

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH DRURY PROPERTIES INC. FOR RIGHT OF WAY ACCESS AT U.S. HIGHWAY 60 AND FARM ROAD 107 AS PART OF THE NEW REPUBLIC INTERMEDIATE SCHOOL PROJECT

WHEREAS, the City of Republic, Missouri, (“City” and/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, Drury Properties, Inc. (“Drury”) currently owns approximately 2.12 acres of improved real property located near the intersection of existing Farm Road 107 and U.S. Highway 60 in Republic (the “Property”); and

WHEREAS, the Republic School District (“School District”) is currently planning for construction of a new school building on certain real property it owns immediately to the north of the Property; and

WHEREAS, in order to ensure safe and adequate access to the new school, once constructed, certain infrastructure and improvements must be made to various areas surrounding the Property, including portions of the Property itself; and

WHEREAS, among the improvements needed is the realignment of existing Farm Road 107 and the construction of a new intersection at the realigned Farm Road 107 and U.S. Highway 60, which will require right-of-way access to a portion of the Property; and

WHEREAS, the School District has agreed to convey its interest in approximately 0.86 acres of its land to Drury in exchange for Drury’s agreement to grant the City right-of-way access to the affected portion of the Property; and

WHEREAS, the City wishes to enter into a Memorandum of Understanding (“MOU”) with Drury to set forth the terms under which Drury will grant the City the right-of-way access in exchange for the City’s promises to provide specified access points to Drury as part of the School District’s middle school project; and

WHEREAS, the Council finds it in the best interest of the City to approve of the MOU with Drury, as it will help to advance the priority of ensuring safe, adequate access to and from the new intermediate school at the impacted location.

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

Section 1. The City Administrator, or his designee, on behalf of the City, is authorized to enter into a Memorandum of Understanding with Drury Properties, Inc. setting forth the terms and conditions under which the parties will grant access rights and provide access points, to be in substantially the same form as that attached to this Resolution as “Attachment 1.”

Section 2. The City Administrator, or his designee, on behalf of the City, is authorized to take

the necessary steps to implement this Resolution.

Section 3. The whereas clauses are hereby specifically incorporated herein by reference.

Section 4. This Resolution shall become effective on and after the date of passage and approval 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.

Matt Russell, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:



Megan McCullough, City Attorney

Final Passage and Vote: