

**ORDINANCE #66371**  
**Board Bill No. 181**  
**Committee Substitute**

An ordinance apportioning the final costs of the Ellenwood Neighborhood Improvement District street improvements; assessing the final costs of the improvements as special assessments against the parcels described in the assessment roll and appropriating from Capital Fund 1212 a sum not to exceed One Million One Hundred Thousand Dollars to reimburse the City of Clayton, as project manager, for the initial costs of construction, as provided by Article III of the Intergovernmental Cooperation Agreement.

Whereas, the Ellenwood Subdivision Neighborhood Improvement District was previously created for the purpose of making street improvements within the District; and

Whereas, following a public hearing on the preliminary plans and specifications and the proposed assessment roll and the advertisement for bids, the Board of Aldermen approved the construction of said improvements; and

Whereas, construction of the improvements for the Ellenwood Neighborhood Improvement District is complete and the final cost for such project has been calculated; and

Whereas, the final cost of the project is \$1,048,473.80 which is well below the estimated project cost set forth in the original Petition by the residents of the District;

**BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

**SECTION ONE.** Pursuant to Section 67.463.2 RSMo., this body hereby apportions the final cost of the Ellenwood Subdivision Neighborhood Improvement District street improvement project among the properties benefitted by such improvements in accordance with the method of assessment set forth in the original Petition filed by the residents of the District and the ordinances relating to the District. The apportionment of the final cost of the project is shown on the Assessment Roll, attached hereto as Exhibit I and made a part of this ordinance by reference.

**SECTION TWO.** Pursuant to Section 67.463.2 RSMo, the final cost of the improvement is assessed as a special assessment proportionately against the parcels described in the assessment roll (Exhibit 1).

**SECTION THREE.** In accordance with the terms of the Intergovernmental Cooperation Agreement relating to the formation and administration of the Ellenwood Neighborhood Improvement District, the City of Clayton, as project manager, is hereby instructed to prepare appropriate notices required by Section 67.463.3 RSMo. Those notices shall set forth a description of the parcel of real property to be assessed which is owned by such owner, the special assessment assigned to such property and a statement that the property owner may pay such assessment in full, together with interest accrued thereon from the effective date of this ordinance, on or before the 30<sup>th</sup> day following the date of the notice. The Collector of Revenue is directed to mail the notice to each property with the portion of the District which lies in the City.

**SECTION FOUR.** Those special assessments which are paid in substantially equal annual installments shall bear interest at a rate of five percent (5%) per annum. Pursuant to Section 67.463.4 RSMo., interest on the assessment between the effective date of this ordinance and the date of the first installment is payable shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

**SECTION FIVE.** This body hereby appropriates from the Capital Fund 1212 the sum not to exceed One Million One Hundred Thousand Dollars to reimburse the City of Clayton, as project manager, for the initial costs of construction, as provided by Article III of the Intergovernmental Cooperation Agreement. Those special assessments, including interest, collected by the Collector of Revenue from the properties benefitted and assessed by the Ellenwood Neighborhood Improvement District shall be paid into the Capital Fund 1212.

**Approved: July 31, 2004**