



AGENDA
City Council Meeting
Zoom Online Meeting
April 07, 2020 at 6:30 PM

Jeff Ussery, Mayor
Brandon Self, Ward I
Garry Wilson, Ward II
John Jones, Ward III
Charlie Brashers, Ward IV

Eric Franklin, Ward I
Gerry Pool, Ward II
Matt Russell, Ward III
Jim Deichman, Ward IV

Call Meeting to Order

Opening Prayer

Pledge of Allegiance to the United States Flag

Citizen Participation

Consent Agenda

1. Approve the City Council Minutes of March 24, 2020.
2. As per RSMo. 109.230(4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's office.

Board, Commission, and Committee Schedule

City Council Meeting	April 21, 2020
City Council Meeting	May 5, 2020
Board of Adjustment	April 2, 2020
Planning and Zoning	April 13, 2020

Old Business and Tabled Items

3. 20-14 An Ordinance of the City Council of the City of Republic, Missouri, Authorizing the Execution of a Cost Apportionment Agreement with the Missouri Highways and Transportation Commission for Sidewalk and Aesthetic Improvements Related to US 60 and MO 174 Intersection Improvements.

New Business (First Reading of Ordinances)

4. A Public Hearing of the City Council of the City of Republic, Missouri, Regarding Approving the Annexation of Approximately 2.9 Acres of Land Located at the 7500 Block of West Farm Road 174 and Adjacent Right-of-Way.
20-15 An Ordinance of the City Council of the City of Republic, Missouri, Approving the Annexation of Approximately 2.9 Acres of Land Located at the 7500 Block of West Farm Road 174 and Adjacent Right-of-Way.
5. 20-16 An Ordinance of the City Council of the City of Republic, Missouri, Approving the Final Plat of the Monte Cristo Phase Eight Subdivision.
6. 20-17 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Budget for Fiscal Year 2020.

Other Business (Resolutions)

7. 20-R-08 A Resolution of the City Council of the City of Republic, Missouri, Approving the City of Republic's COVID-19 Financial Sustainability and Recovery Plan.

Reports from Staff

Executive Session: *No further action, other than announcing adjournment by the Mayor, shall take place after an Executive Session that is scheduled as the last matter on the Agenda unless otherwise stated on the Agenda or as allowed per RSMo. 610.02.*

Adjournment

Individuals addressing the Council are asked to step to the microphone and clearly state their name and address before speaking. In accordance with ADA guidelines, if you need special accommodations to attend any city meeting, please notify the City Clerk's Office at 732-3140 at least three days prior to the scheduled meeting.

All meetings are recorded for public viewing.



**City of Republic
City Council Meeting
Online Zoom Meeting
Minutes of Regular Session
March 24, 2020**

The regular session meeting of the City Council of the City of Republic, Greene County, Missouri, was called to order by Mayor Jeff Ussery at 6:05 p.m. via Zoom Online Meetings. Council Members in attendance via Zoom were: Eric Franklin, Jim Deichman, Garry Wilson, John Jones, Brandon Self, Matt Russell, and Charlie Brashers. Council Member Gerry Pool was present by telephone. Others in attendance were: City Administrator David Cameron, Assistant City Administrator Lisa Addington, Assistant City Administrator Jared Keeling, City Attorney Scott Ison, Public Information Officer Mike Landis, Principal Planner Karen Haynes, Public Works Director Andrew Nelson, IT Director Josh Jones, and City Clerk Laura Burbridge.

OPENING PRAYER: Opening prayer was led by City Administrator David Cameron.

SALUTE TO THE UNITED STATES FLAG: The Pledge of Allegiance was led by Mayor Jeff Ussery.

MAYOR'S ANNOUNCEMENTS: Mayor Ussery announced an emergency Resolution to add to the agenda. Resolution 20-R-07 was submitted today in response to an order by Greene County. Council Member Pool motioned to add it to the agenda. Council Member Brashers seconded. The vote was 8 Aye-Brashers, Jones, Wilson, Self, Franklin, Pool, Russell, and Deichman. 0 Nay. Motion Carried. Mayor Ussery announced Resolution 20-R-07 will be discussed in other business.

Mayor Ussery also announced that Council Member Pool may vote on items other than roll call Ordinance votes due to being on the phone rather than on video.

CITIZEN PARTICIPATION: Mayor Ussery opened Citizen Participation at 6:06 p.m. first to Zoom participants. No one came forward so Mayor Ussery opened citizen participation to participants on the phone. No one came forward so Mayor Ussery closed Citizen Participation at 6:07 p.m.

CONSENT AGENDA: Motion was made by Council Member Wilson and seconded by Council Member Franklin to approve the Consent Agenda. The vote to approve the Consent Agenda was 8 Aye-Franklin, Pool, Russell, Deichman, Brashers, Jones, Wilson, and Self. 0 Nay. Motion carried.

1. Approve the City Council Minutes of March 3, 2020.
2. As per RSMo. 109.230(4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's office.
3. Vendor List.
4. Utility Billing Adjustments.

BOARD, COMMISSION AND COMMITTEE SCHEDULE:

- | | |
|-------------------------|----------------|
| 1. City Council Meeting | April 7, 2020 |
| 2. City Council Meeting | April 21, 2020 |
| 3. Board of Adjustment | April 2, 2020 |
| 4. Planning and Zoning | April 13, 2020 |

OLD BUSINESS AND TABLED ITEMS:

20-09 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Municipal Code of the City of Republic, Missouri, by Amending Title I, "Government Code," Chapter 130, "Municipal Court," Article II, "Court Costs and Fees," Regarding Reimbursement for Alcohol and Drug-Related Traffic Offenses. Motion was made by Council Member Wilson and seconded by Council Member Franklin to have the second reading of Bill 20-09 by title only. The vote was 8 Aye-Self, Wilson, Jones, Brashers, Deichman, Russell, Pool, and Franklin. 0 Nay. Motion Carried. Scott Ison was available to answer any questions regarding this bill. Council Member Deichman motioned for the passage of Bill 20-09. Council Member Franklin seconded. A roll call vote was taken. The vote was 7 Aye-Brashers, Franklin, Self, Deichman, Jones, Russell, and Wilson. 0 Nay. Motion Carried.

20-10 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Municipal Code of the City of Republic, Missouri, by Amending Title I, "Government Code," Chapter 100, "General Provisions," Article III, "Penalty," Regarding Court Costs. Motion was made by Council Member Franklin and seconded by Council Member Wilson to have the second reading of Bill 20-10 by title only. The vote was 8 Aye-Self, Wilson, Jones, Brashers, Deichman, Russell, Pool, and Franklin. 0 Nay. Motion carried. Scott Ison was available to answer questions from Council. Council Member Wilson motioned for the passage of Bill 20-10. Council Member Brashers seconded. A roll call vote was taken. The vote was 7 Aye-Russell, Deichman, Brashers, Wilson, Jones, Franklin, and Self. 0 Nay. Motion Carried.

20-11 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Municipal Code of the City of Republic, Missouri, by Amending Title I, "Government Code," Chapter 130, "Municipal Court," Article II, "Court Costs and Fees," Regarding Court Costs. Motion was made by Council Member Jones and seconded by Council Member Wilson to have the second reading of Bill 20-11 by title only. The vote was 8 Aye - Self, Wilson, Jones, Brashers, Deichman, Russell, Pool, and Franklin. 0 Nay. Motion carried. Mayor Ussery announced there was a proposed amendment to this bill. Scott Ison explained the changes to the bill. Council Member Deichman motioned to amend Bill 20-11 by amending section 130.250, subsection A, to include a

new subdivision 10 related to the Sheriffs' Retirement Fund. Council member Brashers seconded. The vote was 8 Aye-Deichman, Russell, Pool, Franklin, Self, Wilson, Jones, and Brashers. Council Member Deichman motioned for the passage of Bill 20-11. Council Member Franklin seconded. A roll call vote was taken. The vote was 7 Aye-Franklin, Jones, Deichman, Pool, and Wilson. 0 Nay. Motion Carried.

20-12 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Municipal Code of the City of Republic, Missouri, by Amending Title I, "Government Code," Chapter 105, "Elections," Article I, "In General," and Article II, "Wards," Regarding Elections. Motion was made by Council Member Wilson and seconded by Council Member Self to have the second reading of Bill 20-12 by title only. The vote was 8 Aye - Deichman, Russell, Pool, Franklin, Self, Wilson, Jones, and Brashers. 0 Nay. Motion carried. Scott Ison was available to answer questions from Council. Council Member Franklin motioned for the passage of Bill 20-12. Council Member Brashers seconded. A roll call vote was taken. The vote was 7 Aye-Franklin, Brashers, Russell, Deichman, Jones, Wilson, and Self. 0 Nay. Motion Carried.

20-13 An Ordinance of the City Council of the City of Republic, Missouri, Approving the Annexation of Approximately 6.4 Acres Located at 830 West O'Neal and Adjacent Right-of-Way (Parcel ID 881730200002). Motion was made by Council Member Deichman and seconded by Council Member Wilson to have the second reading of Bill 20-13 by title only. The vote was 8 Aye - Deichman, Russell, Pool, Franklin, Self, Wilson, Jones, and Brashers. 0 Nay. Motion carried. Karen Haynes was available to answer questions from Council. Council Member Wilson motioned for the passage of Bill 20-13. Council Member Deichman seconded. A roll call vote was taken. The vote was 7 Aye-Russell, Deichman, Wilson, Self, Franklin, Brashers, and Jones. 0 Nay. Motion Carried.

