

**AN ORDINANCE OF THE CITY COUNCIL APPROVING EXECUTION OF A DEVELOPER AGREEMENT WITH EMPIRE DISTRICT ELECTRIC COMPANY FOR PARKING LOT ACCESS FOR THE FUTURE MORRIS PARK ON WEST STATE HIGHWAY 174**

**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**, the Empire District Electric Company (“Empire”) acquired approximately 4.8 acres of real property located at 503 North West Avenue for a future Republic location; and

**WHEREAS**, the location is adjacent to the land donated to the City of Republic for the future Morris Park; and

**WHEREAS**, Empire has agreed to donate a portion of their real property for use by the City of Republic for parking at the future Morris Park; and

**WHEREAS**, the Council finds the Developer Agreement is in the City’s best interest to allow ease of access to the future park.

**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 Empire District Electric Company (“Empire”) for parking access for Morris Park, in substantially the same form as 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 \_\_\_\_\_, 2024.

**Attest:**

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Eric Franklin, Mayor

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Laura Burbridge, City Clerk

**Approved as to Form:**



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Megan McCullough, City Attorney

**Final Passage and Vote:**