unable to negotiate a satisfactory contract with the firm selected, negotiations with that firm shall be terminated. The Purchasing Agent shall then undertake negotiations with another of the qualified firms selected. If there is a failing of accord with the second firm, negotiations with such firm shall be terminated. The Purchasing Agent shall then undertake negotiations with the third qualified firm.
6. If the Purchasing Agent is unable to negotiate a contract with any of the selected firms, the Purchasing Agent shall reevaluate the necessary professional services, including the scope and reasonable fee requirements, again compile a list of qualified firms, and proceed in accordance with the requirements set forth herein again.

E. *Single Source Purchases.* The Purchasing Agent may waive the requirement of bids or proposals for supplies when the Purchasing Agent has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the Purchasing Agent shall rescind the waiver and proceed to procure the supplies through the procedures as described in this Chapter. A single feasible source exists when:

1. Supplies are proprietary and only available from the manufacturer or a single distributor; or
2. Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or
3. Supplies are available at a discount from a single distributor for a limited period of time.

Notwithstanding any other provision of this Code to the contrary, any single source purchase where the estimated expenditure shall exceed Ten Thousand Dollars (\$10,000.00) must be approved by the Board of Aldermen.

F. *Cooperative Purchasing.* This Chapter, and the requirements herein, shall not apply to purchases made through or with the State of Missouri or any other cooperative procurement program that allows the City to purchase goods or services using existing contracts already solicited and awarded by other public agencies.

G. *Performance Bond.* The Purchasing Agent shall have the authority to require a performance bond in cash or otherwise for such amount that he/she may deem sufficient to secure the execution of the contract for furnishing goods or services for the best interests of the City.

H. *Real Property.* This Chapter, and the requirements herein, shall not apply to the purchase, lease, license, sale or other transactions involving real property.

I. *Waiver.* The Board of Aldermen shall have the authority to waive any of the requirements of this Chapter, and the Board of Aldermen's approval of any agreement, purchase or expenditure made contrary to the procedures or other requirements of this Chapter will be considered a waiver of such requirements.

Section 130.155. Budget Approval of Purchases.

All purchases of supplies pursuant to this Chapter must be authorized by inclusion in a category in the budget for the current fiscal year as approved by the Board of Aldermen. Any purchase of supplies not provided for in the current fiscal year budget must receive the prior approval of the Board of Aldermen.

Section 130.160. The Purchasing Agent is hereby empowered to prescribe and maintain such forms and procedures as he/she finds necessary to accomplish his/her function. The Purchasing Agent and the Board of Aldermen are each authorized to reject any and all bids and waive any informalities or irregularities in order to safeguard the public interest and to deal effectively with conditions such as unsatisfactory bids and collusion.

Section 130.165. **RESERVED**

Section 130.170. **RESERVED**

Section 130.175. **RESERVED**

Section 130.180. **RESERVED**

SECTION 2. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant, or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 3. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two times, passed, and approved this _____ day of _____, 2026.

As Presiding Officer and as Mayor

Attest:

BILL NO. 26-01

ORDINANCE NO.

City Clerk

Approved this ____ day of _____, 2026.

Mayor

Attest:

City Clerk

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AGREEMENT BY AND BETWEEN THE CITY OF DARDENNE PRAIRIE AND THE BARATHAVEN RESIDENTIAL HOMEOWNERS' ASSOCIATION FOR THE CITY'S ASSUMPTION OF ELECTRIC SERVICE PAYMENT RESPONSIBILITY FOR CERTAIN STREETLIGHTS ALONG BARATHAVEN BOULEVARD

WHEREAS, pursuant to Section 70.220.1, RSMo., as amended, cities and other political subdivisions are empowered to contract with private persons, firms, associations, or corporations for the planning, development, construction, acquisition, or operation of any public improvement; and

WHEREAS, pursuant to Section 88.770.1, RSMo., as amended, a city's board of aldermen is empowered to erect, maintain, and operate electric light works to light its public streets, avenues, and alleys and to supply private lights for the use of inhabitants of said city; and

