

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A DEVELOPMENT
AGREEMENT WITH GARTON 5, LLC, FOR WATER LINE PUBLIC IMPROVEMENTS TO
THE GARTON BUSINESS PARK**

WHEREAS, the City of Republic, Missouri, (herein called the “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, Garton 5, LLC (“Developer”) is the owner and developer of land in the Garton Business Park (“Garton Property”) area located in the City of Republic; and

WHEREAS, Developer is continuing to develop the Garton Property for future industrial purposes; and

WHEREAS, in order to continue development in the Garton Property, certain public improvements need to be constructed on the Garton Property; and

WHEREAS, a development agreement has been negotiated in which Developer will reimburse City the costs of installing approximately 1,035 linear feet of the public improvements on the Garton Property related to the water main needed by Developer for the Garton Property; and

WHEREAS, the Developer desires to enter into a development agreement with the City to formalize the terms of the public improvements of the Garton Property; and

WHEREAS, the City Council finds this development agreement is in the best interest of the City as it will benefit the community through the continued economic growth and development of the Garton Property.

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

- Section 1. The City Administrator or designee, on behalf of the City of Republic, is authorized to enter into a development agreement with Developer, said agreement to be in substantially the same form as “Attachment 1.”
- Section 2. The whereas clauses are hereby specifically incorporated herein by reference.
- Section 3. The provisions of this Ordinance are severable, and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.
- Section 4. This Ordinance shall be in full force and effect from and after the date of 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 _____ 2021.

Matt Russell, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2021.01.08 09:17:45
-06'00', Scott Ison, City Attorney

Final Passage and Vote: _____