

NOTICE OF MEETING

Public Notice is hereby given that a Work Session of the City Council of Fulton, Missouri, will be held on **Tuesday, June 13, 2023, at 6:30 p.m.;**

AND

A Regular Meeting will commence at 7:00 p.m. (available for streaming at www.fultonmo.org) in the City Council Chambers located on the Upper Level of City Hall, 18 E. 4th Street, to consider and discuss matters on the following Tentative Agenda and such matters as they may be presented at this meeting:

WORK SESSION OF 06/13/23 – 6:30 P.M.

1. **CALL TO ORDER.**
2. **ROLL CALL NOTED.**
3. **SUBJECTS OF DISCUSSION:**
 - a. Chickens
 - b. Discussion of Planning & Zoning Council Liaison Appointment

REGULAR CITY COUNCIL MEETING OF 06/13/23 – 7:00 P.M.

1. **CALL TO ORDER.**
2. **ROLL CALL.**
3. **INVOCATION.**
4. **PLEDGE OF ALLEGIANCE.**
5. **RECOGNITION OF FAIR HOUSING MONTH CONTEST WINNERS FOR THE CITY OF FULTON HUMAN RIGHTS COMMISSION.**
6. **COMMENTS FROM VISITORS.**
7. **PUBLIC HEARINGS (3):**
 - a. For the purpose of considering the rezoning of a tract of an unimproved 23.18 AC tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from its current zoning of A-1 Agriculture, to R-2 Residential.
 - b. For the purpose of considering the rezoning of a tract of an unimproved 4.92 AC tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from its current zoning of A-1 Agriculture, to C-2 Commercial.
 - c. For the purpose of considering the rezoning of a tract of an unimproved 3.51 AC tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from its current zoning of A-1 Agriculture, to C-2 Commercial.

8. APPROVAL OF THE CONSENT AGENDA.

Councilmembers may choose to remove an item for discussion prior to approving the Consent Agenda.

CONSENT AGENDA

The Consent Agenda is a meeting method used by many City Councils to make meetings more efficient and meaningful to the members of the audience. The City Council voted to begin using the Consent Agenda on March 28, 2017. All matters listed within the Consent Agenda have been distributed to each member of the City Council for reading and study, are considered to be routine, and will be enacted by one motion of the City Council with no separate discussion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Agenda by request of a member of the City Council.

- a. Appointment of Rob Barnes to the Board of Adjustment for a five-year term (exp. July 2028).

9. CONSENT AGENDA ITEMS FOR DISCUSSION (IF ANY):

10. UNFINISHED BUSINESS:

11. NEW BUSINESS:

- a. Nicole Myers of Myers Aviation will be present to request permission to hold an aviation event at Elton Hensley Memorial Airport (KFTT) on Saturday, June 24, 2023, from 10 a.m. to 2 p.m.
- b. The Kiwanis Club President-elect John Thurmond of the Kiwanis Club seeks to submit preparations for their 100th anniversary celebration in Veterans Park on August 26, 2023.
- c. Appointment of Planning & Zoning Council Liaison. *

12. COUNCIL CONCERNS:

- a. Council members may discuss matters or concerns not on this agenda. Council Liaisons to city Boards and Commissions will also provide a brief review of the most recent meeting.

Council Liaison & Board/Commission:

Councilman Hinchie:

Councilwoman Sebacher: Park Board

Councilwoman Rehlau: Traffic Commission

Councilman Stone: Historic Preservation Commission

Councilman Leather: Airport Advisory Board

Councilman Combs: Planning and Zoning *

Councilman Washington

Councilwoman Nelson: Public Utility Board

Mayor Myers

13. RESOLUTIONS

Presenter

Washington

- a. **Resolution 3496: Patrick Leahy Bulletproof Vest Partnership Grant**
A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri to make application and sign all necessary documents in relation to the Patrick Leahy Bulletproof Vest Partnership Grant through the United States Department of Justice, and establishing an effective date.