WHEREAS, on December 21, 2005, the Board of Aldermen of the City of Dardenne Prairie, Missouri ("City"), passed Ordinance No. 974 accepting dedication of Barathaven Boulevard, a minor collector road, as a public thoroughfare maintained by the City; and

WHEREAS, sixteen (16) streetlights, owned by the Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri"), illuminate Barathaven Boulevard, but are situated on land owned by the Barathaven Residential Homeowners' Association ("Association") bordering Barathaven Boulevard to the north; and

WHEREAS, the Association pays Ameren Missouri for electric service to said streetlights, providing light to all travelers along Barathaven Boulevard, a public roadway utilized by many; and

WHEREAS, the Board of Aldermen finds and determines that it is in the best interest of the City to assume from the Association responsibility for payment of electric service charges attributable solely to the operation of said streetlights, payable to Ameren Missouri, thereby fulfilling the City's duty to maintain public streets and thoroughfares in a reasonably safe condition for travel.

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

SECTION 1. That the form, terms, and provisions of the Agreement by and between the City of Dardenne Prairie, Missouri, and the Barathaven Residential Homeowners' Association for the Assumption of Electric Service Payment Responsibility ("Agreement"), marked as **Exhibit A**, and incorporated by reference herein, by and between the City of Dardenne Prairie, Missouri, and the Barathaven Residential Homeowners' Association be and they hereby are approved and the City

Administrator is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City such Agreement in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Agreement and other documents, certificates, and instruments as may be necessary or desirable to carry out and comply with the intent of the Agreement and this Ordinance.

SECTION 2. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant, or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 3. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two times, passed, and approved this _____ day of _____, 2025.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2025.

Mayor

Attest:

City Clerk

EXHIBIT A**ASSUMPTION
OF STREETLIGHT
ELECTRIC SERVICE PAYMENT**

This Assumption of Electric Service Payment Responsibility Agreement (“Agreement”) is entered into as of the date of the last signature below (“Effective Date”), by and between the City of Dardenne Prairie, Missouri (“City”), a political subdivision of the State of Missouri, and the Barathaven Residential Homeowners’ Association (“Association”), a Missouri nonprofit corporation (individually, each a “party;” collectively, “parties”).

WHEREAS, the Association manages the affairs of the Barathaven Subdivision located within City limits; and

WHEREAS, Barathaven Boulevard is a minor collector road, connecting Technology Drive on the west and Henning Road on the east; and

WHEREAS, Barathaven Boulevard contains two (2) points of ingress and egress to the Barathaven Subdivision which borders Barathaven Boulevard to the north; and

WHEREAS, sixteen (16) streetlights, identified in **Exhibit A** attached hereto and incorporated herein by reference (collectively, “Streetlights”), owned by the Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”), illuminate Barathaven Boulevard, a public street, but are situated on land owned by the Association and bordering Barathaven Boulevard to the north; and

WHEREAS, the Association currently pays Ameren Missouri the fees and costs for electric service to the Streetlights; and

WHEREAS, pursuant to Section 70.220.1, RSMo., the City may contract and cooperate with any private person, firm, association or corporation, for the planning, development, construction, acquisition or operation of any public improvement or facility, or for a common service; and

WHEREAS, it is the desire and intent of the parties to facilitate the assumption of electric service payment responsibilities for the Streetlights described in **Exhibit A** from the Association to the City for the purpose of illuminating Barathaven Boulevard.

NOW, THEREFORE, for and in consideration of the mutual covenants and promises hereinafter set forth, the adequacy and sufficiency of which consideration is hereby acknowledged by each party, it is hereby agreed by and between the City and Association as follows:

1. Assumption of Payment Responsibility. The Association hereby assigns, transfers, and relinquishes to the City all payment responsibility for electric service furnished by Ameren

Missouri to the Streetlights identified in **Exhibit A** attached hereto and incorporated herein by reference. Subject to annual appropriation, the City hereby assumes payment responsibility for the electric service charges associated with the Streetlights, subject to the terms and limitations of this Agreement.

