

1 **FLOOR SUBSTITUTE BOARD BILL NO. 190 INTRODUCED BY:**
2 **ALDERMAN JOSEPH RODDY, PRESIDENT LEWIS E. REED,**
3 **ALDERWOMAN LYDA KREWSON, ALDERMAN JOSEPH VACCARO,**
4 **ALDERMAN SAMUEL MOORE, ALDERMAN FREEMAN BOSLEY, SR.,**
5 **ALDERMAN GREGORY CARTER, ALDERMAN STEPHEN CONWAY,**
6 **ALDERWOMAN PHYLLIS YOUNG, ALDERMAN LARRY ARNOWITZ,**
7 **ALDERWOMAN JENNIFER FLORIDA, ALDERWOMAN DONNA BARINGER,**
8 **ALDERMAN CRAIG SCHMID, ALDERMAN ANTONIO FRENCH,**
9 **ALDERMAN JEFFREY L. BOYD, ALDERMAN SHANE COHN, ALDERMAN**
10 **FRANK WILLIAMSON, ALDERMAN SCOTT OGILVE, ALDERMAN**
11 **CHARLES QUINCY TROUPE, ALDERWOMAN DIONNE FLOWERS,**
12 **ALDERWOMAN MARLENE DAVIS**

13
14 An Ordinance recommended by the Board of Estimate and Apportionment
15 authorizing and directing the Comptroller to issue various Requests for Proposal to secure
16 bond counsel, financial advisors, underwriters, underwriters' counsel and any other
17 professional services necessary to prepare documents required to issue the Bonds, in the
18 manner and amounts provided below; authorizing and directing the City to take action to
19 prepare to issue and sell its City Revenue Bonds in an aggregate principal amount of
20 approximately \$34,000,000 to allow for the planting of trees and other landscape
21 materials in the City right of way and for long-lasting, essential capital improvements to
22 City Parks (other than Forest Park) as provided herein, and authorizing and directing the
23 St. Louis Municipal Finance Corporation to issue and sell the Forest Park Bonds in an
24 aggregate principal amount of not to exceed \$30,000,000 for the improvement of Forest
25 Park, all for the general welfare, safety and benefit of the citizens of the City; prescribing
26 other matters relating thereto; and authorizing and directing the taking of other actions,

November 18, 2011

Page 1 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 and approval and execution of other documents as necessary or desirable to carry out and
2 comply with the intent hereof; and containing a Severability Clause.

3 WHEREAS The City of St. Louis and its citizens will benefit from park improvements in
4 parks City-wide, including Forest Park; and

5 WHEREAS, pursuant to Section 94.577 of the Revised Statutes of Missouri, and
6 Ordinance 62885, the voters of the City on August 3, 1993, approved the collection of a
7 one-half cent capital improvements sales tax for the purpose of funding capital
8 improvements, including the operation and maintenance of capital improvements; and

9 WHEREAS, pursuant to Ordinance No. 60416, as amended by Ordinance No. 61250, the
10 City has established a special trust fund known as the “Capital Improvements Sales Tax
11 Trust Fund” to be used to fund capital improvements from, among other sources, a capital
12 improvements sales tax; and

13 WHEREAS, pursuant to Ordinance 62885, 17% of the Capital Improvement Sales Tax
14 Trust Funds are dedicated to “Major Parks” and then further divided into subaccounts
15 based on relative acreage of such Major Parks; as a result of which 10.421% (61.3% of
16 the 17%) of the proceeds of the Capital Improvement Sales Tax is dedicated to Forest
17 Park and of which 6.579% (38.7% of the 17%) of the proceeds of the Capital
18 Improvements Sales Tax is applied to the other Major Parks; and

November 18, 2011

Page 2 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 WHEREAS, pursuant to Sections 67.1700 to 67.1769 of the Revised Statutes of
2 Missouri, and Ordinance 64994, the voters of the City in November, 2000, approved the
3 collection of a one-tenth of one cent sales tax on all retail sales made in the City of St.
4 Louis for the purpose of funding the creation, operation and maintenance of a
5 Metropolitan Park and Recreation District; and

6 WHEREAS, pursuant to Ordinance 64994, 40% of City's 50% share of the Metropolitan
7 Park and Recreation District tax shall be applied to the "Major Parks" and then further
8 divided based on relative acreage of such Major Parks; as a result of which 24.5% (61.3%
9 of the 40%) of the City's share of the proceeds of the Metropolitan Parks and Recreation
10 District tax is dedicated to Forest Park and 15.5% (38.7% of the 40%) of the City's share
11 of the proceeds of the Metropolitan Parks and Recreations District tax is dedicated to
12 other Major Parks – the remaining 60% of the 50% share of the Metropolitan Park and
13 Recreation District tax shall be applied to the City-wide Parks; and