NEW BUSINESS (FIRST READING OF ORDINANCES):

20-14 An Ordinance of the City Council of the City of Republic, Missouri, Authorizing the Execution of a Cost Apportionment Agreement with the Missouri Highways and Transportation Commission for Sidewalk and Aesthetic Improvements Related to US 60 and MO 174 Intersection Improvements. Council Member Self motioned for the first reading of Bill 20-14 by title only. Council Member Wilson seconded. The vote was 8 Aye- Deichman, Russell, Pool, Franklin, Self, Wilson, Jones, and Brashers. 0 Nay. Motion Carried. Andrew Nelson provided an overview of the bill. Mayor Ussery reminded Council that this was a first read and to get with Mr. Nelson with any questions prior to the next meeting.

OTHER BUSINESS (RESOLUTIONS):

20-R-06 A Resolution of the City Council of the City of Republic, Missouri, Authorizing Payment to Missouri Rural Services Workers' Compensation Insurance Trust for Coverage for 2020/2021. Motion was made by Council Member Deichman for passage of 20-R-06. Council Member Wilson Seconded. Lisa Addington gave an overview of this Resolution. The vote was 8 Aye-Self, Wilson, Jones, Brashers, Deichman, Russell, Pool, and Franklin. 0 Nay. Motion Carried.

20-R-07 A Resolution of the City Council of the City of Republic, Missouri, Supporting the Advice and Direction of Federal, State, and Local Officials Related To COVID-19 and Encouraging the Citizens of Republic to Follow Those Preventative Measures. Motion was made by Council Member Wilson for passage of 20-R-07. Council Member Brashers Seconded. David Cameron gave an overview of this Resolution. The vote was 8 Aye-Self, Wilson, Jones, Brashers, Deichman, Russell, Pool, and Franklin. 0 Nay. Motion Carried.

REPORTS FROM STAFF:

1. Report from City Administrator David Cameron.
 - a. City Administrator David Cameron expressed his condolences to the family of Officer Welsh and all of Springfield Police. Mr. Cameron expressed it was great to see the region go out to support the family.
 - b. City Administrator David Cameron expressed that Council, the community, and staff have lead from the front in communication to make a clear and concise message without creating panic. Mr. Cameron expressed we want to be consistent with federal and state recommendations and guidelines. Mr. Cameron shared that the City began to put provisions in place to send out messaging to the community. The information changes hourly and we will continue to share it as it comes to us.
 - c. City Administrator David Cameron gave a shout out to staff for preparing 6500 letters including stuffing them to get the information out to citizens. Thank you to the community as well. We asked them to go online to pay their bill and _____ have signed up. Mr. Cameron also announced that Utility Billing is now able to take automated payments by phone. These measures are creating our own social distancing while allowing people to pay their bills. We are not doing shut offs and will work with people on their payments.
 - d. City Administrator David Cameron reported that staff is working remotely from home while getting secondary approval and checks are able to be approved and signed online. We have had 2-3 people in City Hall at most. Mr. Cameron thanked the community and businesses for stepping up and taking measures on their own to assure social distancing. It is important at this time to support our local businesses with take out orders.
 - e. City Administrator David Cameron shared information is being pushed out on our webpage and will be sent to Council as well. Mr. Cameron expressed thankfulness for Zoom and everyone's cooperation in doing this. Mr. Cameron thanked staff for making this happen and shared the hours of testing put in to make this a success. Mr. Cameron thanked everyone who has been a part of it.
 - f. City Administrator David Cameron thanked Mayor Ussery and Council Members for their leadership. Mr. Cameron expressed that Mayor Ussery has kept calm and cool and it means a lot in these times to work together. Mr. Cameron expressed a lot of communication with Mayor Ussery through this time and said we are fortunate how we are working. Mr. Cameron expressed that we are going to get through it.
2. Report from Mayor.
 - a. Mayor Ussery Thanked Josh Jones and staff for doing an amazing job with this. Other cities have tried to do this. Mayor Ussery expressed the proof is that Mr. Jones had the issue fixed within minutes so we could proceed.
 - b. Mayor Ussery expressed how great David and staff have been through this and

thanked Council. Mayor Ussery shared he has fielded a ton of calls and is trying to return every call to calm the fears. Mayor Ussery reassured everyone there is no National Guard in Republic, we aren't rationing items, and we aren't stopping people for being out. Mayor Ussery expressed that we are all here as citizens and doing this job because we love our community. Mayor Ussery expressed we would not take an action to hurt the community.

- c. Mayor Ussery spoke on what a powerful learning experience this has been while juggling a full time job. Mayor Ussery expressed he was grateful to have David, Lisa, Jared, Laura, and all the staff taking on the load and carrying it every day.
3. Report from Council.
 - a. Council Member Franklin thanked Mayor Ussery, David, and personnel for working to respond to the crisis. Mr. Franklin expressed appreciation for the additional effort. Mr. Franklin shared he is honored and proud to live in a city that responds the way we respond.
 - b. Council Member Self spoke to small business owners and reassured them we will get through this. Mr. Self expressed appreciation for everyone shopping local and share that every dollar counts, now more than ever. Mr. Self thanked everyone.
 4. Report from City Administrator David Cameron.
 - a. City Administrator David Cameron shared with Council that staff is likely to reconvene tomorrow to discuss suspension of services in concert with the position of the order regarding City facilities.

ADJOURNMENT:

Mayor Ussery Adjourned the meeting at 6:45 p.m.

ATTEST:

Laura Burbridge, City Clerk

Jeff Ussery, Mayor

RECORD RETENTION FORM

MISSOURI RETENTION MANUAL CODE	NAME/DATE OF RECORDS TO BE DISPOSED	DATE(S) OF DOCUMENTS	RETENTION TIME NEEDED FOR RECORD
GS 006 Subsidiary Ledger	May include journals, registers, monthly ledgers, accounting summary report, trial balance fund.	2013, 2017, 2018	Completion of Audit
GS 012 Correspondence-General	All departments	2014-15	1 year
GS 004 Budget Preparation Records	May include budget requests, budget working documents, worksheets, surveys, correspondence, and other budget related documents.	2015 -2018	Completion of Audit
GS 007 Accounts Payable	May include invoices, vouchers, billing records, refund files, statements, receipt records, cancelled checks, etc.	20152016	Completion of Audit
GS 010 Banking and Investment Records	May include statements, deposit books, deposit and withdraw slips, cancelled checks, check registers, statements and receipts for interest income, investment returns, and other bank records.	2014-2016	Completion of Audit plus 1 year
GS 008 Accounts Receivable	May include cash receipt files, sales tax/use tax distribution, reports, receipts, invoices, summaries, adjustments, account balances, and other receivable	2015-2017	Completion of Audit

RECORD RETENTION FORM

	records.		
GS 100 Health Policy Documentation Or GS 032 Employee Benefit Records	Cafeteria Benefit Plan	2004-2005	6 years 3 years after separation or eligibility expiration
GS 020 Work orders	Summit work orders	2012-2015	3 years
Request and Complaint Files	Utility Billing department	2015	3 years



AGENDA ITEM ANALYSIS

Project/Issue Name: 20-14 An Ordinance of the City Council of the City of Republic, Missouri, Authorizing the Execution of a Cost Apportionment Agreement with the Missouri Highways and Transportation Commission for Sidewalk and Aesthetic Improvements Related to US 60 and MO 174 Intersection Improvements.

Submitted By: Andrew Nelson, Public Works Director

Date: April 7, 2020

Issue Statement

Cost Share of roadway, drainage, and sidewalk improvements for the Highway 174/60 Intersection Improvements.

Discussion and/or Analysis

In conjunction with the planned improvements, the staff has asked MODOT to consider including sidewalk extension from Hines to the new intersection and along Highway 174 in preparation for a connection to the 174 trial. Staff has also requested that the new signal poles be powder coated black to give a better visual appearance to the area. The total cost share for these improvements is estimated to be \$181,500, of which \$169,000 are sidewalk and curb and gutter, \$12,500 for the upgraded signal and light poles. These funds would be provided by the General Fund and reimbursed to the General Fund from the CIST sales tax and added to Budget Amendment 1 for 2020.

Recommended Action

Staff recommends approval.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AUTHORIZING THE EXECUTION OF A COST APPORTIONMENT AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR SIDEWALK AND AESTHETIC IMPROVEMENTS RELATED TO US 60 AND MO 174 INTERSECTION IMPROVEMENTS.

WHEREAS, the City of Republic, Missouri, (herein called "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 Missouri Highways and Transportation Commission (herein called "MoDOT") has proposed a Cost Apportionment Agreement (herein called "Agreement") with the City for aesthetic improvements related to US 60 and MO 174 Intersection Improvements in the City (herein called "Project"); and

WHEREAS, this Agreement will obligate the City to contribute \$181,500.00 towards the Project; and

WHEREAS, the Council finds that this Agreement is in the best interest of the City as the Project will add necessary safety and aesthetic improvements to planned improvements to US 60 and MO 174 Intersection.

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

Section 1. That Mayor Jeff Ussery is authorized to execute on behalf of the City a Cost Apportionment Agreement with the Missouri Highways and Transportation Commission not to exceed \$181,500.00, said Agreement to be substantially in the form and content of the document attached hereto and incorporated herein.