2. Utility Acknowledgement. Nothing in this Agreement shall be construed to create any contractual relationship with Ameren Missouri—including its parent corporation, subsidiaries, and affiliates—which shall remain an independent third party providing electric service to the identified Streetlights. The parties acknowledge that Ameren Missouri’s cooperation is required to effectuate the transfer of billing responsibility described herein, including establishing an account in the City’s name for the Streetlights and discontinuing billing to the Association.

3. Limited Scope of Assumption. The City’s assumption of responsibility under this Agreement is expressly limited to payment for electric service to the sixteen (16) Streetlights identified in **Exhibit A**. The City does not assume, and shall not be deemed to have assumed, any other obligation, liability, or duty related to the Streetlights or the property upon which they are located, including but not limited to ownership, maintenance, replacement, or repair of the Streetlights, which are and shall remain the responsibility of Ameren Missouri as the owner thereof.

4. Implementation. Upon execution of this Agreement, the City shall contact Ameren Missouri to open a municipal account for the Streetlights identified in **Exhibit A**. Upon Ameren Missouri’s confirmation that the account transfer has been completed, the Association’s billing obligation for those Streetlights shall cease. The parties shall cooperate as reasonably necessary to complete Ameren Missouri’s required forms or provide light identification numbers, pole tags, or other information to effectuate the transfer.

5. Term; Automatic Renewal; Termination. This Agreement shall remain in full force and effect for an initial term of five (5) years from the Effective Date (the “Initial Term”). Unless terminated as provided herein, this Agreement shall automatically renew for ten (10) successive one-year terms (each such one-year term being a “Renewal Term”). Either party may terminate this Agreement by providing written notice at least six (6) months prior to the end of the Initial Term or any Renewal Term. Upon termination, the City shall notify Ameren Missouri of the termination and request that Ameren Missouri transfer billing responsibility back to the Association or to another designated responsible party, as applicable.

6. No Third-Party Rights. This Agreement is intended solely for the benefit of the parties hereto and their successors and permitted assigns. No person or entity other than the parties hereto shall have any rights or remedies under this Agreement, except as expressly stated herein with respect to Ameren Missouri’s cooperation in the account transfer process.

7. Indemnification; Preservation of Sovereign Immunity. To the extent permitted by law, each party shall be responsible for its own acts and omissions and those of its officers, agents, and employees in connection with this Agreement. Nothing in this Agreement shall be construed as a waiver, limitation, or modification of the City’s sovereign immunity, governmental immunity, or

any other defenses or immunities available to the City under the Missouri Constitution, statute, or other applicable law, all of which are expressly preserved. The Association shall indemnify and hold harmless the City, to the extent permitted by law, from and against any and all claims, damages, liabilities, or expenses arising out of the Association’s breach of this Agreement or the acts or omissions of its officers, agents, or contractors.

8. Notice. Any notice required or permitted under this Agreement shall be in writing and deemed duly given (i) upon personal delivery, (ii) three (3) days after deposit in the U.S. Mail, certified or registered, postage prepaid, or (iii) one (1) business day after delivery to a recognized overnight courier, addressed as follows:

If to the City:

City of Dardenne Prairie, Missouri
Attn: City Administrator
2032 Hanley Road
Dardenne Prairie, MO 63368

If to the Association:

Barathaven Residential Homeowners’ Association
Attn: Registered Agent
1670 Bryan Road
Dardenne Prairie, MO 63368

9. Entire Agreement; Counterparts; Amendments. This Agreement constitutes the entire understanding between the parties with respect to the subject matter herein and supersedes any prior oral or written agreements. This Agreement may be executed in counterparts, each of which shall be deemed an original and all of which together shall constitute one instrument. This Agreement may be amended only by a written instrument executed by both parties.

10. Governing Law; Venue. This Agreement shall be governed by and construed in accordance with the laws of the State of Missouri. Any action arising out of or relating to this Agreement shall be brought exclusively in the Circuit Court of St. Charles County, Missouri, or the United States District Court for the Eastern District of Missouri, and the parties hereby consent to the jurisdiction and venue of said courts.