14 WHEREAS, pursuant to Ordinance 67477, \$1,200,000 of General Fund revenue that is
15 deposited in the Neighborhood Park Fund and dedicated annually to neighborhood parks
16 throughout the City; and

November 18, 2011

Page 3 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 WHEREAS, Chapter 5.74 of the City Code requires that certain revenues earned in
2 Forest Park be held in the “Forest Park Fund” created and existing pursuant to Ordinance
3 51336 and used for capital improvements to Forest Park; and

4 WHEREAS the Board of Aldermen is responsible for approving budgets for the City and
5 is desirous of making a commitment of budget resources commencing in FY 2013 and
6 thereafter to support the design and construction of park improvements in parks City-
7 Wide, including Forest Park, in order to address deferred maintenance and other
8 important capital improvements, through the issuance of the City Revenue Bonds secured
9 by: (i) a portion of the Capital Improvement Sales Tax Trust Fund, (ii) a portion of the
10 Metropolitan Parks and Recreations District tax, and (iii) \$1,200,000 of Neighborhood
11 Parks Fund general revenue funding annually, and through the issuance of the Forest Park
12 Bonds secured by (i) a portion of the Capital Improvement Sales Tax Trust Funds, (ii) a
13 portion of the Metropolitan Parks and Recreations District tax, and (iii) Forest Park
14 Earned Revenue; and

15 WHEREAS, all bonds, including the proposed Bonds must obtain a positive
16 recommendation of the Board of Estimate and Apportionment; and

17 WHEREAS the City desires to issue Bonds for the purposes set forth herein;

November 18, 2011

Page 4 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 **NOW THEREFORE BE IT ORDAINED BY THE CITY OF ST. LOUIS AS**
2 **FOLLOWS:**

3 **SECTION ONE. Definitions.** The following terms when used herein shall have the
4 meaning set forth in this Section One:

5 “Bonds” shall mean collectively the City Revenue Bonds and the Forest Park Bonds;

6 “Capital Improvement Sales Tax Trust Fund” - pursuant to Section 94.577, Revised
7 Statutes of Missouri, the voters of the City on August 3, 1993, approved the collection of
8 a one-half cent capital improvements sales tax for the purpose of funding capital
9 improvements, including the operation and maintenance of capital improvements and by
10 Ordinance No. 60416, as amended by Ordinance No. 61250, the Board of Aldermen of
11 the City has established a special trust fund known as the “Capital Improvements Sales
12 Tax Trust Fund” to be used to fund capital improvements from, among other sources, a
13 capital improvements sales tax;

14 “City Parks” shall mean City-Wide Parks and Major Parks;

15 “City Revenue Bonds” shall mean the City’s revenue bonds issued in an aggregate
16 principal amount of approximately \$34,000,000 for the design, construction, renovation,
17 equipping and installation of site furnishings and improvements for City Parks (other than
18 Forest Park);

November 18, 2011

Page 5 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 “City-Wide Parks” shall mean the neighborhood parks to be funded pursuant to
2 Ordinances 64994 and 67447;
3 “Corporation” shall mean the St. Louis Municipal Finance Corporation;
4 “Forest Park” shall mean the approximately 1293.22-acre park bounded generally by
5 Lindell on the North, Kingshighway and Euclid on the East, I-64/40 on the South and
6 Skinker on the West;
7 “Forest Park Bonds” shall mean Subordinate Forest Park Leasehold Revenue
8 Improvement Bonds (City of St. Louis, Missouri, Lessee) in an aggregate principal
9 amount of approximately \$30,000,000 for the design, construction, renovation, equipping
10 and installation of site furnishings and improvements for Forest Park ;
11 “Forest Park Earned Revenue” - Chapter 5.74 of the City Code requires that certain
12 revenues earned in Forest Park be held in the “Forest Park Fund” created and existing
13 pursuant to Ordinance 51336 and used for capital improvements to Forest Park;
14 “Major Parks” shall mean Carondelet, Fairground, Forest, O’Fallon, Tower Grove and
15 Willmore Parks;
16 “Metropolitan Park and Recreation District tax” - pursuant to Sections 67.1700 to
17 67.1769 of the Revised Statutes of Missouri, the voters of the City in November, 2000,
18 approved the collection of a one-tenth of one cent sales tax on all retail sales made in the

November 18, 2011

Page 6 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 City of St. Louis for the purpose of funding the creation, operation and maintenance of a
2 Metropolitan Park and Recreation District;
3 “Neighborhood Parks general revenue funding” - \$1,200,000 of General Fund Revenue
4 which pursuant to Ordinance 67477 is deposited in the Neighborhood Parks Fund and
5 dedicated annually to neighborhood parks;
6 “Request for Proposals” shall mean the process for selection of advisors as set forth in
7 Ordinances 64102 and 65109 and Section 3.97 of the City Code.