Section 2. This Ordinance shall be in full force and effect from and after its date of passage.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Republic, Missouri, this ____ day of _____ 2020.

Jeff Ussery, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison Date: 2020.03.12 11:50:47 -05'00' _____, Scott Ison, City Attorney

CCO Form: DE63
Approved: 12/17 (BDG)
Revised: 12/18 (BDG)
Modified:

Municipal and Cost Apportionment Agreement
Route: US 60/MO 174
County: Greene
Job No.: 8S3159B
eAgreement 2020-01-54951

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
MUNICIPAL AND COST APPORTIONMENT AGREEMENT**

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the City of Republic, Missouri, a municipal corporation (hereinafter, "Entity").

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations contained herein, the parties agree as follows:

(1) IMPROVEMENT DESIGNATION: The public improvement designated as Routes US 60 and MO 174, Greene County, Job No. 8S3159B shall consist of realignment of through lanes, addition of turn lanes, construction of sidewalk, and aesthetic improvements.

(2) IMPROVEMENT WITHIN CITY: The improvement within the Entity is located as follows:

The intersection of US 60 and MO 174 in the City of Republic.

(3) EXTENT OF AGREEMENT: This Agreement shall apply only to the portion of the improvement lying within the city limits as they exist on the date this Agreement is executed by the Entity.

(4) LOCATION: The general location of the public improvement is shown on an attached sketch marked "Exhibit A" and made a part of this Agreement. The detailed location of the improvement is shown on the plans prepared by the Commission for the above-designated route and project.

(5) PURPOSE: It is the intent of this Agreement to outline the parties' responsibilities with respect to the construction and maintenance of those improvements to the State Highway System located within the City limits described in paragraphs (1) and (2) above and designated as Commission Job No. 8S3159B. The parties' responsibilities with respect to the funding of said improvements are outlined further herein.

(6) PROJECT RESPONSIBILITIES: With regard to project responsibilities

under this Agreement, the parties agree to contribute as follows:

(A) The Commission will be responsible for the preparation of detailed right-of-way and construction plans and project specifications. This includes design, letting of project, and inspection of project. The plans shall be prepared in accordance with and conform to Commission requirements.

(B) The Commission will acquire right-of-way as needed for the project in accordance with Commission requirements.

(C) The Commission will be responsible for letting the work for the herein improvement, which includes advertising the project for bids and awarding the construction contract. The Commission will solicit bids for the herein improvement in accordance with plans developed by the Commission, or as the plans may from time to time be modified in order to carry out the work as contemplated.

(D) The Commission will be responsible for construction of the herein improvements, which includes administration of the construction contract and inspection of the project work. The project shall be constructed in accordance with and conform to Commission requirements.

(7) PAYMENT RESPONSIBILITIES: With regard to payment responsibilities under this Agreement, the parties agree to as follows:

(A) The total project cost is estimated to be two million twenty-seven thousand five hundred dollars (\$2,027,500). The total project cost will include preliminary engineering, utilities, construction, aesthetic improvements, and inspection. The details of the estimated cost breakdown are listed in "Exhibit B", which is attached hereto and made part hereof.

(B) The Entity will be responsible for one hundred percent (100%) of the cost of construction of sidewalk along US 60 and aesthetic improvements. The Entity's total responsibility is currently estimated to be one hundred eighty-one thousand five hundred dollars (\$181,500). The Entity shall remit a check in the amount of one hundred eighty-one thousand five hundred dollars (\$181,500) to cover its responsibilities no later than five (5) days prior to the Commission's advertisement of the project for bids. The check should be made payable to the *Director of Revenue – Credit State Road* Fund. If the Entity fails to make any of the required deposits, the Commission is under no obligation to continue with the project. The Entity will be responsible for the cost of construction of sidewalk along US 60 and aesthetic improvements over the current estimate of one hundred eighty-one thousand five hundred dollars (\$181,500), and will receive any cost underrun savings from the same improvements.

(C) The Commission will be responsible for one hundred percent (100%) of the cost of preliminary engineering, incidentals, utilities, construction, and

inspection, excluding the cost of construction of sidewalks along US 60. The Commission's responsibility is currently estimated to be one million eight hundred forty-six thousand dollars (\$1,846,000). The Commission will be responsible for the cost of preliminary engineering, incidentals, utilities, construction, and inspection, excluding the cost of construction of sidewalks along US 60 and aesthetic improvements, over the current estimate of one million eight hundred forty-six thousand dollars (\$1,846,000), and will receive any cost underrun savings from the same improvements.

(D) If, at the time of the letting, the lowest responsive bid is higher than the estimated construction and inspection cost amount, the Entity, upon written notification from the Commission shall remit a check in the amount of its share of the difference between the estimated amount and the lowest responsive bid no later than one (1) day prior to the date of the Commission meeting wherein the subject bid will be considered for award or a later date set by the Commission in its sole discretion. In the event the Commission, in its sole discretion, extends the day the Entity payment is due, it shall notify the Entity of the new due date in writing, which shall be binding immediately upon the Entity's receipt of the written notice. The check must be made payable to the *Director of Revenue – Credit State Road Fund*. The Commission, in its sole discretion, reserves the right to take action at the said Commission meeting and either reject all bids if the Entity fails to make the payment by the due date, or award the contract to the lowest responsive bidder contingent upon receipt of the additional funds from the Entity by the extended due date. If the Commission makes a contingent award of the contract and the Entity fails to make the required deposit(s) by the extended due date, the contingency of the contract award by the Commission shall be deemed unsatisfied, the award of the contract shall be deemed null and void and the Commission shall be under no obligation to continue with the project.

(8) COMMINGLING OF FUNDS: The Entity agrees that all funds deposited by the Entity, pursuant to this Agreement with the Commission, may be commingled by the Commission with other similar monies deposited from other sources. Any deposit may be invested at the discretion of the Commission in such investments allowed by its Investment Policy. All interest monies shall be payable to the *State Road Fund*. If the amount deposited with the Commission shall be less than the actual obligation of the Entity for this project, the Entity, upon written notification by the Commission, shall tender the necessary monies to the Commission to completely satisfy its obligation. Upon completion of the sidewalks along US 60 and aesthetic improvements, any excess funds related to this portion of the project, excluding interest, shall be refunded to the Entity based on its pro rata share of the investment.

(9) RIGHT-OF-WAY USE: The Entity grants the right to use the right-of-way of public roads, streets, alleys and any other property owned by the Entity as necessary for construction and maintenance of said public improvement.

(10) CLOSE AND VACATE: The Entity shall temporarily close and vacate all streets or roads, or parts thereof, which may be necessary to permit the construction of the project in accordance with the detailed plans.

(11) RIGHT-OF-WAY ACQUISITION: No acquisition of additional right-of-way is anticipated in connection with Job No. 8S3159B or contemplated by this Agreement.

(12) UTILITY RELOCATION:

(A) The Commission and the Entity shall cooperate to secure the temporary or permanent removal, relocation, or adjustment of public utilities or private lines, poles, wires, conduits, and pipes located on the right-of-way of existing public ways as necessary for construction of the improvement and the cost shall be borne by such public utilities or the owners of the facilities except where the Entity is by existing franchise or agreement obligated to pay all or a portion of such cost, in which case the Entity will pay its obligated portion of the cost.

(B) The Commission shall secure the removal, relocation, or adjustment of any public or private utilities located upon private easements and shall pay any costs incurred therein.

(C) It is understood and agreed by the parties to this Agreement that no Entity-owned utility facilities will require relocation or adjustment in connection with this improvement, but that should utility facilities be discovered at any time during development or construction of this improvement, relocation or adjustment of the same will be done and performed under a supplemental agreement covering the subject, and in accordance with Commission policy then in effect on division of costs for adjustment of utility facilities.

(D) In cases of public utilities owned by the Entity which must be moved, adjusted, or altered to accommodate construction of this improvement, and such Entity-owned utilities, poles, wires, conduits, and pipes are located within the present Entity limits and located on an existing city street, not state highway right-of-way, but being taken over by the Commission as a part of its highway right-of-way, the Entity will perform the necessary removal, adjustment, alterations and relocation, and the Commission will reimburse the Entity except as otherwise provided. The Entity shall perform the removal, adjustment, alterations and relocation in accordance with the detail plans, estimates of costs and bills of materials prepared by the Entity in accordance with Federal Aid Policy Guide, Title 23 CFR Subchapter G, Part 645, Subpart A (FAPG 23 CFR 645A), dated December 9, 1991 and any revision of it, and approved by the Commission's district engineer, and shall perform all work and keep the records of the costs in accordance with FAPG 23 CFR 645A and its revisions. Upon the completion of any such work and on receipt by the Commission of the original and four copies of a bill for the actual costs incurred by the Entity in making any such removal, adjustment, alteration and relocation, the Commission shall reimburse the Entity for the actual cost necessitated by construction of this public improvement. The Commission's obligation toward the cost of any such removal, adjustment, alteration and relocation shall extend only to those costs incurred in accordance with FAPG 23 CFR 645A and its revisions.

(E) Should it be necessary to alter, relocate or adjust any Entity-owned utility facilities outside the present city limits on public right-of-way or on state highway right-of-way within or outside the city limits or within the right-of-way of a public way other than a city street or alley, the alteration, relocation, or adjustment shall be made by the Entity at its cost.

