

# City of Willow Springs

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## Regular Council Meeting AGENDA

Thursday, May 18, 2023

City Hall Council Chambers

Open Session at 5:30 pm and Closed Session to Follow

**I. CALL TO ORDER**

Announcement of Quorum  
Approval of Agenda

**II. CONSENT AGENDA**

Approval of Minutes (RM 4/18)	pg. 02
Approval of Bills for Payment	pg. 07
Receipt of Financial Reports	pg. 10
YMCA, Department Head's & Board's Reports	pg. 18

**III. EXISTING BUSINESS**

A. 104 E Main Building Discussion	
B. Past Due Business Licenses	pg. 21
C. Distracted Driving Update	pg. 22

**IV. NEW BUSINESS**

A. Robert Rackley Retirement Recognition  
B. City Bank Accounts  
C. Public and Media Questions

**V. EXECUTIVE SESSION PURSUANT TO 610.021 FOR (1) LEGAL, (2) REAL ESTATE, OR (3) PERSONNEL, IF NEEDED**

# City of Willow Springs

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**Regular Council Meeting**  
Tuesday, April 18, 2023  
City Hall Council Chambers, 5:30 pm

## PUBLIC HEARING

### Setback Variance for 328 E Fourth, 505 N Grand, and 507 N Grand:

Mayor Fair opened the public hearing at 5:30 pm.

No one appeared for public comment.

Mayor Fair closed the hearing at 5:31 pm.

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**Present:** Mayor Brooke Fair, Alderman Danny Bradley, Alderman Kim Rich, Alderman David Collins, Alderman Phill Knott, City Attorney Zane Privette, City Clerk Heather Duddridge, Police Chief Wes Ellison, Building Inspector Shay Collins.

**Absent:** Assistant Police Chief Alan Lewis.

**Guest:** Dean Aye, Michael Evans, Stefanie Collins, John Martin, Kim Osborn, Amanda Mendez, Mark Snow, Matt Hobson, Kim McCormick, Josh Owens, Marty Spence.

## ANNOUNCEMENT OF QUORUM

City Clerk Heather Duddridge called the roll.

Mayor Brooke Fair opened the meeting of the Board of Alderman at 5:32 pm with a quorum present.

## AGENDA APPROVAL

**Motion by Alderman Knott, second by Alderman Rich to approve the agenda. Motion carried 4-0.**

## ELECTION RESULTS

**Approval of Certified Election Results:** Results for the April 4, 2023 municipal election were reviewed by Council. Election results were as follows:

<b>Mayor</b>		<b>Alderman Ward I</b>		<b>Alderman Ward II</b>	
Brooke Fair	88	Phill Knott	56	Danny Bradley	30
Write-In	5	Write-In	1		

**Motion by Alderman Rich, second by Alderman Collins to approve the certified April 4, 2023 election results as presented by the Howell County Election Board. Motion carried 4-0.**

**Swear in Newly Elected Officials:** City Clerk Heather Duddridge swore in the re-elected officials Brooke Fair as Mayor, Phill Knott as Alderman Ward I, and Danny Bradley as Alderman Ward II.

### **CONSENT AGENDA**

**Motion by Alderman Bradley, second by Alderman Knott to approve the Consent Agenda which included Approval of Minutes – (RM 3/16), Approval of Bills for Payment, Receipt of Financial Reports, and YMCA, Department Head’s & Board’s Reports. Motion carried 4-0.**

### **VISITORS**

**Michael Evans – Utility Billing and Late Fees:** Michael Evans appeared with concerns regarding utility bills being generated on the 30<sup>th</sup> of each month and being due by the 10<sup>th</sup> when he doesn’t receive it in the mail until the 4th or 5th, if at all. Evans also stated that this month he did not receive the initial bill, only the disconnect notice. Evans requested a policy change for the time period to pay utility bills increase to 21 days and modify the penalties from a 10% fee to either a smaller percentage or a flat rate.

City Administrator Beverly Hicks informed Evans and the Council that there are multiple ways to receive and pay utility bills. Hicks stated that customers have the option of receiving their bill by mail or email, and they may also call or come by City Hall to obtain the amount or a printed copy. Hicks further stated that customers may pay utility bills by automatic bank draft on the 10th of each month, check, cash, and credit card by phone or online. Hicks added that the current policy in place has reduced the amount of bad debt that the City carries each year from approximately \$30,000.00 to \$10,000.00.

After general discussion, Council suggested that Hicks looking further into ACH options that may be initiated by the customer through the online payment portal. No further action was taken by Council at this time.

### **EXISTING BUSINESS**

**104 E Main Building Discussion:** Dean Aye appeared on behalf of the Willow Springs Community Foundation (WSCF) to inform Council that WSCF took official ownership of the building earlier that day, and funding is now in place to secure the building. Aye stated that Gene Douglas with OKE-Thomas is overseeing design and engineering, along with J&M Engineering for a permanent fix to be shared with Base Construction. Aye further stated that the chain fencing around the building makes it more secure while awaiting construction to begin sometime between mid-May and the first part of June.

Council thanked Aye for the update and took no action at this time.

### **NEW BUSINESS**

**Setbacks Variance Recommendation from Planning & Zoning Committee:** Dean Aye with Willow Springs Community Foundation (WSCF) appeared regarding the Planning and Zoning Committee’s recommendation to grant a variance for the properties located at 328 E Fourth, 505 N Grand, and 507 N Grand. Aye informed the Council that his goal is to correct issues that

began 25 years ago with 2 houses on one plat. Aye stated that as properties begin to leave government ownership and become WSCF owned, he wants to divide those plats to reduce the difficulty in selling them and prevent issues for future owners.

**Motion by Alderman Bradley, second by Alderman Rich to read Bill No. 91-23. Motion carried 4-0 and the clerk read Bill No. 91-23.**

**BILL NO. 91-23**

**ORDINANCE NO. 1591**

**AN ORDINANCE OF THE CITY OF WILLOW SPRINGS  
REVISING THE SETBACKS FOR THE PROPERTIES LOCATED AT  
328 EAST FOURTH, 505 NORTH GRAND, AND 507 NORTH GRAND**

**Motion by Alderman Bradley, second by Alderman Knott to read Bill No. 91-23 as Ordinance No. 1591. Motion carried 4-0 and the clerk read Ordinance No. 1591.**

**BILL NO. 91-23**

**ORDINANCE NO. 1591**

**AN ORDINANCE OF THE CITY OF WILLOW SPRINGS  
REVISING THE SETBACKS FOR THE PROPERTIES LOCATED AT  
328 EAST FOURTH, 505 NORTH GRAND, AND 507 NORTH GRAND**

**Motion by Alderman Bradley, second by Alderman Knott to adopt Ordinance No. 1591. A roll call vote was taken:**

**Ayes: Bradley, Rich, Collins, Knott**

**Nays: None.**

**Surplus Items:** City Administrator Beverly Hicks informed Council that a list of items was approved for surplus in June 2022, however, the Street Department has additional items to sell.

**Motion by Alderman Rich, second by Alderman Bradley to approve the sale of additional items from the Street Department by surplus. Motion carried 4-0.**

**Past Due Business Licenses:** City Clerk Heather Duddridge informed Council that there are 7 brick and mortar businesses, along with 3 mobile vendor and home-based businesses that have not renewed their business licenses for the 2023 calendar year. Duddridge stated that there is 1 brick and mortar business that has changed ownership and contacted her last week regarding the updated documentation of such. Duddridge further stated that Council voted last year to have businesses formally served by the Police Department, giving them 10 days to obtain the license or a citation would be issued. Council unanimously agreed to move that direction again this year.

**Motion by Alderman Knott, second by Alderman Collins to formally serve businesses with past due business licenses with a 10-day letter prior to a citation being issued. Motion carried 4-0.**

**Approval of Appointments to East Main CID Board of Directors:** City Administrator Beverly Hicks informed Council that at the time of the East Main Community Improvement

District (CID) being formed where the Family Dollar/Dollar Tree is located, a board a directors was appointed and some of those directors are up for re-appointment.

**Motion by Alderman Rich, second by Alderman Bradley to approve the reappointment of Steve Rollins and Wade Guffey to the East Main CID Board of Directors with a term expiring April 15, 2027. Motion carried 4-0.**

**Pool Fees:** City Administrator Beverly Hicks informed Council that the discussion of increasing pool fees was not discussed at budget time because there were questions as to whether the waterpark would be open in the 2023 season due to issues that have now been resolved. Hicks informed Council that the daily entry fee has been \$3.00 per person and an individual season pass has been \$65.00. Hicks suggested an increase of the daily entry fee to \$4.00 per person with \$3.00 Tuesdays per person and \$2.00 night sessions per person when offered. Hicks also suggested an increase to the individual season pass to \$75.00. Hicks further stated that minimum wage has increased on three separate occasions without the pool entry fees increasing.

**Motion by Alderman Bradley, second by Alderman Collins to increase pool entry fees and individual season pass fees as suggested by City Administrator Hicks. Motion carried 4-0.**

**Court Fees:** City Administrator Beverly Hicks informed Council that Judge William T Hass is the municipal judge that has served the City of Willow Springs Municipal Court since 2005 without a significant increase during that time. Hicks provided Council with a letter from Judge Hass requesting an increase from \$650.00 to \$1200.00 monthly, which would mirror the pay he receives from the City of Mountain View and the City of West Plains. Hicks further stated that the knowledge, service, and availability Judge Hass brings to the Municipal Court is valuable to the City of Willow Springs.

