

ORDINANCE NO. 2268

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE,
MISSOURI, AMENDING SECTION 110.195 OF THE
MUNICIPAL CODE OF THE CITY OF DARDENNE
PRAIRIE BY ADDING A NEW PARAGRAPH (3) TO
SUBSECTION (A) THEREOF; AND PROVIDING FOR THE
PROCEDURES FOR ENACTMENT OF ORDINANCES**

WHEREAS, Section 79.130, RSMo., provides, in pertinent part, that “Every proposed ordinance shall be introduced to the board of aldermen in writing and shall be read by title or in full two times prior to passage, both readings may occur at a single meeting of the board of aldermen;” and

WHEREAS, Section 110.070 of the Municipal Code of the City of Dardenne Prairie, is substantially the same as Section 79.130, RSMo.; and

WHEREAS, pursuant to Section 79.150, RSMo., “The board of aldermen may prescribe and enforce such rules as it may find necessary for the expeditious transaction of its business;” and

WHEREAS, the Board of Aldermen desires to establish general procedures for the enactment of ordinances consistent with the provisions of Section 79.130, RSMo. and Section 110.070 of the Municipal Code of the City of Dardenne Prairie.

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

SECTION 1. That Section 110.195 of the Municipal Code of the City of Dardenne Prairie shall be and is hereby amended by adding a new paragraph (3) to subsection (A) of Section 110.195, to read as follows:

Section 110.195 RULES OF PROCEDURE

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3. *Passage of Ordinances.* All bills shall have two readings before final passage, and, except in the case of emergency bills the second reading of which is approved by the affirmative vote of five (5) members of the Board of Aldermen, not more than one reading shall be at the same meeting of the Board of Aldermen and at least one week shall elapse between the introduction and the final passage of any bill. After the second reading of any bill, the Board of Aldermen may finally pass the bill with or without amendment; except that if the Board of Aldermen shall make an amendment which constitutes a change in substance, the bill as amended shall be filed in the office of the city clerk for one additional week, after which final action may be taken.

- a. *Emergency Ordinances.* Consistent with the procedures set forth herein, an ordinance may be passed as an emergency measure on the day of introduction of the bill provided that it contains the statement that an emergency exists and specifies the nature of the emergency. Emergency ordinances shall be restricted to the following:
- i. Bills concerning the immediate preservation of public peace, property, health, safety or morals;
 - ii. Bills that, if not addressed immediately by the Board of Aldermen, will likely result in substantial financial loss to the City or significantly diminish the effectiveness of the proposed action;
 - iii. Appropriations for the payment of principal or interest on the public debt;
 - iv. Appropriations for the payment of current expenses of the City government or payment of compromise settlement of damage claims upon recommendation of the city attorney; or
 - v. Bills providing the issuance of bonds pursuant to an election.

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 6th day of September, 2023.


As Presiding Officer and as Mayor

Attest:



City Clerk

Approved this 6th day of September, 2023.



Mayor

Attest:

Kim Clark

City Clerk