IN WITNESS WHEREOF, the parties have entered into this Assumption of Electric Service Payment Responsibility Agreement, in the prescribed form and manner, effective as of the day and year of the signature of the last party to execute this Agreement.

Executed by the City of Dardenne Prairie, Missouri, this ____ day of December 2025.

Executed by the Barathaven Residential Homeowners’ Association this ____ day of December 2025.

CITY OF DARDENNE PRAIRIE,
MISSOURI

BARATHAVEN RESIDENTIAL
HOMEOWNERS’ ASSOCIATION

By: _____
Title: _____

By: _____
Title: _____

BILL NO. 25-60

ORDINANCE NO. _____

ATTEST:

By: _____

Title: _____

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING SECTION 525.010, SUBSECTION A OF SECTION 525.020, AND SECTION 525.030 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE PERTAINING TO OCCUPANCY INSPECTIONS

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:

SECTION 1. That Section 525.010 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting the definition of “Non-Owner Occupied Dwelling Unit” therefrom.

~~**NON-OWNER OCCUPIED DWELLING UNIT**~~

~~A dwelling unit for which no occupant thereof is expressly named as an owner of the dwelling unit, nor is a trustee or beneficiary of a trust that is expressly named as an owner of the dwelling unit, all as indicated upon the deed of record on file in the Office of the Recorder of Deeds of St. Charles County, Missouri.~~

SECTION 2. That Subsection A of Section 525.020 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting it in its entirety and enacting, in lieu thereof, a new Subsection A of Section 525.020, to read as follows:

Section 525.020. Certificate of Compliance.

A. It shall be unlawful for any person to occupy or use or to permit the occupancy, re-occupancy or use of any ~~non-owner occupied~~ dwelling unit for any purpose until a life, health and safety occupancy certificate has been issued by the Director.

SECTION 3. That Section 525.030 of the Municipal Code of the City of Dardenne Prairie, Missouri, be and is hereby amended by deleting it in its entirety and enacting, in lieu thereof, a new Section 525.030 to read as follows:

Section 525.030. Utility Notice.

Upon any change of water, sanitary sewer, electric, trash, or gas service, Public Water Supply District No. 2, Duckett Creek Sewer District, Cuivre River Electric Cooperative, Ameren UE, the City’s then current trash service provider, and Spire Gas Company shall notify the Director ~~of the City of Dardenne Prairie~~ in writing within thirty (30) days of said change indicating the address and apartment number, the name(s) of the water, sanitary sewer, electric, trash, or gas user(s) per service who has terminated service and the name(s) of electric, trash, or gas user(s) per service and address and apartment number in whose name service is connected and

billed. It shall be unlawful for the owner of a premises within the City not to inform any prospective purchaser and/or tenant of the need to obtain a certificate as provided in this Chapter.

SECTION 4. Savings Clause: Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 5. Severability Clause: If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 6. Effective Date: This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two (2) times, passed, and approved this _____ day of _____, 2026.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2026.

Mayor

Attest:

City Clerk

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS SECTIONS OF CHAPTER 600 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, PROVIDING FOR THE REGULATION OF THE SALE OF INTOXICATING LIQUORS

WHEREAS, pursuant to Section 311.220.2, RSMo., as amended, cities are authorized to make and enforce ordinances for the regulation and control of the sale of all intoxicating liquors within their limits; and

WHEREAS, pursuant to the authority granted in Section 311.220.2, RSMo., as amended, the Board of Aldermen of the City of Dardenne Prairie, Missouri (the “Board of Aldermen”), enacted Chapter 600 of the Municipal Code of the City of Dardenne Prairie, Missouri, establishing conditions and restrictions applicable to the issuance and renewal of liquor licenses; and

WHEREAS, the consumption of alcoholic beverages is known to impair cognitive function and cause marked changes in consciousness; and

