

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, ENACTING NEW SECTIONS 112.010 THROUGH 112.040 DEALING WITH THE LAKE OZARK-OSAGE BEACH JOINT SEWER TREATMENT PLANT AND JOINT SEWER BOARD AND RATIFYING ALL PRIOR ACTIONS TAKEN BY CITY REPRESENTATIVES TO THE JOINT SEWER BOARD..

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

Section 1. There is hereby enacted a new Sections 112.010 through 112.040 numbered and titled as follows:

Section 112.010 Purpose

The purpose of this ordinance is to provide the representation to the Joint Board of the Lake Ozark-Osage Beach Sewage Treatment Plant as described in the By Laws for the Lake Ozark-Osage Beach Joint Sewer Board and the Agreement for Joint Design, Construction, Ownership, Operation and Maintenance of The Lake Ozark-Osage Beach Sewage Treatment Plant signed March 7, 1984.

Section 112.020 Members

Osage Beach will have 4 members representing the City on the Lake Ozark-Osage Beach Sewage Treatment Plant Board herein referred to as "Joint Sewer Board."

The Mayor and the Public Works Operations Manager will serve as members of the Joint Sewer Board as virtue of their positions.

Section 112.030 Appointed Members

There will be (1) Alderman l appointed by the Mayor and approved by the Board of Alderman to serve a one year term on the Lake Ozark-Osage Beach Joint Sewer Board to representing the City of Osage Beach. This appointment to be made at the first meeting in May.

There will be one (1) City staff personnel appointed by the Mayor and approved by the Board of Alderman to serve a three year term on the Lake Ozark-Osage Beach Joint Sewer Board to representing the City of Osage Beach. This appointment to be made at the first meeting in May as required.

Section 112.040 Vacancy's

The Mayor shall fill any vacancy that occurs on the Joint Sewer Board by the same manner as outlined in Section 112.030.

Section 2. Ratification of Prior Actions

In all other respects, all actions taken or done by any representative of the city serving on the Joint Sewer Board, and the appointment of any such representative, at any time between the adoption of the Agreement for Joint Design Construction Ownership Operation and Maintenance of the Lake Ozark, Osage Beach Joint Sewer Treatment Plant on March 7th 1984, and the date of the adoption of this ordinance, are hereby ratified and reaffirmed by the Board of Alderman on behalf of the city.

Section 3. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgment or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 4. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 5. That this Ordinance shall be in full force and effect from and after the date of passage and approval of the Mayor.

READ FIRST TIME: September 15, 2022 READ SECOND TIME: October 6, 2022

I hereby certify that Ordinance No.22.65 was duly passed on October 6, 2022 by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6	Nays: 0
Abstentions: 0	Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

October 6, 22
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker
Edward B. Rucker, City Attorney

I hereby approve Ordinance No.22.65.

Michael Harrison
Michael Harrison, Mayor

October 6, 2022
Date

Tara Berreth
Tara Berreth, City Clerk