(F) The Entity agrees that any installation, removal, relocation, maintenance, or repair of public or private utilities involving work within highway right-of-way included in this project shall be done only in accordance with the general rules and regulations of the Commission and after a permit for the particular work has been obtained from the Commission's district engineer or his authorized representative. Similarly, the Entity will allow no work on the highway right-of-way involving excavation or alteration in any manner of the highway as constructed, including but not limited to driveway connections, except in accordance with the rules and regulations of the Commission and only after a permit for the specific work has been obtained from the Commission's district engineer or his authorized representative. The Entity shall take whatever actions that are necessary to assure compliance with this Subsection.

(13) LIGHTING: The Commission will, at its cost and expense, install, operate, and maintain basic highway intersection or interchange lighting at warranted locations on the improvement. The construction, installation, and maintenance of any other or further lighting system on the public improvement covered by this Agreement shall be only in accordance with the Commission's policy on highway lighting in effect, and to the extent deemed warranted by the Commission, at the time of any such installation. No lighting system shall be installed or maintained by the Entity on the improvement without approval of the Commission.

(14) TRAFFIC CONTROL DEVICES: The installation, operation and maintenance of all traffic signals, pavement markings, signs, and devices on the improvement, including those between the highway and intersecting streets shall be under the exclusive jurisdiction and at the cost of the Commission. The Entity shall not install, operate, or maintain any traffic signals, signs or other traffic control devices on the highway or on streets and highways at any point where they intersect this highway without approval of the Commission.

(15) DRAINAGE: The Commission will construct drainage facilities along the improvement and may use any existing storm and surface water drainage facilities now in existence in the area. The Entity shall be responsible for receiving and disposing of storm and surface water discharged from those drainage facilities which the Commission constructs within the limits of highway right-of-way to the extent of the Entity's authority and control of the storm sewer facilities or natural drainage involved.

(16) PERMITS: The Commission shall secure any necessary approvals or permits from the Surface Transportation Board, the Public Service Commission of Missouri, or any other state or federal regulating authority required to permit the

construction and maintenance of the highway.

(17) COMMENCEMENT OF WORK: The Commission shall construct the highway in accordance with final detailed plans approved by the Federal Highway Administration (or as they may be changed from time to time by the Commission with the approval of the FHWA) at such time as federal and state funds are allocated to the public improvement in an amount sufficient to pay for the federal and state government's proportionate share of construction. The obligation of the Commission toward the actual construction of the public improvement shall be dependent upon the completion of plans in time to obligate federal funds for such construction, upon approval of the plans by the FHWA, upon the award by the Commission of the contract for the construction, and upon the approval of the award by the FHWA.

(18) MAINTENANCE:

(A) Except as provided in this Agreement, upon completion of the public improvement, the Commission will maintain all portions of the improvement within the Commission owned right-of-way. Maintenance by the Commission shall not in any case include maintenance or repair of sidewalks whether new or used in place, water supply lines, sanitary or storm sewers (except those storm sewers constructed by the Commission to drain the highway), Entity-owned utilities within the right-of-way or the removal of snow other than the machine or chemical removal from the traveled portion of the highway.

(B) When it is necessary to revise or adjust city streets, the right-of-way acquired for these adjustments and connections will be deeded to the Entity.

(C) The Entity shall inspect and maintain the sidewalks constructed by this project in a condition reasonably safe to the public and, to the extent allowed by law, shall indemnify and hold the Commission harmless from any claims arising from the construction and maintenance of said sidewalks.

(19) ACCEPTED WITHIN HIGHWAY SYSTEM: Effective upon execution of this Agreement, the Commission temporarily accepts the portion of the city street system described in this Agreement as part of the State Highway System for the purposes of this project. However, during the construction period contemplated in this Agreement:

(A) The Commission will assume no police or traffic control functions not obligatory upon Commission immediately prior to the execution of this Agreement, and

(B) The Entity shall perform or cause to be performed normal maintenance on the project site.

(20) ENTITY TO MAINTAIN: Upon completion of construction of this

improvement, the Entity shall accept control and maintenance of the improved Entity street that was temporarily accepted as part of the State Highway System for the purposes of this project pursuant to paragraph (19) above and shall thereafter keep, control, and maintain the same as, and for all purposes, a part of the Entity street system at its own cost and expense and at no cost and expense whatsoever to the Commission. All obligations of the Commission with respect to the Entity street system under this Agreement shall cease upon completion of the improvement.

(21) POLICE POWERS: It is the intent of the parties to this Agreement that the Entity shall retain its police powers with respect to the regulation of traffic upon the improvement contemplated. However, the Entity will enact, keep in force, and enforce only such ordinances relating to traffic movement and parking restrictions as may be approved by the Commission and as are not in conflict with any regulations for federal aid. The Commission shall not arbitrarily withhold approval of reasonable traffic regulations, signs, and markings which will permit the movement of traffic in accordance with accepted traffic regulation practices.

(22) RESTRICTION OF PARKING: Since the improvement is being designed and constructed to accommodate a maximum amount of traffic with a minimum amount of right-of-way, the Entity shall take whatever actions that are necessary to prevent parking upon the highway or any part of the area of the highway right-of-way within the limits of the improvement.

(23) OUTDOOR ADVERTISING: No billboards or other advertising signs or devices or vending or sale of merchandise will be permitted within the right-of-way limits of the project and the Entity shall take whatever actions that are necessary to enforce this Section.

(24) WITHHOLDING OF FUNDS: In the event that the Entity fails, neglects, or refuses to enact, keep in force or enforce ordinances specified or enacts ordinances contrary to the provisions in this Agreement, or in any other manner fails, neglects or refuses to perform any of the obligations assumed by it under this Agreement, the Commission may, after serving written request upon the Entity for compliance and the Entity's failure to comply, withhold the expenditure of further funds for maintenance, improvement, construction, or reconstruction of the state highway system in the Entity.

(25) FEDERAL HIGHWAY ADMINISTRATION: This Agreement is entered into subject to approval by the Federal Highway Administration, and is further subject to the availability of federal and state funds for this construction.

(26) INDEMNIFICATION:

(A) To the extent allowed or imposed by law, the Entity shall defend, indemnify and hold harmless the Commission, including its members and department employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the Entity's

wrongful or negligent performance of its obligations under this Agreement.

(B) The Entity will require any contractor procured by the Entity to work under this Agreement:

(1) To obtain a no cost permit from the Commission's district engineer prior to working on the Commission's right-of-way, which shall be signed by an authorized contractor representative (a permit from the Commission's district engineer will not be required for work outside of the Commission's right-of-way); and

(2) To carry commercial general liability insurance and commercial automobile liability insurance from a company authorized to issue insurance in Missouri, and to name the Commission, and the Missouri Department of Transportation and its employees, as additional named insureds in amounts sufficient to cover the sovereign immunity limits for Missouri public entities (\$500,000 per claimant and \$3,000,000 per occurrence) as calculated by the Missouri Department of Insurance, Financial Institutions and Professional Registration, and published annually in the Missouri Register pursuant to Section 537.610, RSMo.

(C) In no event shall the language of this Agreement constitute or be construed as a waiver or limitation for either party's rights or defenses with regard to each party's applicable sovereign, governmental, or official immunities and protections as provided by federal and state constitution or law.

(27) AMENDMENTS: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment approved and signed by representatives of the Entity and Commission, respectively, each of whom being duly authorized to execute the contract amendment on behalf of the Entity and Commission, respectively.

(28) COMMISSION REPRESENTATIVE: The Commission's Southwest District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the Commission in furtherance of the performance of this Agreement.

(29) ENTITY REPRESENTATIVE: The Entity's Public Works Director is designated as the Entity's representative for the purpose of administering the provisions of this Agreement. The Entity's representative may designate by written notice other persons having the authority to act on behalf of the Entity in furtherance of the performance of this Agreement.

(30) NOTICES: Any notice or other communication required or permitted to be given hereunder shall be in writing and shall be deemed given three (3) days after delivery by United States mail, regular mail postage prepaid, or upon receipt by personal or facsimile delivery, addressed as follows:

- (A) To the Entity:
Andrew Nelson
221 North Main Avenue
Republic, MO 65738
(417) 732-3401
anelson@republicmo.com

- (B) To the Commission:
Steve Campbell
3025 East Kearney Street
Springfield, MO 65803
(417) 895-7605

or to such other place as the parties may designate in accordance with this Agreement.

(31) ASSIGNMENT: The Entity shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(32) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The Entity shall comply with all local, state and federal laws and regulations relating to the performance of the contract.

(33) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(34) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the Entity.

(35) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

(36) SECTION HEADINGS: All section headings contained in this Agreement are for the convenience of reference only and are not intended to define or limit the scope of any provision of this Agreement.

(37) AUDIT OF RECORDS: The Entity must maintain all records relating to this Agreement, including but not limited to invoices, payrolls, etc. These records must be available at all reasonable times at no charge to the Commission and/or its designees or representatives during the period of this Agreement and any extension thereof, and for three (3) years from the date of final payment made under this Agreement.

(38) COMMISSION RIGHT OF WAY: All improvements made within the state-owned right-of-way shall become the Commission's property, and all future alterations, modifications, or maintenance thereof, will be the responsibility of the Commission, except as otherwise provided by this Agreement or a separate written agreement.

