

DEVELOPMENT AGREEMENT ADDENDUM NUMBER ONE

THIS DEVELOPMENT AGREEMENT ADDENDUM NUMBER ONE (“Addendum”) is entered into this ____ day of _____, 2020, by and between the City of Republic Missouri (“City”) and the Republic R-3 School District (“District”). The City and District are collectively addressed as the “Parties.”

WITNESSETH:

WHEREAS, on February 4, 2020, in Ordinance 20-01, the Council authorized a development agreement with the District for public water line improvements for a new early childhood education center on the Property, and

WHEREAS, the Parties previous entered into a Development Agreement dated March 23, 2020, and

WHEREAS, after starting the project, the City re-evaluated the water line public improvements and replaced an aging water main connection with at 10” loop, and

WHEREAS, due to the replacement of the aging water main, there was a benefit to the City in addition to the District, the City has agreed not to charge the District for the labor of City employees used on this Project, and

WHEREAS, the Parties desire an addendum to the Contract to modify certain terms and conditions.

NOW, THEREFORE, the Parties agree as follows:

1. Contract Amendment:

- a. Paragraph 3(a)(iii) shall be amended to read:

City shall be reimbursed by District all the actual costs incurred by City in the Public Improvements shown on Exhibit B, attached hereto and incorporated by reference into this Agreement, in the highlighted red in color, including, but not limited to, materials, labor of contractor and subcontractors but not the labor for City employees, equipment, tools, water, utilities, transportation, taxes, local, state, and federal public works laws and regulations and all other services and facilities necessary for the execution and completion of the Public Improvements pursuant to this Agreement. Payment by District to City under this paragraph shall be made within 60 days after City has completed all the Public Improvements and after District is invoiced for the Public Improvements by City.

2. No Other Modification: Except as specifically modified by this Addendum under Paragraph 1, Contract Amendment, each and every other term and condition of the Agreement shall remain unchanged and in full force and effect without modification.

IN WITNESS WHEREOF, the parties have caused this Agreement Addendum Number One to be executed as of the day and year first above written.

DISTRICT/OWNER

Republic R-3 School District

By _____

Title _____

ATTEST:

By _____

Title _____

APPROVED AS TO FORM:

By _____

Title _____

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CITY OF REPUBLIC

David Cameron, City Administrator

Attest: Laura Burbridge, City Clerk

Approved as to finance and budgetary purposes:

Debbie Parks, Finance Director

Approved as to Form:



Digitally signed by Scott
Ison
Date: 2020.09.14
08:43:04 -05'00'

Scott Ison, City Attorney

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