**Motion by Alderman Bradley, second by Alderman Rich to approve an increase in fees paid to Judge Hass to \$1200.00 monthly. Motion carried 4-0.**

**Distracted Driving Ordinance Discussion:** Police Chief Wes Ellison expressed concern regarding distracted drivers and provided Council with statistics regarding distracted driving. Combined stats from MODOT, NITSA, NHTSA, and ZEBRA state:

- Missouri ranks among the top 10 of the most distracted driving states.
- Nearly 70% of drivers in Missouri traffic crashes were 22 years of age or older.
- Since 2014, cell phone related crashes in Missouri have increased by 31%.
- 74% of distracted drivers in fatal crashes were older than 21.
- Distractions include eyes off the road, hands off the wheel, and mind off of driving.
- In 2021, there were 3522 people killed by distracted drivers in the United States. That's 9 people per day.

Chief Ellison worked with Alderman Kim Rich and City Attorney Zane Privette to prepare the draft Ordinance. General discussion was held among Chief Ellison, Attorney Privette, and Council. All agreed to see how the public responds and table this matter to the May meeting for further discussion and a vote on passage.

No further action was taken by Council at this time.

**Public and Media Questions:** Resident Stefanie Collins requested clarification on the language in the proposed distracted driving ordinance, which was addressed by City Attorney Zane Privette.

Amanda Mendez with Howell County News was present with questions, which were addressed by Council and City Administrator Beverly Hicks. One question inquired on the revenue for delinquent utility payments, the reason for the 10% late fee, and when payments for electric usage are made to Missouri Public Utility Alliance (MPUA) each month. Hicks stated the City receives \$7,000.00 per year on delinquent fees alone, the 10% late fee was set in the early 2000s, and payments to MPUA are drafted directly from the City's account on the 17<sup>th</sup> of each month.

Mendez also inquired about whether pool staffing is anticipated to be an issue again this year. Hicks stated that numerous applications have been received and staffing should not be an issue until late summer when school activities begin.

### **EXECUTIVE SESSION**

**Motion by Alderman Collins, second by Alderman Knott to move to executive session for (2) Real Estate pursuant to §610.021. A roll call vote was taken:**

**Ayes: Rich, Collins, Knott, Bradley**

**Nays: None.**

The meeting moved into Executive Session at 6:46 pm and adjourned at 7:06 pm with no action taken.

**Motion by Alderman Rich, second by Alderman Collins to adjourn open session at 7:06 pm. Motion carried 4-0.**

**CITY OF WILLOW SPRINGS**

**ATTEST:**

\_\_\_\_\_  
Brooke Fair, Mayor

\_\_\_\_\_  
Heather Duddridge, City Clerk

ACCOUNTS PAYABLE CHECK REGISTER

BANK#	BANK NAME	CHECK#	DATE	ACCOUNT#	NAME	CHECK AMOUNT	CLEARED	MANUAL	VOID	REASON FOR VOID
1 US BANK - GEN/AP										
241640	5/02/2023	992	WHITE INDUSTRIES, INC		84.59					
241641	5/02/2023	769	WAYNE RENEGAR JR		900.00					
241642	5/02/2023	794	RANDY'S AUTO REPAIR		510.98					
241643	5/02/2023	907	TOADERTRONIX LLC		180.00					
241644	5/02/2023	1441	MISSOURI STATE HWY PATROL		225.00					
241645	5/02/2023	1741	SHARRY LOVAN		1,175.00					
241646	5/02/2023	501	LEE'S TIRE SHOP		2,350.56					Tires for 403, 407 + 408 PD
241647	5/02/2023	1546	JOHN MARTIN		46.56					
241648	5/02/2023	9999999999	JIM HEDLESTON		8.00					
241649	5/02/2023	388	HOWELL-OREGON ELEC COOP		1,924.41					
241650	5/02/2023	336	G&W FOODS		314.71					
241651	5/02/2023	1716	TADIRAN TELECOM		621.85					
241652	5/02/2023	1681	DUGGER TRASH SERVICE		6,126.65					
241653	5/02/2023	201	COULTER HEATING & COOLING INC		5,892.00					- Split systems in Wells (heat/Air)
241654	5/02/2023	1401	CABLE AMERICA		386.75					
241655	5/02/2023	1686	BEAR CROSSING TRUCK WASH &		140.00					
241656	5/02/2023	220	CITY OF WILLOW SPRINGS		.00					VOID:
241657	5/02/2023	220	CITY OF WILLOW SPRINGS		8,446.79					VOID: issued on wrong check
241658	5/02/2023	220	CITY OF WILLOW SPRINGS		.00					VOID:
241659	5/02/2023	220	CITY OF WILLOW SPRINGS		8,446.79					
241660	5/02/2023	382	W.T. HASS		1,200.00					
241661	5/02/2023	1574	BROOKE FAIR		80.00					
241662	5/02/2023	1575	PHILL KNOTT		75.00					
241663	5/02/2023	1738	DAVID COLLINS		75.00					
241664	5/02/2023	1501	KIM RICH		75.00					
241665	5/02/2023	1246	DANNY BRADLEY		75.00					
241666	5/02/2023	1616	PROF. LAW ENFORCEMENT ASSOC		63.14					
241667	5/02/2023	1805	TRI STATE TRUCK CENTER		764.49					
241668	5/08/2023	1675	ACCREDITED SECURITY		1,788.96					Tasers
241669	5/08/2023	1198	APPLIED CONCEPTS, INC.		462.00					
241670	5/08/2023	1672	ARAMARK		.00					VOID:
241671	5/08/2023	1672	ARAMARK		.00					VOID:
241672	5/08/2023	1672	ARAMARK		570.64					
241673	5/08/2023	1037	Battery Station LLC		75.00					
241674	5/08/2023	137	BROCAW BEARING & DRIVE INC.		313.02					
241675	5/08/2023	218	CAULDWELL EXCAVATING LLC		650.00					
241676	5/08/2023	1742	CHEMAQUA		472.50					
241677	5/08/2023	165	COE EQUIPMENT INC		838.57					
241678	5/08/2023	1803	COLT ROCK & LIME LLC		105.28					
241679	5/08/2023	1761	CONSOLIDATED PIPE & SUPPLY CO		13,392.00					Water Meters
241680	5/08/2023	9999999999	CUT ABOVE MOWING		1,050.00					- Mulch for Parks
241681	5/08/2023	1584	DANIELS ALIGNMENT SHOP		60.00					
241682	5/08/2023	1242	DAVIS EQUIPMENT CORP		703.35					
241683	5/08/2023	1663	DOUGLAS STEEL, LLC		81.00					
241684	5/08/2023	1681	DUGGER TRASH SERVICE		12,860.50					
241685	5/08/2023	330	FABICK SOUTHWEST		408.27					
241686	5/08/2023	320	FAMILY SUPPORT PAYMENT CENTER		572.30					
241687	5/08/2023	305	FIRE MASTER		113.90					
241688	5/08/2023	338	GALLS INC		212.89					
241689	5/08/2023	1598	GREENS PRO, INC		89.72					
241690	5/08/2023	1264	GULF STATES DISTRIBUTORS		1,735.00					

ACCOUNTS PAYABLE CHECK REGISTER

BANK#	BANK NAME	ACCOUNT#	NAME	CHECK AMOUNT	CLEARED	MANUAL	VOID	REASON FOR VOID
241691	5/08/2023	374	HARRY COOPER SUPPLY CO	241.68				
241692	5/08/2023	1323	HAWKINS INC	4,965.08				Chlorine Pool
241693	5/08/2023	1250	HOWELL CO CIRCUIT COURT	500.00				
241694	5/08/2023	1618	INDIAN CREEK MATERIALS LLC	565.43				
241695	5/08/2023	1723	JOHNSON CONTROLS	745.05				
241696	5/08/2023	1560	KIESLER'S POLICE SUPPLY, INC	30.00				
241697	5/08/2023	1481	LARSON GROUP	29.96				
241698	5/08/2023	501	LEE'S TIRE SHOP	623.48				
241699	5/08/2023	1792	LEON UNIFORM COMPANY	878.00				
241700	5/08/2023	1800	MARK TEMPLEMERE	32.29				
241701	5/08/2023	542	MFA AGRI SERVICES	757.45				
241702	5/08/2023	1132	MFA OIL	992.96				
241703	5/08/2023	544	MFA PROPANE	489.52				
241704	5/08/2023	572	MISSOURI ONE CALL SYSTEM INC	60.75				
241705	5/08/2023	1804	MISSOURI SAFETY CENTER	210.00				VOID: WAS PAID FOR WITH CREDIT CARD
241706	5/08/2023	1441	MISSOURI STATE HWY PATROL	540.00				
241707	5/08/2023	589	MISSOURI SASP	217.99				
241708	5/08/2023	549	MO VOCATIONAL ENTERPRISES	46.00				
241709	5/08/2023	550	MOCCFOA	25.00				
241710	5/08/2023	9999999999	NFPA	175.00				
241711	5/08/2023	646	O'REILLY AUTOMOTIVE INC	.00				VOID:
241712	5/08/2023	646	O'REILLY AUTOMOTIVE INC	1,524.85				
241713	5/08/2023	1098	OZARK AWARDS CO	51.48				
241714	5/08/2023	652	OZARK FAMILY YMCA	1,250.00				
241715	5/08/2023	1582	OZARK MACHINERY	241.56				
241716	5/08/2023	1135	PACE ANALYTICAL SERVICES, LLC	468.50				
241717	5/08/2023	1628	PROFESSIONAL TURF PRODUCTS, LP	140.43				
241718	5/08/2023	701	QUILL CORP	669.58				
241719	5/08/2023	794	RANDY'S AUTO REPAIR	80.59				
241720	5/08/2023	778	RIVER ROCK REDI-MIX LLC	2,868.75				Sidewalks
241721	5/08/2023	1461	SENTINEL EMERGENCY	696.89				
241722	5/08/2023	1656	SIMMONS BANK PAYMENT PROC	.00				VOID:
241723	5/08/2023	1656	SIMMONS BANK PAYMENT PROC	4,814.41				
241724	5/08/2023	836	SOLOMON ELECTRIC	1,575.00				VOID: ISSUED TO WRONG COMPANY
241725	5/08/2023	1762	TECHLINE, INC	474.96				
241726	5/08/2023	907	TOADERTRONIX LLC	90.00				
241727	5/08/2023	1590	TRACTOR SUPPLY CREDIT PLAN	399.19				
241728	5/08/2023	1275	TURFWERKS	703.35				
241729	5/08/2023	922	USA BLUE BOOK	1,382.45				supplies for wwtp
241730	5/08/2023	949	WAGGONER TRUE VALUE HOME CTR	.00				VOID:
241731	5/08/2023	949	WAGGONER TRUE VALUE HOME CTR	.00				VOID:
241732	5/08/2023	949	WAGGONER TRUE VALUE HOME CTR	.00				VOID:
241733	5/08/2023	949	WAGGONER TRUE VALUE HOME CTR	2,805.18				
241734	5/08/2023	1658	WEX BANK	8,260.82				- Fuel
241735	5/08/2023	986	WILLOW SPRINGS LIBRARY	5,956.88				
241736	5/08/2023	1128	XEROX CORPORATION	204.31				
241737	5/08/2023	9999999999	CUT ABOVE MOWING	1,575.00				- mulch
241738	5/08/2023	1804	MISSOURI SAFETY CENTER	210.00				
241739	5/11/2023	923	US POSTMASTER	78.80				



# ACCOUNTS PAYABLE CHECK REGISTER

BANK# BANK NAME  
CHECK# DATE

ACCOUNT# NAME

CHECK AMOUNT CLEARED MANUAL VOID REASON FOR VOID

\* See Check Summary below for detail on gaps and checks from other modules.

BANK TOTALS:	
OUTSTANDING	115,160.00
CLEARED	.00
	-----
BANK 1 TOTAL	115,160.00
**VOIDED**	10,231.79

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
10 GENERAL	28,892.62	28,892.62	.00	1,433.33
20 ELECTRIC	3,807.53	3,807.53	.00	216.60
21 WATER / SEWER FUND	34,283.56	34,283.56	.00	4,350.76
23 SANITATION	18,987.15	18,987.15	.00	.00
25 GOLF COURSE	5,810.43	5,810.43	.00	1,127.95
30 PARKS/RECREATION	13,719.37	13,719.37	.00	2,077.49
31 LIBRARY	5,956.88	5,956.88	.00	.00
32 ECONOMIC DEVELOPMENT	2,044.20	2,044.20	.00	826.65
50 MAINTENANCE SHED	758.26	758.26	.00	199.01
60 CEMETERY	900.00	900.00	.00	.00

**GENERAL REVENUE FUND BALANCE SHEET  
CITY OF WILLOW SPRINGS**

**BALANCE AS OF 3/31/23** **\$1,204,295.16**

**REVENUES**

DAILY DEPOSITS- APRIL 2023	\$402,047.53
SALES/USE TAX REVENUES	\$0.00
GEN SALES TAX	\$72,918.29
CAPITAL IMP TAX	\$36,459.11
PARK TAX	\$17,581.72
USE TAX	\$71,169.03
MOTOR FUEL TAX-DOR	\$9,181.01
UTILITIES RECEIVED-ACH	\$109,829.73
ARPA-- Fire Truck	\$0.00
<b>TOTAL REVENUE FOR APRIL 2023</b>	<b>\$719,186.42</b>

**EXPENSES**

ACCOUNTS PAYABLE-APRIL 2023	\$164,696.26
MPUA ELECTRIC POWER	\$182,654.33
PAYROLL AND TAXES	\$155,723.68
EMPLOYEE BENEFITS	\$46,267.03
SERVICE CHARGE	\$609.66
SALES TAX	\$9,534.08
RETURN CHECKS	\$1,672.49
DEPOSITS PAYABLE	\$1,286.78
Water Tank Exterior Painting (regulated by DNR)	\$51,110.00
COP Bond- semi-annual payment	\$0.00
<b>TOTAL EXPENDITURES FOR APRIL 2023</b>	<b>\$613,554.31</b>

**INTEREST**

**\$42.42**

**BANK BALANCE AS OF 04/30/2023**

**\$1,309,969.69**

**BANK ACCOUNTS FOR  
CITY OF WILLOW SPRINGS  
30-Apr-23**

ACCOUNT LOCATION	ACCT #	DESCRIPTION/RESTRICTION	ALLOCATED DEPARTMENTS	BALANCE
SIMMONS MONEY MARKET	XXXXX3312	FUND FOR ALL DEPARTMENTS		\$1,667,575.07
		ADMIN PORTION	\$330,921.96	
		ELECTRIC PORTION	\$445,097.17	
		RECYCLE	\$80.41	
		PARKS	\$3,135.18	
		CEMETERY	\$89,012.76	
		DNR/LANDFILL	\$270,489.00	
		WA/SW RESERVES	\$110,061.60	
		ECON DEVELOPMENT	\$31,552.07	
		CAPITAL IMPROVEMENT	\$358,356.23	
		POOL/WELL SALES TAX PROCEEDS	\$25,468.69	
		FIRE TRUCK RESERVES	\$3,400.00	
SIMMONS MM	XXXXX5663	WWTP REPAIR AND IMPROVEMENT		\$14,133.56
SIMMONS MM	XXXXX5671	SANITATION SERVICE SALE		\$41,613.44
SIMMONS ACCOUNT	XXXXX8287	POLICE PROPERTY SEIZURE (RESTRICTED BY COURT)		\$5,425.21
USBANK and SIMMONS-GENERAL REVE	XXXXXXXX3992	GENERAL REVENUE		\$1,309,969.69
	XXXXXXXX6776	WORKING CAPITAL FOR ALL DEPARTMENTS		
		TOTAL BALANCE FOR ALL ACCOUNTS ENDING APRIL 30, 2023		\$3,038,716.97

**REVENUE /EXPENSE FOR ALL FUNDS 2023  
RE-CAP THROUGH APRIL 30, 2023 (33% OF 2023)**

DEPARTMENT	ACTUAL REVENUE 04/30/2023	BUDGETED REVENUE	PERCENTAGE OF BUDGET	ACTUAL EXPENSE 4/30/2023	BUDGETED EXPENSE	% OF BUDGET
ADMINISTRATION	\$602,305.36	\$1,387,200.00	43.42%	\$146,466.86	\$417,460.00	35.09%
MUNICIPAL COURT	\$27,489.04	\$100,000.00	27.49%	\$14,323.29	\$60,550.00	23.66%
AIRPORT	\$15,119.41	\$39,500.00	38.28%	\$14,618.39	\$56,900.00	25.69%
POLICE	\$7,684.14	\$7,000.00	109.77%	\$279,998.53	\$649,650.00	43.10%
ANIMAL CONTROL	\$332.00	\$1,800.00	18.44%	\$10,004.78	\$42,775.00	23.39%
FIRE	\$550.00	\$30,500.00	1.80%	\$21,717.72	\$135,350.00	16.05%
STREETS		\$0.00		\$138,116.85	\$344,750.00	40.06%
<b>GENERAL TOTAL</b>	<b>\$653,479.95</b>	<b>\$1,566,000.00</b>	<b>41.73%</b>	<b>\$625,246.42</b>	<b>\$1,707,435.00</b>	<b>36.62%</b>
<b>ELECTRIC FUND TOTAL</b>	<b>\$1,273,082.42</b>	<b>\$3,715,500.00</b>	<b>34.26%</b>	<b>\$1,069,299.54</b>	<b>\$3,199,365.00</b>	<b>33.42%</b>
WATER	\$152,394.56	\$489,400.00	31.14%	\$253,881.26	\$511,050.00	49.68%
SEWER	\$137,853.79	\$432,000.00	31.91%	\$77,662.61	\$292,650.00	26.54%
WWTP		\$0.00		\$101,373.68	\$347,400.00	29.18%
<b>WATER/SEWER FUND TOTAL</b>	<b>\$290,248.35</b>	<b>\$921,400.00</b>	<b>31.50%</b>	<b>\$432,917.55</b>	<b>\$1,151,100.00</b>	<b>37.61%</b>
SOLID WASTE	\$57,033.29	\$171,000.00	33.35%	\$70,178.07	\$150,700.00	46.57%
RECYCLE	\$0.00	\$0.00		\$0.00	\$0.00	#DIV/0!
LAND FILL		\$0.00		\$0.00	\$0.00	#DIV/0!
<b>SANITATION FUND TOTAL</b>	<b>\$57,033.29</b>	<b>\$171,000.00</b>	<b>33.35%</b>	<b>\$70,178.07</b>	<b>\$150,700.00</b>	<b>46.57%</b>
PARKS/POOL/GC/CEMETERY	\$110,115.01	\$357,400.00	30.81%	\$203,116.32	\$649,700.00	31.26%
CAPITAL IMPROVEMENT TAX	\$195,072.91	\$420,000.00	46.45%		\$0.00	
ECONOMIC DEVELOP	\$0.00	\$15,500.00	0.00%	\$29,104.21	\$103,300.00	28.17%
MAINTENANCE SHED	\$0.00	\$0.00	#DIV/0!	\$65,818.56	\$166,200.00	39.60%
LIBRARY	\$0.00	\$0.00	#DIV/0!	\$13,000.00	\$39,000.00	33.33%
<b>TOTALS</b>	<b>\$2,579,031.93</b>	<b>\$7,166,800.00</b>	<b>35.99%</b>	<b>\$2,508,680.67</b>	<b>\$7,166,800.00</b>	<b>35.00%</b>

