

**AN ORDINANCE OF THE CITY COUNCIL AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A DEVELOPER AGREEMENT WITH THE REPUBLIC R-III SCHOOL DISTRICT FOR INSTALLATION OF CERTAIN INFRASTRUCTURE AT THE SITE OF THE NEW REPUBLIC INTERMEDIATE SCHOOL**

**WHEREAS**, the City of Republic, Missouri, (“City” or “Republic”) is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

**WHEREAS**, Section 70.220, RSMo., authorizes municipalities and political subdivisions of the State of Missouri to cooperate with each other by, among other things, entering into cooperative agreements with each other regarding the planning, development, construction, acquisition, or operation of public improvements; and

**WHEREAS**, the Republic R-III School District (“School District”) desires to partner with the City for the City to install certain public improvements at the site of the new Intermediate School, located near U.S. Highway 60 and Commercial Avenue; and

**WHEREAS**, to set forth the terms under which the City would construct those public improvements, the City is proposing a Developer Agreement with the School District, consistent with the provisions of § 70.220, RSMo.; and

**WHEREAS**, under the proposed Developer Agreement, the School District will be responsible for reimbursing the City for all its actual costs incurred in constructing the public improvements, with the sole exception of costs for labor provided by City employees, and

**WHEREAS**, upon hearing presentation by staff, the Council finds it in the best interest of the City to approve the Developer Agreement with the School District, as it will benefit the City’s residents and the general public by contributing to the successful construction of the new Intermediate School in the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:**

- Section 1:** The City Administrator, or his/her designee, on behalf of the City, is authorized to enter into a Developer Agreement with the Republic R-III School District, to be in substantially the same form as that attached hereto and labeled “Attachment 1”.
- Section 2:** The City Administrator, or his/her designee, on behalf of the City, is authorized to take the necessary steps to execute this Ordinance.
- Section 3:** The WHEREAS clauses above are specifically incorporated herein by reference.
- Section 4:** The provisions of this Ordinance are severable, and if any provisions hereof are declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.
- Section 5:** This Ordinance shall take effect and be in force from and after its passage as provided by law.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Republic, Missouri,  
this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**Attest:**

\_\_\_\_\_  
Matt Russell, Mayor

\_\_\_\_\_  
Laura Burbridge, City Clerk

**Approved as to Form:**

\_\_\_\_\_  
Megan McCullough, City Attorney

**Final Passage and Vote:**