

**CITY OF LAKE OZARK, MISSOURI**  
**A Missouri Municipality of the 4th Class**

**BILL NO.: 2023-02**

**ORDINANCE NO.: 2023-02**

***AN ORDINANCE AUTHORIZING ACCEPTANCE OF THE CONVEYANCE  
OF A PERMANENT SEWER EASEMENT TO THE CITY OF LAKE OZARK,  
AUTHORIZING ITS RECORDATION, AND FOR FURTHER AUTHORITY  
IN CONNECTION THEREWITH***

**WHEREAS**, Henry Huebner, (known as “Grantor” hereinafter) is the owner of a parcel of real property (known as “Huebner Property” hereinafter) legally described in Exhibit 1 attached hereto and incorporated herein, located within the confines of the City of Lake Ozark (known as “City” hereinafter), Miller County, Missouri; and

**WHEREAS**, the City owns and operates a public sewer utility, which part of such system is located over, under, through and across the Huebner Property; and

**WHEREAS**, Grantor has agreed to convey to the City, upon payment of the sum of \$10.00 (ten dollars), a permanent easement as fully described in the aforementioned Exhibit 1 for the construction, reconstruction, operation, maintenance, inspection, replacement, removal, and repair of the water line that is situated over, under, through or across the Huebner Property; and

**WHEREAS**, the Board of Aldermen of the City of Lake Ozark has determined that it would be in the best interest of the City and its citizens to authorize the acceptance of the conveyance of the easement from Grantors.

**NOW, THEREFORE, BE IT BE ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF LAKE OZARK, MISSOURI AS FOLLOWS:**

**Section 1. Authorization and Approval of Agreement.** The Board of Aldermen hereby authorizes the City Administrator to make payment to the Grantor the sum of \$10.00 (ten dollars), and upon execution of the Easement by Grantor, accept the conveyance of the Sewer Easement from Grantor in substantially the form attached hereto as Exhibit 1. The City Clerk of the City is directed to file for record the Easement in the Office of the Recorder of Deeds in and for Miller County, Missouri.

**Section 2. Execution of Agreement.** The City Administrator is hereby authorized to pay such reasonable costs of the transaction as may be necessary, including the costs of surveying and recording the Easement.

**Section 3. Further Authority.** The City, its officers, employees and agents are hereby authorized and directed to, take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this ordinance and to carry out, comply with and perform the duties of the City with respect to the aforementioned Easement.

**Section 4. Effective Date.** This ordinance shall take effect and be in full force immediately after its adoption by the Board of Aldermen of the City of Lake Ozark.

**First Reading:** January 24, 2023

**Second Reading:** February 14, 2023

**DULY READ AND APPROVED THIS 23rd DAY OF FEBRUARY 2023.**

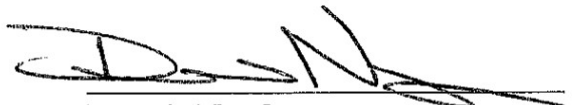
|                   |     |
|-------------------|-----|
| Alderman Watts    | Aye |
| Alderman Jackson  | Aye |
| Alderman Wright   | Aye |
| Alderman Neels    | Aye |
| Alderman Ridgely  | Aye |
| Alderman Thompson | Aye |

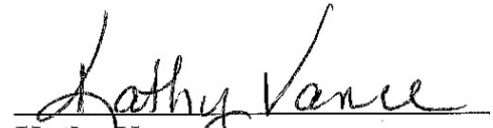
**APPROVE:**

**ATTEST:**

**MAYOR:**

**CITY CLERK:**

  
Dennis Newberry

  
Kathy Vance