14. ORDINANCES:

FIRST READING

Presenter

Hinchie

- a. **Bill No.1680: Repeal & Enacting of Fulton City Code Sec. 110-358, Zones; Fees.**
An Ordinance repealing Section 110-358, Zones; Fees. Of the Fulton City Code., and enacting a new section in lieu thereof, and establishing an effective date.

Presenter

Sebacher

- b. **Bill No.1681: Callaway County Tax Collection Agreement Amended**
An Ordinance repealing Ordinance 1622-23 and authorizing the Mayor and the City Clerk, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to a limited time contract with the Collector and County Commissioners of Callaway County, Missouri, relating to the collection of taxes with the Contract period commencing upon approval through June, 2024

Presenter

Stone

- c. **Bill No.1682: Rezoning Tennyson Road 23.18 Ac Tract [A-1 to R-2]**
An Ordinance reclassifying, under the zoning code, an unimproved 23.18 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, and establishing an effective date.

Presenter

Nelson

- d. **Bill No.1683: Rezoning Tennyson Road 4.92 Ac Tract [A-1 to C-2]**
An Ordinance reclassifying, under the zoning code, an unimproved 4.92 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, and establishing an effective date.

Presenter

Combs

- e. **Bill No.1684: Rezoning Tennyson Road 3.51 Ac Tract [A-1 to C-2]**
An Ordinance reclassifying, under the zoning code, an unimproved 3.51 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, and establishing an effective date.

15. ANNOUNCEMENTS:

- a. The City of Fulton's Juneteenth Celebration will be held Saturday, June 17 from 12 p.m. until 4 p.m. at Legends Rec-Plex.
- b. The next City Council meeting will be held Tuesday, June 27, 2023, at 6:30 p.m.

16. EXECUTIVE SESSION:

Notice is given 24 hours prior to the meeting that the City Council will meet in executive session pursuant to Section 610.021 of the Missouri State Statutes under the following:

- a. To discuss or deal with legal actions, causes of action, or litigation.
- b. To discuss hiring, firing, disciplining, or promotion of an employee of a public governmental body.
- c. To discuss or deal with lease, purchase, or sale of real estate.


NOTE: All items of the Council are open with the exception of Item 16 – Executive Session.

17. ADJOURNMENT.

The meeting will be open to the public. Copies of ordinances and other matters referred to above will be available for public inspection in the office of the City Clerk.

The City of Fulton is committed to open and responsive government. If you are disabled and believe barriers exist to prevent your full participation in the meeting described above, please contact the City Clerk at 573-592-3111 to address your needs. We will provide hearing interpreters, access through barriers, special sound amplifications, or otherwise address your needs to the best of our ability. Please contact the City Clerk (if possible, 48 hours prior to the meeting) to advise of your requirements.

Dated: June 9, 2023, 3:00 p.m.



Kathie Ratliff
City Clerk

RESOLUTION NUMBER 3496

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF FULTON, MISSOURI, TO MAKE APPLICATION AND SIGN ALL NECESSARY DOCUMENTS IN RELATION TO THE PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP GRANT THROUGH THE UNITED STATES DEPARTMENT OF JUSTICE, AND ESTABLISHING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FULTON, MISSOURI, AS FOLLOWS:

SECTION ONE: That the Mayor is hereby authorized to make application and sign all necessary documents in relation to the Patrick Leahy Bulletproof Vest Partnership Grant issued through the United States Department of Justice in the amount of \$7,005 on behalf of the Fulton Police Department. This grant would allow for the purchase of bulletproof vests and other associated equipment.

SECTION TWO: That the City Council hereby authorizes the city's fifty percent match portion of this grant in the amount of \$3,502.50.

SECTION THREE: That this Resolution shall be in full force and effect after its passage by the Council and approval by the Mayor.