**CITY OF WILLOW SPRINGS**

**MOTOR FUEL TAX/MOTOR VEHICLE FEE/MOTOR VEHICLE TAX**

**MOTOR VEHICLE TAX**

	2016	2017	2018	2019	2020	2021	2022	2023
JAN	\$1,508.50	\$1,456.97	\$1,570.67	\$1,325.54	\$1,514.21	\$1,635.80	\$1,704.64	\$1,820.27
FEB	\$1,116.18	\$1,523.01	\$1,497.09	\$1,485.95	\$1,591.38	\$1,620.13	\$1,521.12	\$1,885.79
MARCH	\$1,558.40	\$1,431.19	\$1,441.20	\$1,473.38	\$1,299.35	\$1,641.59	\$1,197.23	\$1,892.48
APRIL	\$1,759.48	\$1,843.18	\$1,978.38	\$1,636.01	\$2,045.22	\$2,115.43	\$2,143.89	\$2,230.47
MAY	\$1,587.09	\$1,722.87	\$1,703.45	\$1,592.76	\$916.23	\$2,776.85	\$1,843.81	
JUNE	\$1,658.84	\$1,717.33	\$1,731.79	\$1,505.82	\$908.26	\$2,071.99	\$1,798.45	
JULY	\$1,477.74	\$1,648.00	\$1,652.38	\$1,900.58	\$2,177.95	\$2,496.18	\$1,997.71	
AUGUST	\$1,751.31	\$1,635.92	\$1,901.38	\$1,860.14	\$2,445.24	\$2,018.67	\$1,984.23	
SEPTEMBER	\$1,783.71	\$1,926.44	\$1,725.48	\$1,962.57	\$2,044.52	\$1,852.60	\$2,446.40	
OCTOBER	\$1,610.07	\$1,379.60	\$1,523.81	\$1,736.78	\$2,146.70	\$1,993.19	\$1,906.20	
NOVEMBER	\$1,497.75	\$1,737.17	\$1,609.80	\$1,848.77	\$1,621.34	\$1,849.15	\$1,694.26	
DECEMBER	\$1,385.01	\$1,510.90	\$1,400.71	\$1,465.92	\$1,838.15	\$1,677.58	\$2,151.48	
<b>TOTAL</b>	<b>\$18,694.08</b>	<b>\$19,532.58</b>	<b>\$19,736.14</b>	<b>\$19,794.22</b>	<b>\$20,548.55</b>	<b>\$23,749.16</b>	<b>\$22,389.42</b>	<b>\$7,829.01</b>

FUEL TAX	2016	2017	2018	2019	2020	2021	2022	2023
JAN	\$4,280.49	\$4,809.60	\$4,855.12	\$4,824.60	\$4,808.44	\$4,518.28	\$5,303.31	\$6,258.35
FEB	\$5,004.48	\$4,997.57	\$4,871.92	\$4,847.34	\$4,877.70	\$4,752.34	\$5,859.23	\$6,187.99
MARCH	\$4,487.83	\$4,498.69	\$4,552.05	\$4,576.37	\$4,644.87	\$4,466.29	\$5,055.39	\$6,126.07
APRIL	\$4,467.64	\$4,355.27	\$4,194.26	\$4,193.13	\$4,525.34	\$3,961.73	\$4,363.02	\$5,771.62
MAY	\$4,868.33	\$4,921.30	\$4,960.85	\$4,953.34	\$4,452.53	\$4,878.59	\$5,932.31	
JUNE	\$4,832.39	\$4,748.09	\$4,577.08	\$4,852.71	\$3,601.40	\$5,260.98	\$5,550.10	
JULY	\$4,926.50	\$5,027.97	\$5,443.31	\$5,139.11	\$4,205.97	\$5,162.68	\$5,915.93	
AUGUST	\$5,035.98	\$5,482.70	\$5,001.44	\$4,977.55	\$4,756.80	\$5,174.62	\$5,731.82	
SEPTEMBER	\$5,040.16	\$5,097.29	\$4,702.57	\$5,469.83	\$4,986.35	\$5,216.06	\$6,197.74	
OCTOBER	\$5,187.24	\$5,195.27	\$5,512.48	\$5,216.33	\$4,888.45	\$4,859.49	\$7,063.07	
NOVEMBER	\$4,961.67	\$4,725.40	\$4,832.04	\$4,871.24	\$4,712.62	\$5,151.53	\$6,591.59	
DECEMBER	\$5,068.97	\$4,987.21	\$5,147.11	\$5,222.64	\$4,969.92	\$5,677.61	\$6,880.60	
<b>TOTAL</b>	<b>\$58,161.68</b>	<b>\$58,846.36</b>	<b>\$58,650.23</b>	<b>\$59,144.19</b>	<b>\$55,430.39</b>	<b>\$59,080.20</b>	<b>\$70,444.11</b>	<b>24344.03</b>

**MOTOR VEHICLE FEE INC**

	2016	2017	2018	2019	2020	2021	2022	2023
JAN	\$958.80	\$768.57	\$810.28	\$797.65	\$806.92	\$949.33	\$884.36	\$1,096.22
FEB	\$707.73	\$807.63	\$806.49	\$1,005.62	\$916.86	\$910.84	\$802.23	\$929.06
MARCH	\$629.01	\$709.13	\$720.83	\$528.54	\$447.33	\$792.60	\$700.41	\$679.17
APRIL	\$962.31	\$894.69	\$970.23	\$873.52	\$951.06	\$924.92	\$1,039.55	\$1,178.92
MAY	\$870.97	\$943.03	\$938.81	\$1,062.19	\$673.75	\$1,153.21	\$953.86	
JUNE	\$983.51	\$1,003.95	\$998.44	\$904.46	\$645.47	\$1,053.71	\$948.32	
JULY	\$746.63	\$742.51	\$733.73	\$632.65	\$938.50	\$899.17	\$880.22	
AUGUST	\$676.27	\$686.54	\$825.15	\$827.79	\$991.85	\$822.85	\$727.16	
SEPTEMBER	\$872.45	\$895.59	\$823.22	\$894.89	\$900.15	\$902.93	\$1,036.38	
OCTOBER	\$777.79	\$691.73	\$702.11	\$881.78	\$897.71	\$828.67	\$788.46	
NOVEMBER	\$619.43	\$884.05	\$736.22	\$711.55	\$786.45	\$770.53	\$610.42	
DECEMBER	\$724.00	\$711.89	\$773.71	\$890.18	\$792.78	\$811.39	\$1,020.74	
<b>TOTAL</b>	<b>\$9,528.90</b>	<b>\$9,739.31</b>	<b>\$9,839.22</b>	<b>\$10,010.82</b>	<b>\$9,748.83</b>	<b>\$10,820.15</b>	<b>\$10,392.11</b>	<b>3883.37</b>

**CITY OF WILLOW SPRINGS  
HIGHEST PERCENTAGE  
OF SALES TAX  
JAN '23 THROUGH APRIL '23  
SUMMARY**

<i>AccountName</i>	<i>Distribution</i>	<i>F AccountPeriod</i>	<i>Amount</i>	<i>Amount1</i>	<i>Amount2</i>	<i>Percentage over-all</i>
BAILEY CHEVROLET PONTIAC GMC CO	Apr-23	3/31/2023	\$522.30	\$1,487.52	\$281,929.45	0.53%
CASEYS MARKETING COMPANY	Apr-23	3/31/2023	\$921.42	\$6,497.11	\$281,929.45	2.30%
CATTLEMENS STEAKHOUSE LLC	Feb-23	12/31/2022	\$941.83	\$2,714.06	\$281,929.45	0.96%
CITY UTILITIES DEPT	Feb-23	1/31/2023	\$1,431.42	\$2,692.25	\$281,929.45	0.95%
COMFORT INN OF WILLOW SPRINGS	Apr-23	3/31/2023	\$1,188.23	\$2,854.70	\$281,929.45	1.01%
DOLGENCORP LLC	Apr-23	3/31/2023	\$1,520.29	\$9,859.03	\$281,929.45	3.50%
ELEVEN POINT CAFE LLC	Apr-23	11/30/2022	\$4.33	\$1,169.60	\$281,929.45	0.41%
FABICK SOUTHWEST CO	Feb-23	12/31/2022	\$654.29	\$3,608.69	\$281,929.45	1.28%
FAMILY DOLLAR STORES OF MISSOURI LLC	Apr-23	1/31/2023	\$0.22	\$1,980.74	\$281,929.45	0.70%
GW FOODS INC	Apr-23	2/28/2023	\$135.13	\$7,558.50	\$281,929.45	2.68%
ITS 5 OCLOCK SOMEWHERE	Apr-23	11/30/2022	\$14.38	\$1,822.17	\$281,929.45	0.65%
JASON'S MEXICAN RESTAURANT LLC	Apr-23	2/28/2023	\$322.74	\$1,010.89	\$281,929.45	0.36%
LEE'S TIRE SERVICE LLC	Feb-23	11/30/2022	(\$83.85)	\$1,251.57	\$281,929.45	0.44%
LOVES COUNTRY STORE #461	Apr-23	3/31/2023	\$2,271.75	\$13,516.80	\$281,929.45	4.79%
MCDONALDS RESTAURANT	Apr-23	2/28/2023	\$2,563.02	\$10,807.07	\$281,929.45	3.83%
MCINTOSH GARAGE LLC	Feb-23	12/31/2022	\$171.34	\$2,329.90	\$281,929.45	0.83%
MFA OIL COMPANY	Apr-23	2/28/2023	\$354.87	\$5,532.86	\$281,929.45	1.96%
MOTOR VEHICLE ACCOUNT	Apr-23	4/30/2023	\$1,659.32	\$13,613.20	\$281,929.45	4.83%
OREILLY AUTOMOTIVE STORES INC	Feb-23	9/30/2022	\$0.32	\$2,459.38	\$281,929.45	0.87%
PIZZA AMERICANA HOLDINGS LLC	Apr-23	2/28/2023	\$448.45	\$1,344.41	\$281,929.45	0.48%
PURPLE WAVE	Feb-23	12/31/2022	\$1,339.42	\$1,339.42	\$281,929.45	0.48%
RON WHITE INDUSTRIES INC	Apr-23	2/28/2023	\$752.74	\$3,696.97	\$281,929.45	1.31%
SNAPPY MART 18W LLC	Apr-23	3/31/2023	\$601.63	\$3,055.78	\$281,929.45	1.08%
SOMERVILLE COMPANIES INC	Apr-23	3/31/2023	\$33,834.92	\$124,429.72	\$281,929.45	44.14%
SUBWAY 39427	Apr-23	2/28/2023	\$408.28	\$2,821.85	\$281,929.45	1.00%
SUMMIT NATURAL GAS OF MISSOURI INC	Apr-23	3/31/2023	\$1,659.37	\$6,693.76	\$281,929.45	2.37%
THE RUSTY MOON QUILTS WOOL & MORE LLC	Apr-23	7/31/2020	\$0.01	\$1,173.45	\$281,929.45	0.42%
TOWN & COUNTRY SUPER MARKET	Feb-23	1/31/2023	\$467.33	\$11,530.27	\$281,929.45	4.09%
TRACTOR SUPPLY COMPANY	Feb-23	1/31/2023	\$2,243.64	\$9,796.88	\$281,929.45	3.47%
USCOC OF GREATER MISSOURI LLC	Apr-23	3/31/2023	\$210.60	\$1,042.75	\$281,929.45	0.37%
VINTAGE FLORAL LLC	Feb-23	12/31/2022	\$384.48	\$1,285.21	\$281,929.45	0.46%
WAGGONER TRUE VALUE HOME CENTER LLC	Feb-23	12/31/2022	\$3,152.87	\$8,892.65	\$281,929.45	3.15%