(39) NO INTEREST: By contributing to the cost of this project or improvement, the Entity gains no interest in the constructed roadway or improvements on Commission right of way whatsoever. The Commission shall not be obligated to keep the constructed improvements or roadway in place if the Commission, in its sole discretion, determines removal or modification of the roadway or improvements, is in the best interests of the state highway system. In the event the Commission decides to remove the landscaping, roadway, or improvements, the Entity shall not be entitled to a refund of the funds contributed by the Entity pursuant to this Agreement.

(40) ADDITIONAL FUNDING: In the event the Commission obtains additional federal, state, local, private or other funds to construct the improvement being constructed pursuant to this Agreement that are not obligated at the time of execution of this Agreement, the Commission, in its sole discretion, may consider any request by the Entity for an off-set for the deposited funds, a reduction in obligation, or a return of, a refund of, or a release of any funds deposited by the Entity with the Commission pursuant to this Agreement. In the event the Commission agrees to grant the Entity's request for a refund, the Commission, in its sole discretion, shall determine the amount and the timing of the refund. Any and all changes in the parties' financial responsibilities resulting from the Commission's determination of the Entity's request for a refund pursuant to this provision must be accomplished by a formal contract amendment signed and approved by the duly authorized representative of the Entity and the Commission.

(41) NO ADVERSE INFERENCE: This Agreement shall not be construed more strongly against one party or the other. The parties to this Agreement had equal access to, input with respect to, and influence over the provisions of this Agreement. Accordingly, no rule of construction which requires that any allegedly ambiguous provision be interpreted more strongly against one party than the other shall be used in interpreting this Agreement.

(42) ENTIRE AGREEMENT: This Agreement represents the entire understanding between the parties regarding this subject and supersedes all prior written or oral communications between the parties regarding this subject.

(43) VOLUNTARY NATURE OF AGREEMENT: Each party to this Agreement warrants and certifies that it enters into this transaction and executes this Agreement freely and voluntarily and without being in a state of duress or under threats or coercion.

(44) CANCELLATION: The Commission may cancel this Agreement at any time for a material breach of contractual obligations or for convenience by providing the Entity with written notice of cancellation. Should the Commission exercise its right to

cancel this Agreement for such reasons, cancellation will become effective upon the date specified in the notice of cancellation sent to the Entity.

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the Entity this ____ day of _____, 20__.

Executed by the Commission this ____ day of _____, 20__.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF REPUBLIC

By: _____

By: _____

Title: _____

Title: _____

ATTEST:

ATTEST:

Secretary to the Commission

By: _____

Title: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Commission Counsel

By: _____

Title: _____

Ordinance Number _____

Exhibit A

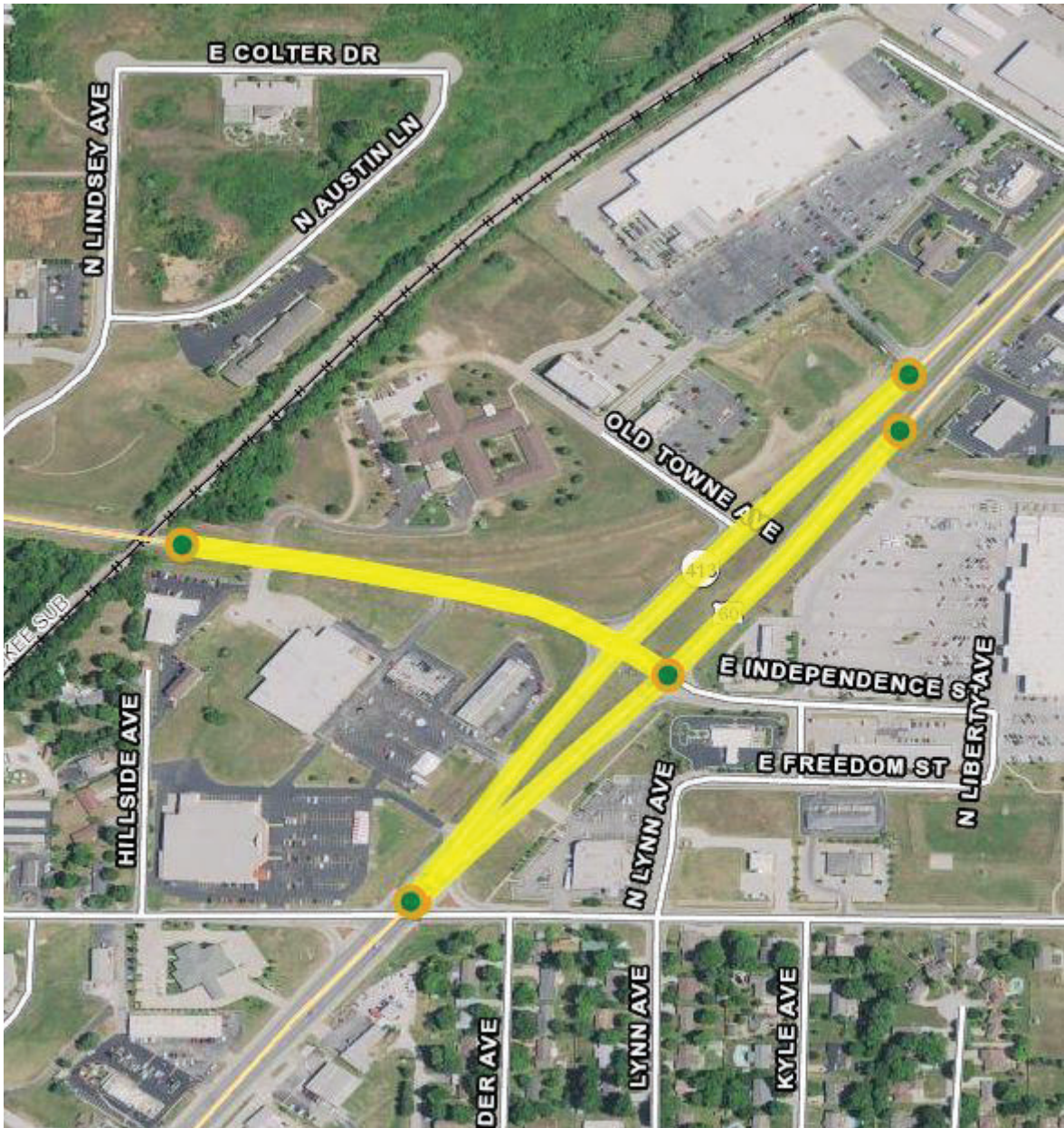


Exhibit B

Project Name: Intersection improvements at Rtes. 60 and 174
MoDOT Job Number: 8S3159B

Description: Realignment of through lanes, add turn lanes, construction of sidewalk, and aesthetic improvements at Rte. 174 in Republic.

Project Estimate

	MoDOT	Local
Preliminary Engineering	\$ 243,000	
Right-of-way	\$ -	\$ -
Right-of-way Incidentals	\$ -	\$ -
Utilities	\$ 10,000	
Construction w/ Contingency	\$ 1,377,000	
US 60 Sidewalk Construction		\$ 169,000
Non-contractuals	\$ -	\$ -
Inspection and Letting	\$ 216,000	
Aesthetic Improvements		\$ 12,500
Total	\$ 1,846,000	\$ 181,500

Project Responsibilities

Preliminary Engineering	MoDOT
ROW Acquisition	MoDOT
Letting	MoDOT
Inspection	MoDOT

Financial Responsibilities

City of Republic	\$ 181,500	
MoDOT	\$ 1,846,000	
Total	\$ 2,027,500	

How are overruns and underruns handled?

MoDOT will be responsible for cost overruns and will receive cost underrun savings for construction and engineering, excluding the construction cost of sidewalks along US 60 and aesthetic improvements. The Entity will be responsible for cost overruns and will receive cost underrun savings for construction costs of sidewalks along US 60 and aesthetic improvements.



AGENDA ITEM ANALYSIS

Project/Issue Name: 20-15 An Ordinance of the City Council of the City of Republic, Missouri, Approving the Annexation of Approximately 2.9 Acres of Land Located at the 7500 Block of West Farm Road 174 and Adjacent Right-of-Way.

Submitted By: Karen Haynes, Community Development Department

Date: April 07, 2020

Issue Statement

The City of Republic's Community Development Department received a Voluntary Annexation Application from the Rader Trust for the Annexation of approximately (2.9) acres of land located at the 7500 Block of West Farm Road 174 (Exhibit).

Discussion and/or Analysis

The property owner, Rader Trust, has submitted a Voluntary Annexation Request for the subject parcel, for a road, for a future residential development. The subject parcel is a strip of land directly adjacent to the recently annexed (20.5) acre Rader Trust property.

The request includes annexation of the Right-of-Way (West Farm Road 174) adjacent to the property subject to Annexation.

City water and sanitary sewer service is available in proximity to the property; subsequent review of water, sanitary sewer, and stormwater will be considered at the time of application for Rezoning and/or development. The subject parcel is compact and contiguous with the city limits of the City of Republic, as the subject parcel is surrounded by properties located in the City to the north and west.

The Future Land Use designation of the subject parcel is Low-Density Residential. The Low-Density Residential Future Land Use designation includes Single-Family Residential Development at 1-6 units per acre and neighborhood compatible institutional uses. Low-Density Residential Land Uses include the following Zoning Districts: High-Density Single Family Residential (R1-H), Medium-Density Single Family Residential (R1-M), and Low-Density Single Family Residential (R1-L).

The Annexation, if approved by City Council, will effectively zone the subject parcel as AG (Agricultural) in accordance with City Code Section 435.010.B, which requires all annexed properties to be classified in the zoning district corresponding to Greene County's zoning designation.



Recommended Action

Staff believes the Annexation of the subject property is consistent with the City's Future Land Use Map and Comprehensive Plan as an area of future residential growth for the City of Republic and enjoys immediate access to City of Republic municipal services.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
APPROVING THE ANNEXATION OF APPROXIMATELY 2.9 ACRES OF LAND LOCATED
AT THE 7500 BLOCK OF WEST FARM ROAD 174 AND ADJACENT RIGHT-OF-WAY**

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, a voluntary petition for the annexation of approximately 2.9 acres of land located at the 7500 Block of West Farm Road 174 and adjacent right-of-way has been filed with the Community Development Department; and

WHEREAS, the realty described in such petition is adjacent and contiguous to the present corporate limits of the City of Republic, Missouri; and

WHEREAS, the City Council of the City of Republic held a Public Hearing on the said petition on April 7, 2020, such hearing being held not less than fourteen days nor more than sixty days after the receipt of the petition requesting annexation; and

WHEREAS, at said Public Hearing, all interested persons, corporations or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation; and

WHEREAS, notice of said Public Hearing was published on the 22nd day of March 2020, in the *Springfield News-Leader*, a newspaper of general circulation authorized to publish legal notices, such Public Hearing being held not less than seven days after the date of publication of such notice; and

WHEREAS, no written objections to the proposed annexation were filed with the City Council within fourteen days after the date of said Public Hearing; and

WHEREAS, the City Council has found that the proposed annexation is reasonable and necessary for the proper development of the City of Republic and the City has the ability to furnish normal municipal services to the area within a reasonable time.

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

Section 1: The following described realty is hereby annexed into, and made a part of, the City of Republic, Missouri, and its boundaries are hereby extended to include the same:

Approximately 2.9 acres located at the 7500 Block of West Farm Road 174 and adjacent right-of-way

BEGINNING AT AN EXISTING SURVEY MONUMENT (5/8" IRON REBAR WITH ALUMINUM CAPPED "LS 2334") MARKING THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 28, RANGE 23, GREENE COUNTY, MISSOURI;

THENCE ALONG THE NORTH LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 28

RANGE 23 , S88.14' 24 "E, A DISTANCE OF 140.45 FEET TO A SURVEY MONUMENT SET (5/8" IRON REBAR CAPPED "LS- 267D"); THENCE s01•45'36"W, A DISTANCE OF 39.35 FEET TO A SURVEY MONUMENT SET (5 / 8 " IRON REBAR CAPPED "LS-267D") AT A POINT BEING 40 . 00 FEET SOUTH OF THE CENTERLINE OF FARM ROAD 174 AS IT NOW EXISTS ; THENCE s45•55•41"w, A DISTANCE OF 57 . 01 FEET TO A SURVEY MONUMENT SET (5/8" IRON REBAR CAPPED " LS- 267D") ; THENCE s o2• 23• 43 " w, A DISTANCE OF 1252 . 75 FEET TO A SURVEY MONUMENT SET (5 / 8 " IRON REBAR CAPPED " LS- 267D") ON THE SOUTH LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER;; THENCE ALONG SAID SOUTH LINE N88"11'36" W, A DISTANCE OF 88.36 FEET TO AN EXISTING SURVEY MONUMENT (5 / 8 " IRON REBAR CAPPED "LS 1126") ON THE WEST LINE OF THE EAST HALF OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE ALONG SAID WEST LINE, N01°51'23"E, A DISTANCE OF 1332 .14 FEET TO THE POINT OF BEGINNING, CONTAINING 128 , 426 . 0 SQ. FT. (2. 9 ACRES).

BEARINGS LISTED ARE BASED ON MISSOURI STATE PLANE, CENTRAL ZONE, NAD83 (2011).

SUBJECT TO ANY EASEMENTS OF RECORD, EXCEPT ANY PART THEREOF TAKEN OR USED FOR ROAD OR HIGHWAY PURPOSES.

Section 2. The City Clerk is hereby directed to cause three certified copies of this Ordinance to be filed with the Greene County Recorder of Deeds.

Section 3. The City Clerk is hereby directed to forward to the director of revenue of the State of Missouri by United States registered mail or certified mail a certified copy of this Ordinance.

Section 4. The whereas clauses are hereby specifically incorporated herein by reference.

Section 5. 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 6. 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 _____ 2020.

 Jeff Ussery, Mayor

Attest:

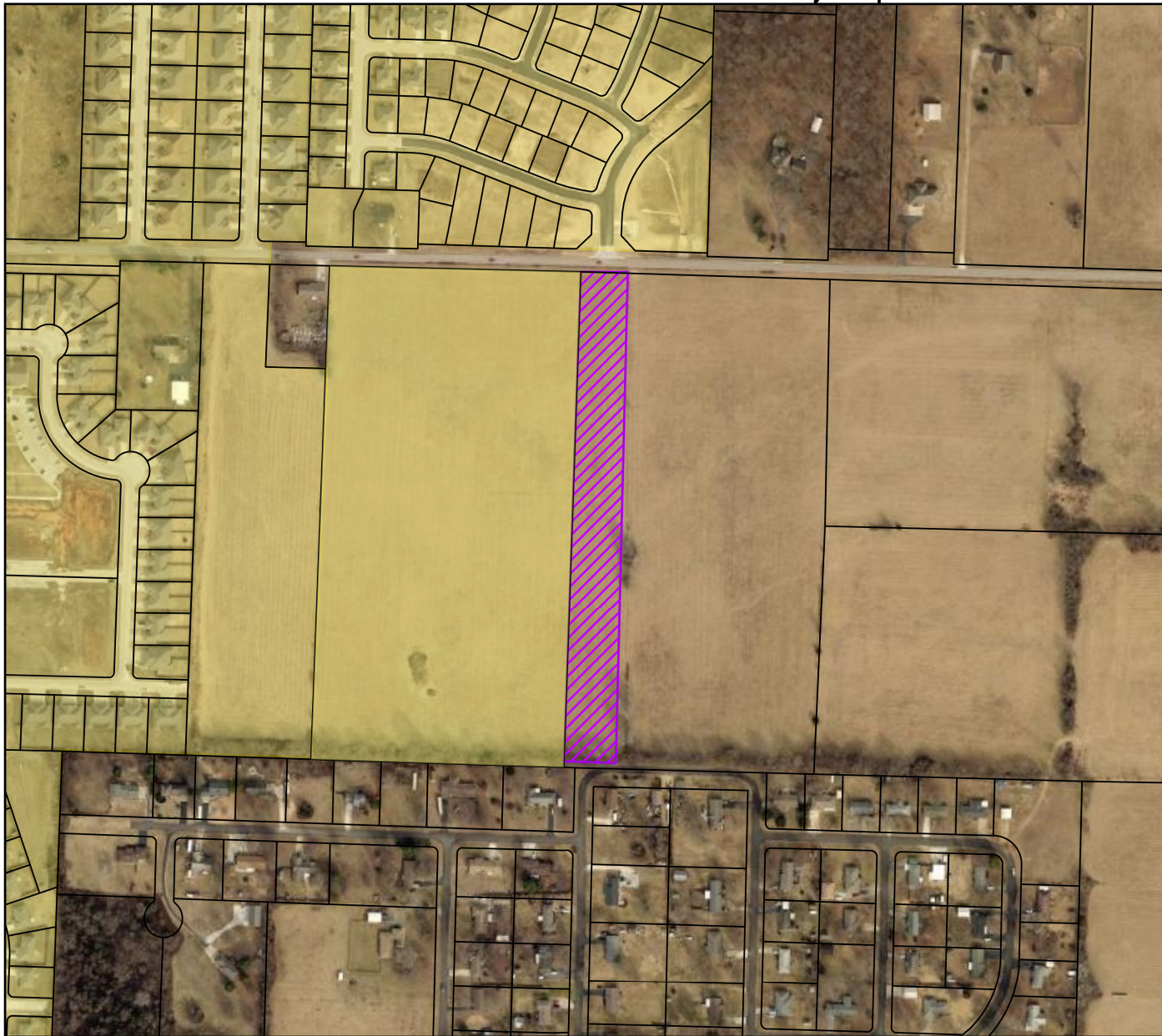
Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2020.03.31 15:55:41 -05'00' _____, Scott Ison, City Attorney




Final Passage and Vote: _____

ANNX 20-002: Rader Trust

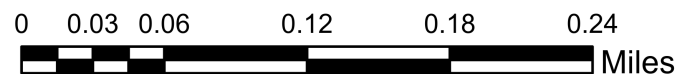
Vicinity Map



Legend

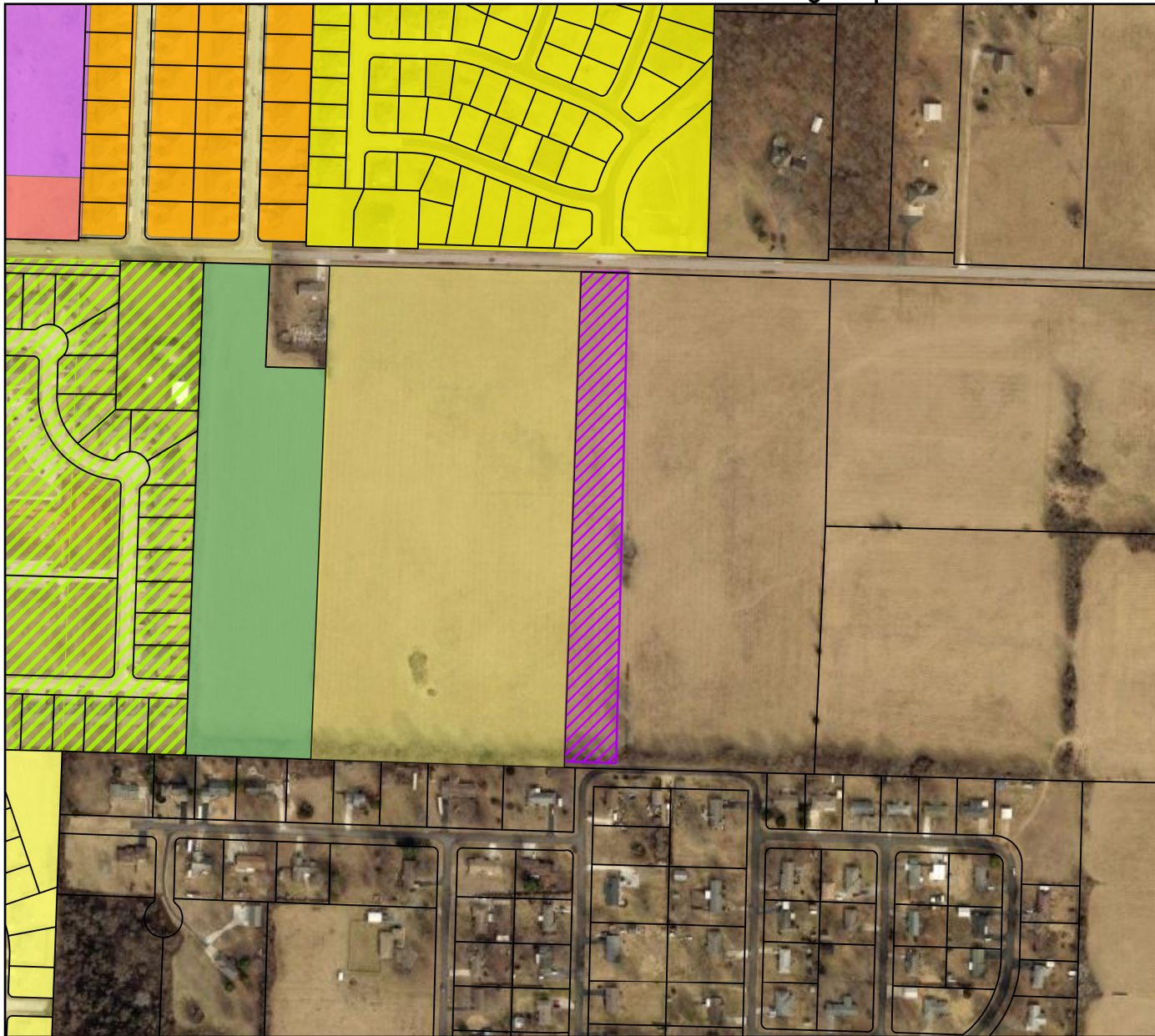
-  City Limit Republic
-  ANX 20-002
-  Parcels

Parcel Owner: Rader Trust
Parcel Address: 7500 Block of Hwy 174
Item # 4. es
Greene County Zoning: Agriculture



ANNX 20-002: Rader Trust

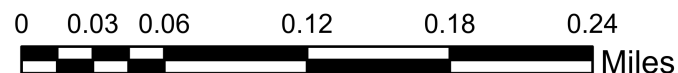
Zoning Map



Legend

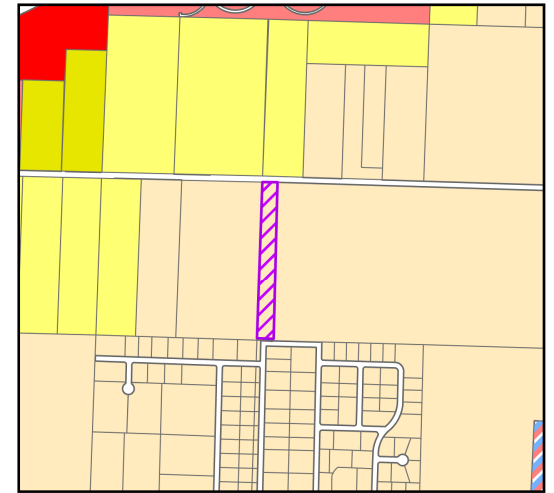
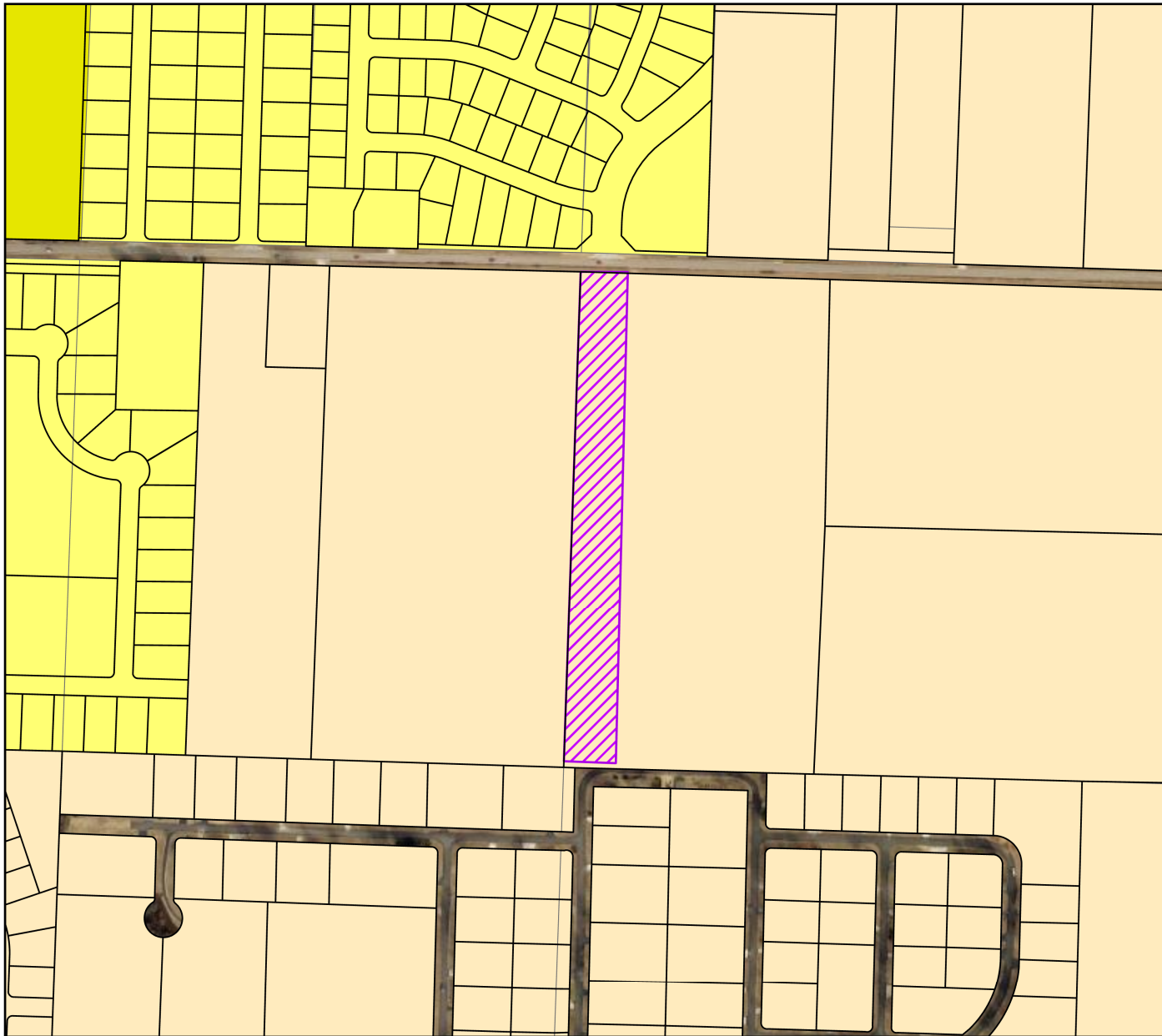
- City Limit Republic
 - ANX 20-002
 - Parcels
- ### Zoning
- AG Agricultural
 - C-1 Commercial
 - C-2 General Commercial
 - C-3 General Commercial
 - M-1 Light Manufacturing
 - M-2 Heavy Manufacturing
 - PDD Planned Development
 - R1-L Single Family Low Density
 - R1-M Single Family Medium Density
 - R1-H Single Family High Density
 - R1-Z Zero Lot Line Residential
 - R-2 Two-family Residential
 - R-3 Multi-family Residential

Parcel Owner: Rader Trust
 Parcel Address: 7500 Block of Hwy 174
 Item # 4. es
 Greene County Zoning: Agriculture