THIS RESOLUTION ADOPTED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

THIS RESOLUTION APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers
Mayor

ATTEST:

Kathie Ratliff
City Clerk

BILL NUMBER 1680

ORDINANCE NUMBER _____

AN ORDINANCE REPEALING SECTION 110-358, ZONES; FEES. OF THE FULTON CITY CODE., AND ENACTING A NEW SECTION IN LIEU THEREOF, AND ESTABLISHING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULTON, MISSOURI, AS FOLLOWS:

SECTION ONE: That Section 110-358, Zones; fees. Fulton City Code. is hereby repealed, and a new Section 110-358, Zones; fees. is enacted in lieu thereof as laid out in the document attached hereto.

SECTION TWO: That the City of Fulton hereby authorizes its codifier, Municipal Code Corporation and its editors to edit and adjust the section numbers contained herein to join uniformly with the layout of the Code of the City of Fulton.

SECTION THREE: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION FOUR: That this ordinance shall be in full force and effect after its passage by the Council and approval by the Mayor.

READ THREE TIMES AND PASSED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers
Mayor

ATTEST:

Kathie Ratliff
City Clerk

Sec. 110-358. Zones; fees.

- (a) Parking in the following designated areas shall be for a period of time not to exceed three hours. Parking for successive periods of time within the same parking zone is prohibited. For the purpose of this subsection, a zone shall constitute both sides of the street of a city block:

Court Street, east side, from Third Street to Fourth Street, except for driveways.

Court Street, west side, 114 feet south of the south curb of Fourth Street, thence south 216 feet, except for driveways.

Court Street, from Fourth Street to West Seventh Street.

Jefferson Street, between West Fifth Street north to West Sixth Street, six spaces on the west side.

Nichols Street, from West Fifth Street to West Sixth Street.

Nichols Street, east side, from West Sixth Street to West Seventh Street.

Ravine Street, west side, from East Fourth Street to East Fifth Street.

Ravine Street, from East Fifth Street to East Sixth Street.

St. Louis Avenue, south side, from Court Street to Market Street.

West Fourth Street, north side, from Court Street to Nichols Street.

East Fifth Street, north side, from Market Street to 200 feet east of Ravine Street.

East Fifth Street, from Ravine Street east 200 feet on the south side.

East Fifth Street, from Market Street to Court Street.

East Fifth Street, north side, between Ravine Street and Market Street.

West Fifth Street, from Court Street to Jefferson Street.

East Sixth Street, from Ravine Street to Market Street.

East Sixth Street, from Market Street to Court Street.

West Sixth Street, from Court Street to Nichols Street.

West Sixth Street, north side, between Nichols Street and Jefferson Street.

East Seventh Street, from Market Street to Court Street.

- (b) Parking in the following designated areas shall be for a period of time not to exceed 20 minutes. Parking for successive periods of time within the same parking zone is prohibited. For the purpose of this subsection, a zone shall constitute both sides of the street of a city block:

East Fourth Street, from Market Street to Court Street.

- (c) A vehicle shall be unlawfully parked if it remains in the zone beyond the legal parking limit. Violators shall be subject to a fine as provided in section 110-312(c) and (e).

(Code 1980, § 17-282; Ord. No. 789-98, § 1, 7-14-98; Ord. No. 1321-12, § 1, 6-26-12)

BILL NUMBER 1681

ORDINANCE NUMBER _____

AN ORDINANCE REPEALING ORDINANCE 1622-23 AND AUTHORIZING THE MAYOR AND CITY CLERK, ON BEHALF OF THE CITY OF FULTON, MISSOURI, TO SIGN ALL NECESSARY DOCUMENTS IN RELATION TO A LIMITED TIME CONTRACT WITH THE COLLECTOR AND COUNTY COMMISSIONERS OF CALLAWAY COUNTY, MISSOURI, RELATING TO THE COLLECTION OF TAXES, WITH THE CONTRACT PERIOD COMMENCING UPON APPROVAL THROUGH JUNE, 2024.

WHEREAS, this was previously a four-year contract, the Callaway County Collector and Commission have requested that it is limited to one year at this time of writing.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULTON, MISSOURI, AS FOLLOWS:

SECTION ONE: The Council hereby authorizes the execution of a contract between the City of Fulton, Missouri, and the Collector and County Commissioners of Callaway County, Missouri, concerning the collection of City Taxes. A copy of the unexecuted contract is attached hereto and marked "Exhibit A" and incorporated herein by reference as if fully set out at this point.