\*\*\*\*\*This is not a full report of sales tax, just top producers of sales tax for the City of Willow Springs

**CITY OF WILLOW SPRINGS**

**GENERAL SALES TAX**

<b>RECVD:</b>	<b><u>2017</u></b>	<b><u>2018</u></b>	<b><u>2019</u></b>	<b><u>2020</u></b>	<b><u>2021</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>
JAN	\$39,279.33	\$34,873.47	\$45,413.40	\$33,328.20	\$55,789.15	\$46,284.84	\$82,582.79
FEB	\$25,008.62	\$36,831.44	\$44,660.31	\$35,681.64	\$43,433.44	\$32,713.90	\$65,997.91
MAR	\$50,186.19	\$51,618.71	\$47,547.05	\$41,812.26	\$63,822.29	\$41,053.87	\$77,720.48
APR	\$39,834.01	\$39,223.30	\$44,195.72	\$54,534.22	\$28,861.37	\$44,651.80	\$72,918.29
MAY	\$26,697.78	\$29,306.03	\$37,064.11	\$45,886.96	\$32,689.21	\$33,856.16	\$62,474.23
JUN	\$43,333.10	\$47,872.67	\$55,788.18	\$63,920.75	\$65,466.10	\$49,731.24	
JUL	\$50,008.37	\$49,635.79	\$42,863.48	\$54,008.43	\$50,020.20	\$195,383.19	
AUG	\$26,044.10	\$34,819.57	\$32,689.50	\$47,151.45	\$47,883.46	\$74,923.01	
SEP	\$51,244.58	\$45,435.10	\$57,344.89	\$60,541.82	\$87,135.88	\$62,147.70	
OCT	\$36,902.51	\$24,676.52	\$43,255.57	\$43,402.63	\$49,599.22	\$58,038.78	
NOV	\$26,221.56	\$36,908.57	\$28,636.15	\$43,501.29	\$34,571.22	\$47,652.86	
DEC	\$60,847.48	\$51,784.54	\$58,034.24	\$59,346.45	\$44,976.21	\$64,322.58	
	<b>\$475,607.63</b>	<b>\$482,985.71</b>	<b>\$537,492.60</b>	<b>\$583,116.10</b>	<b>\$604,247.75</b>	<b>\$750,759.93</b>	<b>\$361,693.70</b>

**CAPITAL IMPROVEMENT TAX**

<b>RECVD:</b>	<b><u>2017</u></b>	<b><u>2018</u></b>	<b><u>2019</u></b>	<b><u>2020</u></b>	<b><u>2021</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>
JAN	\$19,639.81	\$17,436.86	\$22,706.53	\$16,664.17	\$27,894.58	\$23,142.65	\$41,291.26
FEB	\$12,504.36	\$18,415.79	\$22,330.19	\$17,840.85	\$21,716.85	\$16,193.40	\$32,999.13
MAR	\$25,093.05	\$25,809.37	\$23,773.72	\$20,906.06	\$31,911.10	\$20,526.91	\$38,860.14
APR	\$19,917.32	\$19,611.62	\$22,097.78	\$27,267.16	\$14,430.66	\$22,325.79	\$36,459.11
MAY	\$13,348.98	\$14,652.93	\$18,532.01	\$22,943.47	\$16,344.76	\$16,928.16	\$31,237.10
JUN	\$21,666.64	\$23,936.46	\$27,894.13	\$31,960.39	\$32,732.99	\$24,865.67	
JUL	\$25,004.19	\$24,817.92	\$21,431.72	\$27,004.29	\$25,010.14	\$97,691.85	
AUG	\$13,022.06	\$17,409.82	\$16,344.82	\$23,575.86	\$23,941.72	\$37,461.33	
SEP	\$25,622.40	\$22,717.52	\$28,672.33	\$30,270.90	\$43,567.77	\$31,073.70	
OCT	\$18,451.11	\$12,341.03	\$21,627.79	\$21,701.31	\$24,799.63	\$29,019.51	
NOV	\$13,110.66	\$18,454.38	\$14,318.15	\$21,735.80	\$17,285.58	\$23,826.51	
DEC	\$30,423.80	\$25,892.37	\$29,017.00	\$29,673.15	\$22,487.95	\$32,161.34	
	<b>\$237,804.38</b>	<b>\$241,496.07</b>	<b>\$268,746.17</b>	<b>\$291,543.41</b>	<b>\$302,123.73</b>	<b>\$375,216.82</b>	<b>\$180,846.74</b>

**PARK SALES TAX**

<b><u>RECVD:</u></b>	<b><u>2017</u></b>	<b><u>2018</u></b>	<b><u>2019</u></b>	<b><u>2020</u></b>	<b><u>2021</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>
JAN	\$9,530.89	\$7,878.30	\$10,767.02	\$7,833.37	\$13,678.15	\$11,260.62	\$20,339.77
FEB	\$5,653.57	\$8,664.53	\$10,594.97	\$8,282.21	\$10,090.23	\$7,734.82	\$16,287.71
MAR	\$11,367.17	\$11,856.14	\$10,894.28	\$9,783.23	\$15,151.18	\$10,066.57	\$18,811.99
APR	\$9,420.16	\$9,056.80	\$10,335.86	\$12,980.01	\$6,697.31	\$10,253.16	\$17,581.72
MAY	\$6,435.56	\$6,898.81	\$8,812.23	\$11,078.63	\$7,360.40	\$7,995.07	\$14,863.15
JUN	\$10,333.14	\$11,403.77	\$13,359.51	\$15,491.41	\$15,700.62	\$12,030.88	
JUL	\$12,150.85	\$12,087.43	\$10,451.14	\$13,190.06	\$12,188.29	\$48,549.93	
AUG	\$6,238.28	\$8,410.05	\$7,886.24	\$11,460.20	\$11,634.12	\$18,402.46	
SEP	\$12,332.70	\$10,954.40	\$13,970.99	\$14,798.79	\$21,454.10	\$15,098.83	
OCT	\$9,156.60	\$5,771.46	\$10,412.35	\$10,469.25	\$12,014.93	\$14,123.22	
NOV	\$6,438.75	\$8,867.52	\$6,847.49	\$10,574.00	\$8,161.46	\$11,549.07	
DEC	\$14,539.49	\$12,554.49	\$14,126.33	\$14,402.67	\$10,887.61	\$15,824.27	
	<b>\$113,597.16</b>	<b>\$114,403.70</b>	<b>\$128,458.41</b>	<b>\$140,343.83</b>	<b>\$145,018.40</b>	<b>\$182,888.90</b>	<b>\$87,884.34</b>



**USE TAX DISTRIBUTION  
CITY OF WILLOW SPRINGS**

**GENERAL USE TAX**

<b>RECVD:</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>
JAN		2,370.82	\$2,062.30	\$2,736.56	\$8,255.30	\$30,673.26
FEB		2,377.37	\$7,674.90	\$3,591.58	\$7,814.41	\$5,893.28
MAR		9,684.81	\$4,295.77	\$4,458.96	\$8,930.19	\$13,570.24
APR		2,624.50	\$2,030.73	\$3,834.94	\$10,235.49	\$40,668.08
MAY		1,244.90	\$4,220.23	\$5,271.95	\$8,742.01	\$19,629.37
JUN		3,181.98	\$4,352.92	\$2,675.21	\$10,796.09	
JUL		1,809.79	\$3,990.88	\$2,838.94	\$10,313.69	
AUG	\$0.00	3,857.60	\$3,268.64	\$3,030.27	\$17,775.61	
SEP	\$336.18	3,001.40	\$2,009.68	\$4,431.00	\$10,335.52	
OCT	\$1,024.28	1,205.75	\$3,088.57	\$3,153.42	\$9,568.44	
NOV	\$1,458.07	8,512.94	\$2,877.11	\$3,122.21	\$12,116.76	
DEC	\$1,802.82	4,202.86	\$1,847.30	\$3,701.39	\$23,778.36	
	<b>\$4,621.35</b>	<b>\$44,074.72</b>	<b>\$41,719.03</b>	<b>\$42,846.43</b>	<b>\$138,661.87</b>	<b>\$110,434.23</b>