8 **SECTION TWO.** Seek Services via Requests for Proposal. Upon the recommendation
9 of the Board of Estimate and Apportionment, the Office of the Comptroller is hereby
10 authorized and directed to issue and establish the necessary selection committee in
11 accordance with Ordinances 64102 and 65109 and Section 3.97 of the Code, and draft
12 and issue Requests for Proposal in order to secure bond counsel, financial advisors,
13 underwriters, underwriters counsel and any other professional services necessary to
14 prepare documents required to issue the Bonds.

15 **SECTION THREE.** Issue Bonds.

16 (a) Upon the recommendation of the Board of Estimate and Apportionment, the City
17 Revenue Bonds will be offered for long-lasting, essential capital improvements to all City
18 parks (other than Forest Park) and tree-planting within the public right of way in the
19 approximate amount of thirty-four million dollars. The City Revenue Bonds will fund

November 18, 2011

Page 7 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 the City-Wide Park Capital Program and intends to secure the City Revenue Bonds with
2 seventy-five percent of the amounts generated annually by each of the following three
3 sources: (i) 6.579% of the Capital Improvement Sales Tax Trust Fund, (ii) 15.5% of the
4 Metropolitan Parks and Receptions District tax, and (iii) \$1,200,000 of Neighborhood
5 Parks Fund general revenue funding annually. The City remaining twenty-five percent of
6 the amounts generated by the three sources referenced in the prior sentence and any
7 amount in excess of what is necessary to fund payments on the City Revenue Bonds will
8 be held in the Park Maintenance account and may be applied by the Department of Parks,
9 Recreation & Forestry for capital repairs and related expenses.

10 (b) Upon the recommendation of the Board of Estimate and Apportionment, the
11 separate bond issue of the Forest Park Bonds will be issued by the Corporation for long-
12 lasting, essential capital improvements in Forest Park in the approximate amount of thirty
13 million dollars, will be purchased by Forest Park Forever and will be secured by: (i)
14 10.421% of the Capital Improvement Sales Tax Trust Funds, (ii) 24.5% of the
15 Metropolitan Parks and Receptions District tax, and (iii) all Forest Park Earned
16 Revenue.

17 **SECTION FOUR.** Application of proceeds of City Revenue Bonds and Forest Park
18 Bonds. Upon the recommendation of the Board of Estimate and Apportionment, the
19 proceeds of the City Revenue Bonds and Forest Park Bonds will be applied as follows:

November 18, 2011

Page 8 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 (a) City Revenue Bonds: Proceeds of the City Wide Park Capital Program and City
2 Revenue Bonds will be distributed based upon the following formula - One Million
3 Dollars will be used to pay for the cost of planting trees and other landscape
4 improvements within the public right of way with this One Million Dollars being divided
5 equally among the 28 wards providing approximately \$35,700/ward. The balance of the
6 City Revenue Bonds, net of cost of issuance and any necessary reserves, in the amount of
7 approximately thirty-three million dollars will be used only for long-lasting, essential
8 capital improvement projects which are set forth on Exhibit A (the “City Wide Park
9 Capital Program”); the current anticipated allocation of the Bond proceeds amongst the
10 City Parks (other than Forest Park) is set forth on Exhibit B. Additional long-lasting,
11 essential capital improvement projects may be added to Exhibit A only when
12 recommended by the Director of Parks and approved by the Board of Public Service. As
13 part of the annual budget preparation process, the Director of the Department of Parks
14 shall submit to the Budget Division recommendations for the specific long-lasting,
15 essential capital improvement projects to be funded by the City Wide Park Capital
16 Program with the proceeds of the City Revenue Bonds; provided said recommendation
17 shall be approved by resolution of the Parks and Environmental Matters prior to the
18 submission to the Budget Division. The recommended projects by the Director of Parks
19 must be applied to long-lasting, essential capital improvements, address some of the

November 18, 2011

Page 9 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 City's most significant deferred maintenance in the City parks, result in increased use and
2 value of parks to the most citizens, and have the effect of reducing operating expenses of
3 the Parks Department on an ongoing basis. The Director's proposal shall both identify
4 the proposed long-lasting, essential capital improvement projects and present an
5 evaluation of how those proposed projects address the above selection criteria.