SECTION TWO: The Council authorizes the annual payment of \$6,000.04 for the aforementioned services.

SECTION THREE: The Council finds and determines that the execution of said contract by the City is in the best interest of the City.

SECTION FOUR: The Mayor and City Clerk are hereby authorized and directed to execute said Contract on behalf of the City of Fulton, Missouri.

READ THREE TIMES AND PASSED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers, Mayor

ATTEST:

Kathie Ratliff, City Clerk

Tax Collection Agreement

This contract, Made and Entered into this _____ day of _____ by and between the City of Fulton, Missouri, a municipal corporation, by Steve F. Myers, Mayor; the Callaway County Collector by Sarah Gladman; and Callaway County, Missouri, by Gary Jungermann, Presiding Commissioner of Callaway County, Missouri.

WITNESSETH:

WHEREAS, the City of Fulton is a taxing authority under the constitution and laws of the State of Missouri; and

WHEREAS, the Callaway County Collector and Callaway County Commission are each concerned with the billing and collection of taxes for the State of Missouri and Callaway County, Missouri, and other political subdivisions of the state; and

WHEREAS, all the parties desire to consolidate the billing and collection of taxes, lawfully levied by the City, with the billing and collection of other state and county taxes; and

WHEREAS, The County Commission of Callaway County, Missouri, has made an order authorizing Gary Jungermann, Presiding Commissioner to execute this contract on behalf of the County; and

WHEREAS, the City Council of the City, has by ordinance authorized Steve F. Myers, Mayor to execute this contract on behalf of the City;

NOW THEREFORE, In Consideration of the sums hereinafter set out to be paid by the City to the Callaway County Treasurer and the Callaway County Collector of Callaway County, Missouri, it is agreed as follows:

1. That the Collector of Callaway County, Missouri, will provide the billing and collection of the real estate taxes, personal property taxes, city sticker fees and special assessments fees for the City of Fulton. The County Collector will also collect and disburse any payments in lieu of taxes for any areas established by the City of Fulton under the "real Property Tax Increment Allocation Redevelopment" law, Section 99.800 et. Seq., RSMo and that

Callaway County will provide the facilities needed by the Collector to do the same.

2. That all taxes collected by said County Collector shall be paid to the City of Fulton on a monthly basis via electronic transfer.
3. That in consideration for doing the complete billing and collection of taxes for the City of Fulton, the City of Fulton will pay directly to the County Treasurer for the County Collector of Callaway County the sum of five thousand dollars annually which all parties agree may be retained by the County Collector as compensation in addition to all other compensation provided by law under authority of Section 50.332 RSMo. Supp. 1986. Said payments shall be made to the Collector *in monthly installments of four hundred sixteen dollars and sixty-seven cents*, beginning March 1, 2023. The city will pay to the County Treasurer of Callaway *the additional sum of one thousand dollars annually* as consideration to Callaway County for the use of county facilities for the collection and billing of City of Fulton taxes.
4. That the penalties for non-payment of city taxes shall be made to conform by the City to the corresponding penalties charged by Callaway County, which is eighteen percent (18%) per annum.
5. That the County Collector shall follow the same procedure for the collection of delinquent City real estate taxes as it is prescribed by the statutes of the State of Missouri for the collection of delinquent county real estate taxes, including all necessary sales of real estate. City personal property taxes shall, before the expiration of the statutes of limitation, be certified by the County Collector to the City Attorney of the City, who shall institute and prosecute such suites.
6. One percent (1.0%) of all ad valorem taxes collected by the County on behalf of the City shall be withheld as provided for in Section 137.720, RSMo, for the County Assessment Fund. Additionally, one-half of one percent (.50%) of all ad valorem taxes collected by the County on behalf of the City shall be withheld as provided for in Section 137.720.3, RSMo, for the County Assessment Fund effective July 1 2009. This half percent is capped at \$75,000 and the encumbrance of withholding is equally imposed on all taxing entities. These percentages will remain as noted unless the Missouri State Legislature directs them to change.

7. That the City of Fulton, Missouri, may at least once a month, so as not to interfere with the orderly business of the County Collector's Office, inspect and audit the books for the County Collector pertaining to the collection of municipal taxes.
8. That the term of this contract shall begin upon signing and continue through June, 2024, unless sooner changed by operation of law, or by either party giving written notice sixty days before the anniversary date of the contract that they intend to terminate the relationship.
9. That upon termination of this contract, the County Collector shall make available to the City of such tax records as may be necessary to enable the City to collect the current year's real, personal property and vehicle license taxes, as well as delinquent real and personal property taxes as may be carried on the books of County Collector at the time of termination.
10. The County Collector shall furnish additional bond in such amount as may be agreed upon by the Callaway County Commission and City of Fulton.

IN WITNESS WHEREOF, the parties hereto have set their respective hands and seals the day and year first above written.

CITY OF FULTON, A Municipal Corporation

BY: _____ Steve F. Myers, Mayor

ATTEST: _____ Kathie Ratliff, City Clerk

CALLAWAY COUNTY

BY: _____

Gary Jungermann, Presiding Commissioner

CALLAWAY COUNTY COLLECTOR

BY: _____

Sarah Gladman, Callaway County Collector

ATTEST: _____

Ronda Miller, Callaway County Clerk

BILL NUMBER 1682

ORDINANCE NUMBER _____

AN ORDINANCE RECLASSIFYING, UNDER THE ZONING CODE, AN UNIMPROVED 23.18 ACRE TRACT OF LAND LOCATED ON NORTH SIDE OF TENNYSON ROAD, JUST SOUTH OF WILLOW CREEK SUBDIVISION (WILLOW CREEK SOUTH) IN FULTON, MISSOURI, AND ESTABLISHING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FULTON, MISSOURI AS FOLLOWS:

SECTION ONE: That the unimproved 23.18 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from after the effective date of this ordinance, shall be re-classified from its present zoning designation A-1 Agriculture District to R-2, Residential.

(A full legal description is attached hereto and marked as "Exhibit A").

SECTION TWO: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION THREE: That this ordinance shall be in full force and effect after its passage by the Council and approval by the Mayor.

READ THREE TIMES AND PASSED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers
Mayor

ATTEST:

Kathie Ratliff
City Clerk

23.18 AC. TRACT

A tract of land being part of the South Half of the Southwest Quarter of Section 20, Township 47 North, Range 9 West, City of Fulton, Callaway County, Missouri and being described as follows:

Commencing at an old iron rod at the South Quarter corner of Section 20; thence along the South line of Section 20 and the North line of Tennyson Road, North 88°-42' West 420.74 feet to the place of beginning of the said tract of land; thence North 88°-42' West 1204.92 feet; thence North 28°-35' West 281.95 feet; thence North 16°-38' West 430.12 feet; thence along the South line of Paul Herring Subdivision No. 12, as shown in Plat Book 5 Page 87 of the Callaway County records, South 88°-50' East 51.52 feet to an old iron rod; thence along the South line of Fulton Commons Plat 2, as shown in Plat Book 2 Page 257 and the South line of Willow Creek Plat Two, as shown in Plat Book 9 Page 286 of the Callaway County records, South 88°-39' East 1670.73 feet; thence South 01°-11' West 336.88 feet; thence South 39°-09' West 399.40 feet to the place of beginning and containing 23.18 acres, more or less. As shown on survey by Larry P. Bade, Missouri Professional Surveyor No. 1434, during March and April of 2023.

BILL NUMBER 1683

ORDINANCE NUMBER _____

AN ORDINANCE RECLASSIFYING, UNDER THE ZONING CODE, AN UNIMPROVED 4.92 ACRE TRACT OF LAND LOCATED ON NORTH SIDE OF TENNYSON ROAD, JUST SOUTH OF WILLOW CREEK SUBDIVISION (WILLOW CREEK SOUTH) IN FULTON, MISSOURI, AND ESTABLISHING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FULTON, MISSOURI AS FOLLOWS:

SECTION ONE: That the unimproved 4.92 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from after the effective date of this ordinance, shall be re-classified from its present zoning designation A-1, Agriculture to C-2, Commercial.

(A full legal description is attached hereto and marked as "Exhibit A").

SECTION TWO: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION THREE: That this ordinance shall be in full force and effect after its passage by the Council and approval by the Mayor.

READ THREE TIMES AND PASSED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers
Mayor

ATTEST:

Kathie Ratliff
City Clerk

4.92 AC. TRACT

A tract of land being part of the South Half of the Southwest Quarter of Section 20, Township 47 North, Range 9 West, City of Fulton, Callaway County, Missouri and being described as follows:

Commencing at an old iron rod at the South Quarter corner of Section 20; thence along the South line of Section 20 and the North line of Tennyson Road, North 88°-42' West 1625.66 feet to the place of beginning of the said tract of land; thence North 88°-42' West 115.38 feet to an iron rod; thence along the North line of Tennyson Road with a curve to the right, said curve having a radius of 670.00 feet and a chord of North 60°-01' West 364.59 feet to an iron rod; thence North 44°-14' West 322.71 feet to an iron rod; thence along the East line of a tract of land described in Book 453 Page 219 of the Callaway County records, North 45°-09' East 349.75 feet to an old iron rod; thence along the South line of Paul Herring Subdivision No. 12, as shown in Plat Book 5 Page 87 of the Callaway County records, South 88°-50' East 150.34 feet; thence South 16°-38' East 430.12 feet; thence South 28°-35' East 281.95 feet to the place of beginning and containing 4.92 acres, more or less. As shown on survey by Larry P. Bade, Missouri Professional Surveyor No. 1434, during March and April of 2023.

BILL NUMBER 1684

ORDINANCE NUMBER _____

AN ORDINANCE RECLASSIFYING, UNDER THE ZONING CODE, AN UNIMPROVED 3.51 ACRE TRACT OF LAND LOCATED ON NORTH SIDE OF TENNYSON ROAD, JUST SOUTH OF WILLOW CREEK SUBDIVISION (WILLOW CREEK SOUTH) IN FULTON, MISSOURI, AND ESTABLISHING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FULTON, MISSOURI AS FOLLOWS:

SECTION ONE: That the unimproved 3.51 Ac tract of land located on north side of Tennyson Road, just south of Willow Creek Subdivision (Willow Creek South) in Fulton, Missouri, from after the effective date of this ordinance, shall be re-classified from its present zoning designation A-1, Agriculture to C-2, Commercial.

(A full legal description is attached hereto and marked as "Exhibit A").

SECTION TWO: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION THREE: That this ordinance shall be in full force and effect after its passage by the Council and approval by the Mayor.

READ THREE TIMES AND PASSED THIS _____ DAY OF _____, 2023.

Steve F. Myers
President of the Council

APPROVED THIS _____ DAY OF _____, 2023.

Steve F. Myers
Mayor

ATTEST:

Kathie Ratliff
City Clerk

3.51 AC. TRACT

A tract of land being part of the South Half of the Southwest Quarter of Section 20, Township 47 North, Range 9 West, City of Fulton, Callaway County, Missouri and being described as follows:

Beginning at an old iron rod at the South Quarter corner of Section 20; thence along the South line of Section 20 and the North line of Tennyson Road, North 88°-42' West 420.74 feet; thence North 39°-09' East 399.40 feet; thence North 01°-11' East 336.88 feet; thence along the South line of Willow Creek Plat Two, as shown in Plat Book 9 Page 286 of the Callaway County records, South 88°-39' East 175.00 feet to an old iron pipe; thence along the East line of the Southwest Quarter, South 01°-11' West 652.09 feet to the place of beginning and containing 3.51 acres, more or less. As shown on survey by Larry P. Bade, Missouri Professional Surveyor No. 1434, during March and April of 2023.