**CAPITAL IMPROVEMENT USE TAX**

<b>RECVD:</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>
JAN		\$1,185.36	\$1,031.15	\$1,368.19	\$4,127.65	\$15,336.51
FEB		\$1,188.76	\$3,790.25	\$1,795.72	\$3,907.22	\$2,946.45
MAR		\$4,842.52	\$2,147.91	\$2,229.48	\$4,465.08	\$6,785.18
APR		\$1,312.25	\$1,015.24	\$1,917.32	\$5,117.74	\$20,334.04
MAY		\$622.42	\$2,086.04	\$2,635.94	\$4,371.07	\$9,814.72
JUN		\$1,591.02	\$2,176.40	\$1,337.65	\$5,397.90	
JUL		\$904.80	\$1,995.49	\$1,419.49	\$5,156.78	
AUG	\$0.00	\$1,928.78	\$1,634.26	\$1,515.13	\$8,887.86	
SEP	\$168.11	\$1,422.80	\$1,004.71	\$2,215.50	\$5,158.91	
OCT	\$512.04	\$602.89	\$1,544.36	\$1,576.79	\$4,784.15	
NOV	\$729.03	\$4,256.44	\$1,438.65	\$1,399.25	\$6,058.31	
DEC	\$901.50	\$2,101.47	\$923.60	\$1,850.61	\$11,889.14	
	<b>\$2,310.68</b>	<b>\$21,959.51</b>	<b>\$20,788.06</b>	<b>\$21,261.07</b>	<b>\$69,321.81</b>	<b>\$55,216.90</b>

**PARK USE TAX**

<b>RECVD:</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>
JAN		\$592.66	\$515.57	\$684.22	\$1,750.18	\$7,720.80
FEB		\$594.36	\$1,895.12	\$897.85	\$1,953.54	\$1,473.17
MAR		\$2,421.13	\$1,073.93	\$1,114.74	\$2,232.27	\$3,392.59
APR		\$656.01	\$507.77	\$958.51	\$2,558.91	\$10,166.91
MAY		\$311.21	\$1,042.95	\$1,317.95	\$2,185.60	\$4,907.33
JUN		\$795.48	\$1,088.23	\$668.80	\$2,698.88	
JUL		\$452.48	\$997.76	\$709.78	\$2,578.43	
AUG	\$0.00	\$964.35	\$817.06	\$757.52	\$4,443.99	
SEP	\$84.03	\$711.36	\$502.42	\$1,107.76	\$2,579.33	
OCT	\$256.07	\$301.44	\$772.11	\$788.37	\$2,392.32	
NOV	\$364.48	\$2,128.20	\$719.16	\$662.67	\$3,029.25	
DEC	\$450.75	\$1,050.68	\$461.69	\$925.34	\$5,944.67	
	<b>\$1,155.33</b>	<b>\$10,979.36</b>	<b>\$10,393.77</b>	<b>\$10,593.51</b>	<b>\$34,347.37</b>	<b>\$27,660.80</b>



## **OZARKS FAMILY YMCA Willow Springs Branch**



### **Program Report –May, 2023**

#### **Golf Tournament:**

**We had our annual YMCA/G&W foods golf tournament on Saturday, April 22. We had 23 teams, with a total of 46 participants. We had more teams signed up, but the closer we got to the tournament, a few teams dropped out due to the forecasted cooler temperatures. It was a chilly day, but we were still pleased with the turnout and the golfers still had a good time. Proceeds benefit our youth programs and scholarship fund. As always, we appreciate Dave and his employees for always being so helpful and getting the golf course ready for this tournament!!**

#### **T-Ball & Coach Pitch:**

**We are halfway through our T-ball and Coach Pitch programs. T-ball has 32 kids and we have four teams. Coach Pitch also has 32 kids divided into four teams. The kids are doing a great job at learning the fundamentals in both programs.**

#### **Youth Baseball & Softball:**

**Numbers are down in the summer ball program. The girls numbers are good. We have a Girls 9-10 team with 13 girls and a Girls 11-13 team with 14 girls. We did not have enough boys in either division. In both of these divisions, we have been competing the last couple of years with groups of “hand picked travel players” that don’t want to be split up and they play elsewhere. So this summer that didn’t leave enough boys to make a team in either division. Also, in the 11-12 division, 6<sup>th</sup> graders are now allowed to play with middle school teams through the school, so we lose some kids to that, since their season is still going on when ours starts. So we’re battling a couple of things that affects our numbers. Hopefully as the younger kids we have now move up into the older divisions, our numbers will go up again, unless the same thing keeps happening. The girls games will start the week of May 15 and will run through the end of June. They will play teams from Licking, Cabool, Mt. View, Summersville, Eminence, Winona, and Birch Tree.**

#### **Youth Soccer:**

**We have 127 kids in the Spring league. (This large number also contributes to lower numbers in baseball/softball). Teams have been practicing since March. Games started early April and will go through the end of May. We had one group in the U6 Little Kickers four week instructional program. We have two U8 teams, two U10, three U14, and one U19. In the Spring we play teams from Mt. Grove, Mt. View, and Winona/Eminence. Houston plays in the Fall league, but not the Spring. We are trying to get them to play in the Spring league too in the future.**

**\*\*We did just find out that we are losing our soccer fields after this Spring season. The owners of the land are doing more construction which is now cutting into the soccer fields more. So we are trying to figure out something ASAP so that we can still have our Fall season.**

**Willow Springs Statement Of Activities**  
**Ozarks Family YMCA**  
**03/01/2023 - 03/31/2023**

Account Number	Account Name	03/01/2023 - 03/31/2023			Year to Date 2023		
		Actual	Budget	\$ Var.	Actual	Budget	\$ Var.
<b>Revenue</b>							
01-04-01-0111	Strong Y Campaign	4,871.25	4,000.00	871.25	9,586.75	10,500.00	(913.25)
01-04-01-1410	Sale of Supplies	28.00	25.00	3.00	490.50	715.00	(224.50)
01-04-01-1510	Investment Income	-	-	-	6.44	-	6.44
01-04-01-1514	Insufficient Funds Income	45.00	15.00	30.00	60.00	105.00	(45.00)
01-04-02-0112	Willow Rotary Contribution	-	-	-	4,150.00	4,000.00	150.00
01-04-02-0124	City of Willow Springs Contribution	1,250.00	1,250.00	-	8,750.00	9,350.00	(600.00)
01-04-02-0143	Silver Sneakers	702.00	650.00	52.00	4,346.00	4,550.00	(204.00)
01-04-02-0810	United Way Contribution	-	500.00	(500.00)	1,000.00	1,500.00	(500.00)
01-04-03-1130	High School Membership	50.00	50.00	-	731.00	350.00	381.00
01-04-03-1140	Adult Membership	1,470.00	1,700.00	(230.00)	8,225.46	10,500.00	(2,274.54)
01-04-03-1148	Scholarship - Adult	-	15.00	(15.00)	45.00	105.00	(60.00)
01-04-03-1150	Senior Membership	181.25	200.00	(18.75)	2,205.75	1,400.00	805.75
01-04-03-1158	Scholarship - Senior	10.25	-	10.25	71.75	-	71.75
01-04-03-1160	Senior Couple	107.68	200.00	(92.32)	1,167.76	1,800.00	(632.24)
01-04-03-1170	Single Parent Membership	200.00	250.00	(50.00)	1,753.75	1,750.00	3.75
01-04-03-1178	Scholarship - Single Parent Family	-	30.00	(30.00)	106.75	210.00	(103.25)
01-04-03-1180	Family Membership	2,070.07	2,500.00	(429.93)	18,179.20	15,600.00	2,579.20
01-04-03-1188	Scholarship - Family	36.56	75.00	(38.44)	962.17	525.00	437.17
01-04-03-1198	Daily Usage Fee	30.00	100.00	(70.00)	479.00	650.00	(171.00)
01-04-04-1300	Youth Programs	1,925.00	6,400.00	(4,475.00)	14,891.79	12,200.00	2,691.79
01-04-04-1398	Scholarships - Youth Programs	-	150.00	(150.00)	-	250.00	(250.00)
01-04-05-1300	Adult Programs	-	-	-	695.00	-	695.00
<b>Total Revenue</b>		<b>12,977.06</b>	<b>18,110.00</b>	<b>(5,132.94)</b>	<b>77,904.07</b>	<b>76,060.00</b>	<b>1,844.07</b>
<b>Expenses</b>							
01-04-01-2118	Support Staff	2,142.00	2,304.00	162.00	15,773.54	16,542.00	768.46
01-04-01-2124	Professional Payroll	3,169.60	3,186.15	16.55	24,096.85	23,896.17	(200.68)
01-04-01-2210	Medical Benefits	788.47	675.00	(113.47)	4,883.93	4,725.00	(158.93)
01-04-01-2510	Office Supplies	340.29	100.00	(240.29)	992.08	605.00	(387.08)
01-04-01-2520	Facility Supplies	108.07	100.00	(8.07)	564.74	625.00	60.26
01-04-01-2555	Concessions or Supplies for Resale	-	10.00	10.00	117.95	225.00	107.05
01-04-01-2601	Telecommunications	194.95	195.00	0.05	1,364.53	1,365.00	0.47
01-04-01-2710	Postage	63.00	60.00	(3.00)	126.00	180.00	54.00
01-04-01-2801	Rent	600.00	600.00	-	4,200.00	4,200.00	-
01-04-01-2831	Utilities - Electric	296.80	300.00	3.20	2,468.90	2,300.00	(168.90)
01-04-01-2832	Natural Gas	831.76	750.00	(81.76)	5,288.60	3,095.00	(2,173.60)
01-04-01-2841	Maintenance & Repair	664.00	-	(664.00)	2,562.70	600.00	(1,962.70)
01-04-01-2940	Equipment	-	-	-	989.59	-	(989.59)
01-04-01-3150	Fundraiser/Special Events Expense	658.40	460.00	(198.40)	658.40	560.00	(98.40)
01-04-01-3501	Miscellaneous Dues	-	-	-	-	50.00	50.00
01-04-01-4800	Association Allocation	358.01	356.00	(2.01)	1,673.99	1,676.00	2.01
01-04-03-2118	Fitness Staff	-	-	-	-	-	-
01-04-03-3638	Membership Scholarship Expense	46.81	120.00	73.19	1,185.67	840.00	(345.67)
01-04-04-2540	Youth Programs Expense	1,864.95	900.00	(964.95)	6,037.94	5,750.00	(287.94)
01-04-04-3638	Program Scholarship Expense	-	150.00	150.00	-	250.00	250.00
01-04-05-2118	Adult Programs Staff	96.00	75.00	(21.00)	303.50	525.00	221.50
01-04-05-2540	Adult Programs Expense	-	-	-	-	-	-
<b>Total Expenses</b>		<b>12,223.11</b>	<b>10,341.15</b>	<b>(1,881.96)</b>	<b>73,268.91</b>	<b>68,009.17</b>	<b>(5,259.74)</b>
<b>Change in Net Assets</b>		<b>753.95</b>	<b>7,768.85</b>	<b>(7,014.90)</b>	<b>4,635.16</b>	<b>8,050.83</b>	<b>(3,415.67)</b>

