

FIRST REGULAR SESSION

SENATE BILL NO. 209

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WALLINGFORD.

Pre-filed December 16, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0904S.011

AN ACT

To repeal section 88.700, RSMo, and to enact in lieu thereof one new section relating to protests of road improvements in cities of the fourth classification.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 88.700, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 88.700, to read as follows:

88.700. When the board of aldermen shall deem it necessary to pave,
2 macadamize, gutter, curb (when such is set out in the street beyond the sidewalk)
3 or otherwise improve any street, avenue, alley or other highway, or any part
4 thereof, within the limits of the city for which a special tax is to be levied as
5 herein provided, the board of aldermen shall, by resolution, declare the work or
6 improvements necessary to be done, and cause the resolutions to be published in
7 some newspaper published in the city for seven consecutive insertions in a daily
8 paper or two consecutive insertions in a weekly paper. If a majority of the owners
9 of the property liable to taxation therefor[, residing in the city at the date of the
10 passage of such resolution,] shall not, within ten days from the date of the last
11 insertion of the resolution, file with the city clerk their protest against, then the
12 board of aldermen may cause the improvements to be made, and to contract
13 therefor, and to levy the tax as herein provided. The findings of the board that
14 a majority of such owners have not filed protest shall be conclusive and final. No
15 publication shall be necessary for the making of any sidewalks, but upon the
16 petition of any ten citizens of the city the board of aldermen may make contracts
17 for the construction of sidewalks, including grading therefor, with or without
18 curbing, along any street, avenue or other public highway, or any part thereof
19 whatever. The contract shall be let to the lowest and best bidder, upon plans and

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 specifications filed therefor by the city engineer or other officer designated by the
21 board of aldermen, with the city clerk, not less than one week's advertisement for
22 bids thereupon being made in some newspaper published in the city. When upon
23 proper advertisement no bid is received, the board of aldermen may proceed as
24 provided in section 88.826.

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Unofficial

Bill

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