WHEREAS, reports have shown that certain industrial hemp products, as that term is defined by Section 195.010(24), RSMo., as amended, and particularly those products containing intoxicating cannabinoids, when consumed are also known to impair cognitive function and cause marked changes in consciousness, *see* Paula F. Nickelson, Director, *Health Advisory: Health Risks Associated with Hemp-Derived Intoxicating Cannabinoids*, Mo. Dep’t of Health & Senior Servs. (Apr. 18, 2024), <https://health.mo.gov/emergencies/ert/alertsadvories/pdf/advisory041824.pdf>; and

WHEREAS, the concurrent availability of alcoholic beverages and consumable industrial hemp products at the same establishment increases the likelihood that individuals may consume both substances together, creating compounding impairment effects that heighten risks to consumer safety, public order, and road safety; and

WHEREAS, the Board of Aldermen finds and determines that separating the sale of alcoholic beverages from the sale of consumable industrial hemp products will reduce opportunities for combined intoxicant use and thereby mitigate risks associated with over-intoxication, accidents, and disturbances, in turn promoting the health, safety, and welfare of the residents of the City of Dardenne Prairie, Missouri; and

WHEREAS, the Board of Aldermen further finds and determines that prohibiting those with liquor licenses from selling industrial hemp products is a reasonable and necessary measure to prevent unsafe conditions and to protect residents.

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

SECTION 1. That Section 600.010 of the Municipal Code of the City of Dardenne Prairie, Missouri (“Municipal Code”) be and is hereby amended by enacting three new definitions, to read as follows:

Section 600.010 **Definitions.**

When used in this Chapter, the following words shall have the following meanings:

CONSUMABLE INDUSTRIAL HEMP

Industrial hemp, or any extract, cannabinoid, concentrate, derivative, or product thereof, that is intended for human consumption by any method, including but not limited to ingestion, inhalation, absorption, or topical application. Consumable industrial hemp includes hemp-derived products containing cannabinoids, including but not limited to CBD, delta-8 THC, THC-A, THC-P, and HHC, regardless of form, concentration, or method of delivery. Consumable industrial hemp does not include industrial hemp used exclusively for fiber, grain, seed, or other non-consumptive agricultural or industrial purposes.

[...]

INDUSTRIAL HEMP

Shall have the same meaning as prescribed in § 195.010(24), RSMo., as that term and section may be amended.

[...]

LICENSED PREMISES

The specific real property, or portion thereof, designated in a liquor license application, for which a liquor license or permit has been issued by the City.

SECTION 2. That Subsection (G) of Section 600.030 of the Municipal Code be and is hereby amended by enacting a new Subparagraph (5) to Subsection (G) of Section 600.030, to read as follows:

Section 600.030 **License Regulations.**

[...]

G. General License Regulations.

[...]

5. No person, or agent of any person, holding any liquor license issued under this Chapter shall sell, offer for sale, or permit to be sold consumable

industrial hemp or any product containing consumable industrial hemp on the licensed premises.

SECTION 3. That Section 600.070 of the Municipal Code be and hereby is amended by deleting Section 600.070 in its entirety and enacting, in lieu thereof, a new Section 600.070, to read as follows:

Section 600.070 Miscellaneous Offenses.

A. **Unlawful For Licensed Retailer To Purchase From Other Than Licensed Wholesaler.** It shall be unlawful for any licensee authorized to sell intoxicating liquor at retail to purchase any intoxicating liquor except from, by or through a duly licensed wholesale liquor dealer in this State. It shall be unlawful for such retail licensee to sell or offer for sale any intoxicating liquor purchased in violation of the provisions of this Section.

B. Any licensee authorized to sell intoxicating liquor at retail shall not:

1. Sell intoxicating liquor with an alcohol content of less than five percent (5%) by weight to the consumer in an original carton received from the wholesaler that has been mutilated, torn apart or cut apart; or
2. Repackage intoxicating liquor with an alcohol content of less than five percent (5%) by weight in a manner misleading to the consumer or that results in required labeling being omitted or obscured.

C. **Mixing Liquor With Drugs Prohibited.** No licensee or any other person shall for any purpose whatsoever mix or permit or cause to be mixed with any intoxicating liquor kept for sale, sold or supplied by him/her as a beverage any drug or form of methyl alcohol or impure form of alcohol.

