

RESOLUTION 2023-03

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A RESOLUTION OF THE CITY OF WEST PLAINS, MISSOURI
AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN
AGREEMENT WITH WEST PLAINS DOWNTOWN REVITALIZATION
INC. FOR ECONOMIC DEVELOPMENT.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WEST
PLAINS, MISSOURI AS FOLLOWS;

Section 1: The City Administrator is authorized and directed to execute an agreement with the West Plains Downtown Revitalization, Inc for a term of nine months. The amount expended for the contract shall be limited to \$9,000.00.

Section 2: The agreement shall be substantially the same in form and content as that agreement attached as Exhibit A.

Section 3: This Resolution shall be in full force and effect from and after the date of its passage and approval.

PASSED AND APPROVED THIS 21ST DAY OF FEBRUARY 2023.

CITY OF WEST PLAINS, MISSOURI

BY: _____
MAYOR MICHAEL TOPLIFF

ATTEST:

CITY CLERK ALLISON SKINNER

SERVICE CONTRACT

This agreement, entered into this 21st day of February, 2023, by and between the City of West Plains, Missouri, a municipal corporation, acting by and through its Mayor, hereinafter referred to as “City” and the West Plains Downtown Revitalization Inc., a corporation formed and existing under the General Not for Profit Corporation Act of Missouri, referred to as the “Downtown.”

WHEREAS, City desires to continue to promote the prosperity, economic betterment, general interest and welfare of the City according to its powers granted by law; and

WHEREAS, the West Plains Downtown Revitalization Inc. was formed for the purpose of performing functions and services which include those required to give expression to the City’s desire; and

WHEREAS, it is in the best interest of the City to utilize the services of the Downtown for the performance of functions and services that promote economic betterment, general interest and welfare of the City, for which reason the City desires to engage the Downtown and the Downtown desires to be engaged, for the performance of these functions and services.

NOW THEREFORE, the parties mutually agree that:

1. Downtown shall perform functions and services including but not limited to industrial/business development.
2. Downtown shall submit to the Mayor, City Council, and City Administrator a separate accounting of economic development expenditures including the specific use the City’s contribution on a monthly basis.
3. The services of Downtown are to commence upon the first day of April 2023 and shall be for a period of nine months expiring December 31, 2023.
4. City agrees to pay Downtown for services to be rendered hereunder the sum of nine thousand dollars (\$9,000.00) to be paid by April 30, 2023. This payment is equivalent to \$1,000 per month.
5. The Downtown agrees to present to City Council once a year on how funds provided by the City were spent towards economic development.
6. This contract may be terminated by either party with just cause, provided that the terminating party shall give written notice to the other party at least three (3) months prior to termination of this contract. In the event of termination, all

moneys due and owing shall be determined on a monthly prorata basis over the life of the contract until the effective date of termination.

7. The approval and execution of the contract by City is not intended to and does not in any manner make Downtown an agent, agency, or employee of City, it being expressly understood that the Downtown is in all respects an independent contractor, and the only liability of City created by the terms of this contract is the obligation to pay Downtown for services rendered.

8. Downtown shall keep its books and records open for inspection at reasonable times by the Finance Director or by any persons or entities designated by the City to perform audits.

9. This contract shall become effective upon execution by the parties herein and authorization or confirmation by resolution of City.

IN WITNESS WHEREOF, the parties have executed this contract to be effective the date first above written.

WEST PLAINS DOWNTOWN
REVITALIZATION INC.

CITY OF WEST PLAINS, MISSOURI

TITLE:

CITY ADMINISTRATOR SAM ANSELM

ATTEST:

ATTEST:

TITLE:

CITY CLERK ALLISON SKINNER