## airport board minutes

John Bailey <john@baileychevy.com>

Sat 4/22/2023 1:04 PM

To: hduddridge@willowspringsmo.com. <hduddridge@willowspringsmo.com.>

Airport Board for April 13 , 2023

Meeting was posted 24 hrs prior to comply with sunshine law.

Present: . J Bailey, M White T, White and P Stuart

1. Minutes 2/09/2023 were read and approved...motion by J Bailey 2<sup>nd</sup> by M White ... passed
2. Status reports from ongoing work orders/ improvements needed. The City Mechanic will check and see if the old Hocker Oil station now occupied by the Chamber of Commerce has any parts/pumps
3. Safety Issues .. The new 200 foot tower application was discussed after an article appearing in the Howell County New. Mike White tentatively reported that the tower was on HOLD. Mike W also reported there is a FAA/FCC website "tool" that shows proposed towers. Mercury Vaper light by hangar #7 was replace with a new LED fixture. Work order was closed.

4. General Maintenance. City reports the runway is scheduled to be sealed and striped this year.

.Fuel update: Still selling fuel at \$5.75 per gallon. Hoping for a slight price drop soon to promote aviation in the area.

•5 New business: No new business currently.

.. Motion to adjourn at 6:55 by P Stuart 2nd M White ..passed  
Next meeting Thursday 05/11/2023



**City of Willow Springs**

900 W. Main

P.O. Box 190

Willow Springs, MO 65793

**Phone:** (417) 469-2107

**Fax:** (417) 469-4789

**Email:** [hduddridge@willowspringsmo.com](mailto:hduddridge@willowspringsmo.com)

26 April 2023

RE: 2023 Business License

Dear Sir or Madam:

As you know, the Board of Aldermen discussed this matter in open session on Tuesday, April 18, 2023. Please let this letter serve as formal notice that your 2023 Business License is currently past due. A copy of the ordinance regarding Business Licenses and Regulations is attached hereto.

We have written you on two previous occasions regarding your renewal - once in October with the initial renewal notice, and once again in March when penalties were assessed and a notice of discussion in open session before the Board of Aldermen. As of this date, we have not heard from you. **Please remit \$48.00 by 4:30 pm on May 10, 2023.** If this license fee is not remitted by the due date, a citation may be issued, and this matter will be taken before the Board of Aldermen for a public hearing with your presence requested.

Sincerely,

Heather Duddridge  
City Clerk

---

**Return/Affidavit**

I certify that I served this letter in Willow Springs, Howell County, Missouri by delivering a copy to

\_\_\_\_\_ (name) on \_\_\_\_\_ (date) at

\_\_\_\_\_ (time).

\_\_\_\_\_  
Officer



**City of Willow Springs**

900 W. Main

P.O. Box 190

Willow Springs, MO 65793

**Phone:** (417) 469-2107

**Fax:** (417) 469-4789

May 15<sup>th</sup>, 2023

From: City Administrator, Beverly Hicks

FYI.....

As a reminder, last month at the regular council meeting, we brought to you a draft of a distracted driver ordinance for general discussion. Knowing that a bill in the Missouri Senate had been introduced as a state-wide mandate, we did not move to amend any portion of the local ordinance, waiting to see if the state bill would be adopted.

Missouri legislators passed [Senate Bill 398](#), which included the “[Siddens Bening Hands Free Law](#)”, Thursday, May 11, 2023 which will require all drivers to utilize hands-free cell phone features while behind the wheel. The bill now awaits the Governor’s signature.

Once signed, Missouri will become the 49th state plus D.C. to prohibit texting while driving for all drivers no matter the age of the driver. In Missouri, between 2012 and 2021, there have been 197,564 distracted driving-related crashes that killed 801 people, according to Missouri Coalition for Roadway Safety [data](#).

Under the bill, drivers are prohibited from physically holding a cell phone. The bill does allow drivers to utilize GPS navigation and music apps/functions on a cell phone.

The bill contains specific exemptions for drivers communicating in emergency situations and for-hire drivers.

Under the penalty provisions, a first-time violation will result in a fine up to \$100. Fine amounts increase, up to \$500, for repeat convictions within a two-year period. Additional penalties can occur, including misdemeanor or felony charges if the distracted driver causes a crash that results in significant property damage, serious injury or death.

Once signed by the governor, the bill will take effect on August 28, 2023, however, the penalty provisions will not be enacted until January 1, 2025, to allow adequate time for public education.

With the above happening on a state level, it is clear the municipalities will not be allowed to adopt any language or ordinances that do not reflect the actions taken within the newly adopted state bill.

I believe that Governor Parsons will sign SB 398, due to the fact this bill was adopted by the House and Senate with bipartisan approval.

I have included in the next couple of pages the bill summary with the electronic communication device use highlighted in red.

Thank you

  
Beverly Hicks

City Administrator

## Current Bill Summary

HCS/SS/SCS/SB 398 - This act enacts provisions relating to motor vehicles.

### COLLECTION OF SALES TAX BY MOTOR VEHICLE DEALERS (Sections 144.020 and 144.070)

This act provides that following development of the Department of Revenue's modernized system for vehicle titling and registration, driver licensing, and liens, licensed motor vehicle dealers shall collect and remit to the Department the sales tax due on all motor vehicles the dealer sells.

These provisions are identical to provisions in HCS/HB 894 (2023), provisions in HCS/SS/SCS/SBs 56 & 61 (2023), and provisions in SCS/HB 415 (2023), and similar to SB 23 (2023), HB 1733 (2022), provisions in SS/SB 762 (2022), SB 967 (2022), SB 720 (2022), HB 1873 (2022), HB 2740 (2022), SB 273 (2021), HB 235 (2021), HB 668 (2021), HB 1598 (2020), HB 2740 (2022), HB 809 (2021), HB 599 (2021), and HB 667 (2021).

### OPERATION OF MOTOR VEHICLES WHILE USING ELECTRONIC COMMUNICATION DEVICES (Sections 304.820 and 304.822)

This act repeals the current prohibitions against operation of motor vehicles while using hand-held electronic wireless communications devices (Section 304.820), as defined by law, and enacts different prohibitions in lieu thereof (Section 304.822).

The act creates the "Siddens Bening Hands Free Law", which prohibits a number of uses of electronic communication devices while operating motor vehicles, as detailed in the act, as well as provides exceptions.

The act specifies penalties for violations of these provisions, including enhanced penalties for repeat offenders, violations occurring in a work zone when workers are present, violations occurring in a school zone, and violations that are the proximate cause of property damage, personal injury, or death.

Law enforcement officers who stop a noncommercial motor vehicle for a violation of these provisions shall inform the operator of the operator's right to decline a search of their device, and shall not access the device without a warrant or confiscate the device while awaiting issuance of a warrant.

Violations of these provisions shall not be used to establish probable cause for any other violation, and the provisions of the act shall be subject to racial bias reporting as required by law.

This act preempts local regulation of the use of electronic communication devices by the operators of vehicles.

Prior to January 1, 2025, a law enforcement officer who stops a noncommercial motor vehicle for a violation of these provisions shall not issue a citation for the violation, and shall only issue a warning.

No person shall be stopped, inspected, or detained solely for a violation of these provisions.

These provisions are similar to provisions in SS/SCS/SBs 56 & 61 (2023), SB 972 (2022), SCS/SB 713 (2022), HB 1487 (2022), HB 1571 (2022), HB 1701 (2022), HB 2229 (2022), HB 2243 (2022), HB 2279 (2022), HB 2449 (2022), HB 853 (2021), HB 1076 (2021), HB 110 (2021), HB 241 (2021), HB 258 (2021), HB 798 (2021), contains provisions similar to HB 73 (2021) and HB 103 (2021), and is similar to SB 532 (2020), HB 1474 (2020), HB 1531 (2020), HB 1879 (2020), HB 1265 (2020), HB 1290 (2020), HB 1633 (2020), and HB 1674 (2020).

### MOTOR VEHICLE FRANCHISE PRACTICES ACT (Sections 407.812 and 407.828)

This act prohibits certain entities from engaging in the business of selling motor vehicles, except as permitted by the Motor Vehicle Franchise Practices Act ("MVFP Act"), and specifies parties that shall have standing to enforce the prohibitions. (Section 407.812).



The act also modifies provisions applicable to warranty services. Under the act, compensation for the services is based on rates charged by the franchisee rather than on rates charged by comparable franchisees in the market. (Section 407.828.1-3). Claims not disapproved by the franchisor in writing within 30 days shall be considered approved and paid within 15 days, rather than within 10 days. (Section 407.828.6). The act exempts certain part assemblies from the requirement that franchisors compensate franchisees for recall work in the same manner as warranty work. (Section 407.828.8).

Lastly, the act specifies procedures for franchisees to file complaints with the Administrative Hearing Commission.

Franchisees may file claims within 60 days, rather than 30 days, after receiving an adverse decision on a claim under the act. Franchisors shall file an answer to the complaint within 30 days, and a hearing shall be held within 60 days of the franchisee's answer. If the Administrative Hearing Commission finds a franchisor has violated the requirements of the warranty statute, the franchisor shall compensate the franchisee as required by law. (Section 407.828.12).

FIRST REGULAR SESSION  
[PERFECTED]  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILLS NOS. 56 & 61**

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BEAN.

1205S.04P

KRISTINA MARTIN, Secretary

**AN ACT**

To repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to prohibitions against using electronic communication devices while operating motor vehicles, with penalty provisions.

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

Section A. Section 304.820, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 304.822,  
3 to read as follows:

**304.822. 1. This section shall be known as the**  
2 **"Siddens Bening Hands Free Law".**

3 **2. As used in this section, the following terms shall**  
4 **mean:**

5 **(1) "Commercial motor vehicle", the same meaning as is**  
6 **ascribed to such term in section 302.700;**

7 **(2) "Electronic communication device", a portable**  
8 **device that is used to initiate, receive, store, or view**  
9 **communication, information, images, or data electronically;**

10 **(a) Such term shall include but not be limited to:**  
11 **cellular telephones; portable telephones; text-messaging**  
12 **devices; personal digital assistants; pagers; broadband**  
13 **personal communication devices; electronic devices with**

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

14 mobile data access; computers, including but not limited to  
15 tablets, laptops, notebook computers, and electronic or  
16 video game systems; devices capable of transmitting,  
17 retrieving, or displaying a video, movie, broadcast  
18 television image, or visual image; and any substantially  
19 similar device that is used to initiate or receive  
20 communication or store and review information, videos,  
21 images, or data;

22 (b) Such term shall not include: radios; citizens band  
23 radios; commercial two-way radio communication devices or  
24 their functional equivalent; subscription-based emergency  
25 communication devices; prescribed medical devices; amateur  
26 or ham radio devices; or global positioning system  
27 receivers, security, navigation, communication, or remote  
28 diagnostics systems permanently affixed to the vehicle;

29 (3) "Highway", the same meaning as is ascribed to such  
30 term in section 302.010;

31 (4) "Noncommercial motor vehicle", the same meaning as  
32 is ascribed to such term in section 302.700;

33 (5) "Operating", the actual physical control of a  
34 vehicle;

35 (6) "Operator", a person who is in actual physical  
36 control;

37 (7) "School bus", the same meaning as is ascribed to  
38 such term in section 302.700;

39 (8) "Voice-operated or hands-free feature or  
40 function", a feature or function, whether internally  
41 installed or externally attached or connected to an  
42 electronic communication device, that allows a person to use  
43 an electronic communication device without the use of either  
44 hand, except to activate, deactivate, or initiate the  
45 feature or function with a single touch or single swipe.

46           3. Except as otherwise provided in this section, while  
47 operating a noncommercial motor vehicle or commercial motor  
48 vehicle on any highway or property open to the public for  
49 vehicular traffic in this state, no operator shall:

50           (1) Physically hold or support, with any part of his  
51 or her body, an electronic communication device;

52           (2) Write, send, or read any text-based communication,  
53 including but not limited to a text message, instant  
54 message, email, or social media interaction on an electronic  
55 communication device. This subdivision shall not apply to  
56 operators of a noncommercial motor vehicle using a voice-  
57 operated or hands-free feature or function that converts the  
58 message to be sent as a message in a written form, provided  
59 that the operator does not divert his or her attention from  
60 lawful operation of the vehicle;

61           (3) Make any communication on an electronic  
62 communication device, including a phone call, voice message,  
63 or one-way voice communication; provided however, that this  
64 prohibition shall not apply to use of a voice-operated or  
65 hands-free feature or function;

66           (4) Engage in any form of electronic data retrieval or  
67 electronic data communication on an electronic communication  
68 device;

69           (5) Manually enter letters, numbers, or symbols into  
70 any website, search engine, or application on an electronic  
71 communication device;

72           (6) Watch a video or movie on an electronic  
73 communication device, other than watching data related to  
74 the navigation of the vehicle; or

75           (7) Record, post, send, or broadcast video, including  
76 a video conference, on an electronic communication device,  
77 provided that this prohibition shall not apply to electronic

78 devices used for the sole purpose of continually monitoring  
79 operator behavior by recording or broadcasting video within  
80 or outside the vehicle.

81 4. The operator of a school bus shall not use or  
82 operate an electronic communication device while the school  
83 bus is in motion unless the device is being used in a  
84 similar manner as a two-way radio to allow live  
85 communication between the operator and school officials or  
86 public safety officials. The operator of a school bus shall  
87 not use or operate an electronic communication device or a  
88 two-way radio while loading or unloading passengers.

89 5. This section shall not apply to:

90 (1) Law enforcement officers or operators of emergency  
91 vehicles, as such term is defined in section 304.022, who  
92 are both using the electronic communication device and  
93 operating the emergency vehicle in the performance of their  
94 official duties;

95 (2) Operators using an electronic communication device  
96 for the sole purpose of reporting an emergency situation and  
97 continuing communication with emergency personnel during the  
98 emergency situation;

99 (3) Operators of noncommercial motor vehicles using an  
100 electronic communication device solely through a voice-  
101 operated or hands-free feature or function;

102 (4) Operators of commercial motor vehicles using a  
103 voice-operated or hands-free feature or function, as long as  
104 the operator remains seated and is restrained by a seat belt  
105 as required by law;

106 (5) Operators of commercial motor vehicles reading a  
107 message displayed on a permanently installed communication  
108 device designed for a commercial motor vehicle with a screen

109 that does not exceed ten inches tall by ten inches wide in  
110 size;

111 (6) Operators using electronic communication devices  
112 while the vehicle is lawfully stopped or parked;

113 (7) Commercial motor vehicles that are responding to a  
114 request for roadside assistance, when such response is  
115 conducted by a motor club as defined in section 385.450 or a  
116 towing company as defined in section 304.001;

117 (8) The use of an electronic communication device to  
118 relay information between a transit or for-hire vehicle  
119 operator and that operator's dispatcher, provided the device  
120 is mounted or affixed to the vehicle;

121 (9) The use of an electronic communication device to  
122 access or view a map for navigational purposes; or

123 (10) The use of an electronic communication device to  
124 access or listen to an audio broadcast or digital audio  
125 recording.

126 6. Except as otherwise provided in this subsection,  
127 violation of this section shall be an infraction. Penalties  
128 for violations of this section shall be as provided in this  
129 subsection. Prior convictions shall be pleaded and proven  
130 in the same manner as required under section 558.021.

131 (1) For a conviction under this section where there is  
132 no prior conviction under this section within the preceding  
133 twenty-four months, the court shall impose a fine of up to  
134 one hundred fifty dollars.

135 (2) For a conviction under this section where there is  
136 one prior conviction under this section within the preceding  
137 twenty-four months, the court shall impose a fine of up to  
138 two hundred fifty dollars.

139 (3) For a conviction under this section where there  
140 are two or more prior convictions under this section in the

141 preceding twenty-four months, the court shall impose a fine  
142 of up to five hundred dollars.

143 (4) For a conviction under this section where the  
144 violation occurred in a work zone when workers are present,  
145 as such terms are defined in section 304.580, or for a  
146 conviction under this section where the violation occurred  
147 in an area designated as a school zone and marked in any way  
148 that would alert a reasonably prudent operator to the  
149 presence of the school zone, the court shall impose a fine  
150 of up to five hundred dollars.

151 (5) A violation of this section that is the proximate  
152 cause of damage to property in excess of five thousand  
153 dollars shall be a class D misdemeanor.

154 (6) A violation of this section that is the proximate  
155 cause of serious physical injury to another person shall be  
156 a class B misdemeanor.

157 (7) A violation of this section that is the proximate  
158 cause of the death of another person shall be a class D  
159 felony.

160 (8) A violation of this section while operating a  
161 commercial motor vehicle shall be deemed a serious traffic  
162 violation, as such term is defined in section 302.700, for  
163 purposes of commercial driver's license disqualification  
164 under section 302.755.

165 7. A law enforcement officer who stops a noncommercial  
166 motor vehicle for a violation of this section shall inform  
167 the operator of the operator's right to decline a search of  
168 their electronic communication device and shall not access  
169 the electronic communication device without a warrant, nor  
170 confiscate the device while awaiting issuance of a warrant.

171 8. A violation of this section shall not be used to  
172 establish probable cause for any other violation.

173           9. The provisions of this section shall be subject to  
174 the reporting requirements set forth in section 590.650.

175           10. The state preempts the field of regulating the use  
176 of electronic communication devices by the operators of  
177 commercial and noncommercial motor vehicles. The provisions  
178 of this section shall supercede any local laws, ordinances,  
179 orders, rules, or regulations enacted by a county,  
180 municipality, or other political subdivision to regulate the  
181 use of electronic communication devices by the operator of a  
182 commercial or noncommercial motor vehicle.

183           11. Prior to January 1, 2025, a law enforcement  
184 officer who stops a noncommercial motor vehicle for a  
185 violation of this section shall not issue a citation for a  
186 violation of this section and shall only issue a warning.

187           12. No person shall be stopped, inspected, or detained  
188 solely for a violation of this section.