D. **Sale of Consumable Industrial Hemp Prohibited.** No licensee shall sell, offer for sale, or permit to be sold consumable industrial hemp or any product containing consumable industrial hemp on the licensed premises.

E. **Unlawful To Sell Unlabeled Liquor — Penalty.** It shall be unlawful for any person to sell any intoxicating liquor which has not been inspected and labeled according to the provisions of the Liquor Control Law of Missouri, and any such person upon conviction shall have his/her license(s) revoked and shall be ineligible to receive any subsequent liquor license for a period of two (2) years thereafter.

F. **Only Those Liquors Authorized By License To Be Kept On Premises.** It shall be unlawful for any licensee licensed for the sale of intoxicating liquor at retail by the drink for consumption on the premises to keep in or upon the premises described

in such license any intoxicating liquor other than the kind of liquor expressly authorized to be sold by such licensee.

G. Drinking In Public Places Prohibited.

1. For purposes of this Section, the term "public place" shall mean any public street, highway, alley, sidewalk, thoroughfare or other public way of the City, or any parking lot.
2. No person shall drink or ingest any intoxicating liquor in or on any public place.
3. No person shall possess or have under his/her control any unsealed glass, bottle, can or other open container of any type containing any intoxicating liquor while in or upon any public place.
4. Except as otherwise provided herein, no person shall possess or have under his/her control any unsealed glass, bottle, can or other open container of any type containing any intoxicating liquor while within or on any motor vehicle while the same is being operated upon, or parked or standing in or upon, any public place. Any person operating a motor vehicle shall be deemed to be in possession of an open container contained within the motor vehicle he/she has control of whether or not he/she has actual physical possession of the open container.

H. Live Entertainment On Premises Prohibited. No person licensed for the sale of intoxicating liquor by the drink for consumption on the premises shall permit or allow any live entertainment on the premises. The playing and singing of music solely shall not be considered live entertainment under this Section.

SECTION 4. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant, or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 5. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

BILL NO. 25-62

ORDINANCE NO. _____

SECTION 6. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two times, passed, and approved this _____ day of _____, 2026.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2026.

Mayor

Attest:

City Clerk

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING AND DIRECTING THE SUBMISSION OF A BALLOT PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF DARDENNE PRAIRIE TO CONSIDER IMPOSING A LOCAL USE TAX AT THE SAME RATE AS THE LOCAL SALES TAX OF THE CITY OF DARDENNE PRAIRIE FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED A TOTAL OF TWO THOUSAND DOLLARS (\$2,000.00) IN A CALENDAR YEAR

WHEREAS, pursuant to Section 144.757, RSMo., any municipality or taxing jurisdiction may, by a majority vote of its governing body, followed by a majority vote of qualified voters residing therein, impose a local use tax imposed at a rate equal to that of an existing local sales tax applicable to the same property and services on upon which the local sales tax is imposed; and

WHEREAS, the City finds that adopting a local use tax will level the economic play field between local retail merchants and out-of-state vendors and will generate revenue necessary to support and maintain critical municipal services and therefore submits the ballot proposition hereinafter referenced to the qualified voters of the City at the general municipal election to be held on April 7, 2026.

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

SECTION 1. Pursuant to the requirements of Article X, Section 22 of the Constitution of the State of Missouri and in accordance with Section 144.757, RSMo., the following proposition shall be submitted to the qualified voters of the City of Dardenne Prairie, Missouri, at the election to be held on the 7th day of April, 2026, to wit:

PROPOSITION 1

Shall the City of Dardenne Prairie impose a local use tax at the same rate as the total local sales tax rate to increase funding for services such as public safety, street maintenance and other essential services, provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action?

Yes

No

INSTRUCTIONS TO VOTERS: *If you are in favor of the Proposition, fill in the box opposite the word "Yes." If you are opposed to the Proposition, fill in the box opposite the word "No."*

SECTION 2. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the

City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 3. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of Dardenne Prairie, Missouri.

Read two (2) times, passed, and approved this _____ day of _____, 2025.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2025.

Mayor

Attest:

City Clerk