6 (b) Forest Park Bonds. Proceeds of the Forest Park Bonds will be applied to long-
7 lasting, essential capital improvements as set forth in the Maintenance Cooperation
8 Agreement as set forth in Ordinance _____ [Board Bill No. _____] and the Bond
9 Purchase Agreement between the Corporation and Forest Park Forever approved as set
10 forth in Section Three(b) above. All costs of issuance of the Forest Park Bonds shall be
11 paid by Forest Park Forever upon issuance of the Forest Park Bonds. The terms of the
12 Maintenance Cooperation Agreement and the Forest Park Bonds shall require that the
13 annual operating budget shall require funding of at least \$500,000 for emergency capital
14 repairs and other unanticipated capital needs as set forth in Section 16.D. of the
15 Maintenance Cooperation Agreement. The terms of the documents authorizing and
16 creating the Forest Park Bonds shall provide that the remedies for any failure by the City
17 to pay on the Forest Park Bonds shall not include any transfer of ownership or leasehold
18 interest in Forest Park.

November 18, 2011

Page 10 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 **SECTION FIVE. Findings and Determinations.** Upon the recommendation of the
2 Board of Estimate and Apportionment, the Board of Aldermen hereby finds and
3 determines as follows:

4 a. It is in the best interest of the City to issue the City Revenue Bonds, secured by
5 seventy-five percent of the amounts generated annually by each of the following three
6 sources: (i) 6.579% of the Capital Improvement Sales Tax Trust Fund, (ii) 15.5% of the
7 Metropolitan Parks and Receptions District tax, and (iii) \$1,200,000 of Neighborhood
8 Parks Fund general revenue funding annually. The remaining twenty-five percent of the
9 amounts generated by the three sources referenced in the prior sentence and any amounts
10 in excess of what is necessary to fund payments on the City Revenue Bonds will be held
11 in the Park Maintenance account and may be applied by the Department of Parks,
12 Recreation & Forestry for capital repairs and related expenses.

13 b. It is in the best interest of the City to authorize and direct the Corporation to issue
14 the Forest Park Bonds secured by: : (i) 10.421% of the Capital Improvement Sales Tax
15 Trust Funds, (ii) 24.5% of the Metropolitan Parks and Receptions District tax, and (iii)
16 all Forest Park Earned Revenue.

17 c. The issuance by the City of the City Revenue Bonds and the sale and delivery
18 thereof is necessary and desirable for the City.

November 18, 2011

Page 11 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 d. The issuance by the Corporation of the Forest Park Bonds, and the sale and
2 delivery thereof through a negotiated sale of said Forest Park Bonds to Forest Park
3 Forever is necessary and desirable for the City

4 **SECTION SIX. Further Authority.** The Mayor and the Comptroller or their designated
5 representatives, with the advice and concurrence of the City Counselor and after approval
6 by the Board of Estimate and Apportionment, are hereby further authorized and directed
7 to make any changes so long as such changes are consistent with the intent, language and
8 provisions of this Ordinance and necessary and appropriate in order to carry out the
9 matters herein authorized with no such further action of the Board of Aldermen necessary
10 to authorize such changes by the Mayor and the Comptroller or their designated
11 representatives.

12 **SECTION SEVEN. Severability.** It is hereby declared to be the intention of the Board of
13 Aldermen that each and every part, section and subsection of this Ordinance shall be
14 separate and severable from each and every other part, section and subsection hereof and
15 that the Board of Aldermen intends to adopt each said part, section and subsection
16 separately and independently of any other part, section and subsection. In the event that
17 any part, section or subsection of this Ordinance shall be determined to be or to have
18 been unlawful or unconstitutional, the remaining parts, sections and subsections shall be
19 and remain in full force and effect, unless the court making such finding shall determine

November 18, 2011

Page 12 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis

1 that the valid portions standing alone are incomplete and are incapable of being executed
2 in accord with the legislative intent.

3 **SECTION EIGHT.** Governing Law. This Ordinance shall be governed exclusively by
4 and construed in accordance with the applicable laws of the State of Missouri.

5 **SECTION NINE.** Conflict. All ordinances or parts of ordinances in conflict with the
6 provisions of this Ordinance are hereby repealed.

7

November 18, 2011

Page 13 of 13

F.S. Board Bill #190

Sponsored by Alderman Joseph Roddy, President
Lewis E. Reed, Alderwoman Lyda Krewson, Alderman Joseph Vaccaro, Alderman
Samuel Moore, Alderman Freeman Bosley, Sr., Alderman Gregory Carter, Alderman
Stephen Conway, Alderwoman Phyllis Young, Alderman Larry Arnowitz, Alderwoman
Jennifer Florida, Alderwoman Donna Baringer, Alderman Craig Schmid, Alderman
Antonio French, Alderman Jeffrey L. Boyd, Alderman Shane Cohn, Alderman Frank
Williamson, Alderman Scott Ogilvie, Alderman Charles Quincy Troupe, Alderwoman
Dionne Flowers, Alderwoman Marlene Davis