ANNX 20-002: Rader Trust

Future Land Use



Legend

 ANX 20-002

 Parcels

Future Land Use

 Low Density Residential

 High Density Residential

 Med Density Residential

 Main Street District

 C-1

 C-2

 M-1

 M-2

 Park

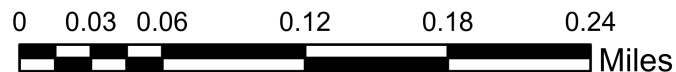
 Planned Business Park

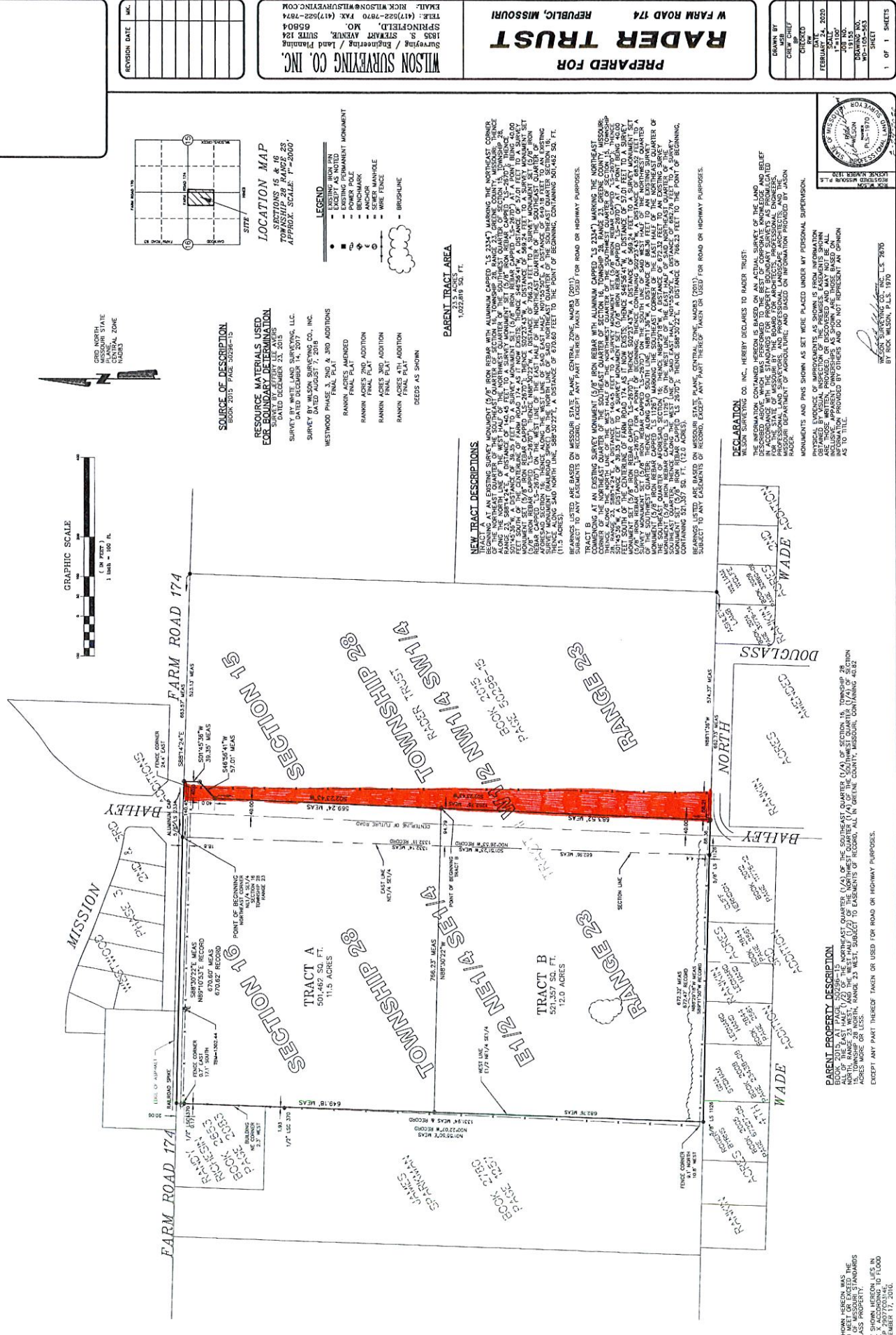
 Public Land Use

 School Land Use

Parcel Owner: Rader Trust
Parcel Address: 7500 Block of Hwy 174

Item # 4. Zoning: Agriculture
Future Land Use Designation: Low Density Residential





GRID NORTH
MISSOURI STATE
CENTRAL ZONE
1983

REVISION	DATE	BY

WILSON SURVEYING CO., INC.
 Surveying / Engineering / Land Planning
 1935 S STEWART AVENUE, SUITE 124
 SPRINGFIELD, MO. 65804
 TEL: (417) 822-7870 FAX: (417) 822-7874
 EMAIL: RICK.WILSON@WILSONSURV.COM

PREPARED FOR
RADER TRUST
 W FARM ROAD 174
 REPUBLIC, MISSOURI

DRAWN BY: [Name]
 CHECKED BY: [Name]
 DATE: FEBRUARY 24, 2020
 SCALE: AS SHOWN
 JOB NO.: 200182
 PROJECT NO.: 200182
 SHEET: 1 OF 1



LOCATION MAP
 SECTIONS 15 & 16
 TOWNSHIP 28 RANGE 23
 APPROX. SCALE: 1" = 2000'

- LEGEND**
- EXISTING IRON PIN
 - EXISTING ALUMINUM MONUMENT
 - POWDER POLE
 - BENCHMARK
 - SEWER MANHOLE
 - WIRE FENCE
 - BUSHLINE

SOURCE OF DESCRIPTION
 RECORD 2015-1 PAGE 5038-12

RESOURCE MATERIALS USED
EXISTING ALUMINUM MONUMENT
 SURVEY BY RADER TRUST
 DATED DECEMBER 31, 2015

WESTWOOD PHASE 3, 2ND & 3RD ADDITIONS
 SURVEY BY WILSON SURVEYING CO., INC.
 DATED AUGUST 7, 2016

- RANGER ACRES 2ND ADDITION**
 FINAL PLAT
- RANGER ACRES 2ND ADDITION**
 FINAL PLAT
- RANGER ACRES 3RD ADDITION**
 FINAL PLAT
- RANGER ACRES 4TH ADDITION**
 FINAL PLAT
- DEEDS AS SHOWN

PARENT TRACT AREA
 1,022,819 SQ. FT.

NEW TRACT DESCRIPTIONS

TRACT A
 501,462 SQ. FT.
 11.5 ACRES

TRACT B
 521,357 SQ. FT.
 12.0 ACRES

DECLARATION
 WILSON SURVEYING CO. INC. HEREBY DECLARES TO RADER TRUST THE INFORMATION CONTAINED HEREON IS BASED ON AN ACTUAL SURVEY OF THE LAND DESCRIBED AND WITHIN THE STANDARDS FOR PROFESSIONAL SURVEYING AND PLANNING FOR THE STATE OF MISSOURI BY THE BOARD OF ARCHITECTURAL ENGINEERS, SURVEYORS AND LAND SURVEYORS OF MISSOURI, AND BASED ON INFORMATION PROVIDED BY JASON MONUMENTS AND IS SET FORTH AS SET FORTH BY FEDERAL SUPERVISION.

PARENT PROPERTY DESCRIPTION
 ALL OF THE EAST HALF (1/2) OF THE NORTHEAST QUARTER (1/4) OF SECTION 16, TOWNSHIP 28 NORTH, RANGE 23 WEST, SURGED TO EASEMENTS OF RECORD, ALL IN GREENE COUNTY, MISSOURI, CONTAINING 40.92 ACRES MORE OR LESS.

EXCEPT ANY PART THEREOF TAKEN OR USED FOR ROAD OR HIGHWAY PURPOSES.



AGENDA ITEM ANALYSIS

Project/Issue Name: 20-16 An Ordinance of the City Council of the City of Republic, Missouri, Approving the Final Plat of the Monte Cristo Phase Eight Subdivision.

Submitted By: Karen Haynes, Community Development Department

Date: April 07, 2020

Issue Statement

The City of Republic's Community Development Department received a Final Plat Application for Monte Cristo Phase Eight (8) Subdivision on November 05, 2019.

Discussion and/or Analysis

The Final Plat of Monte Cristo Phase Eight (8) will legally divide approximately 5.74 acres of land into twenty-one (21) residential lots and includes the dedication of right-of-way and Utility and Stormwater Easements (Exhibit).

The Final Plat of Monte Cristo Phase Eight (8) conforms to the Preliminary Plat of the Monte Cristo Subdivision approved by City Council on March 27, 2006.

City Staff has reviewed the Final Plat and has determined that it substantially conforms to the requirements of the Preliminary Plat, in addition to the requirements of the City Code Chapter 410 Subdivision Regulations, and Article V Major Subdivision-Final Plat.

Recommended Action

Staff recommends approval of the Monte Cristo Phase Eight Final Plat.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, APPROVING THE FINAL PLAT OF THE MONTE CRISTO PHASE EIGHT SUBDIVISION

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, the preliminary plat of the Monte Cristo subdivision was approved by the City on March 27, 2006; and

WHEREAS, the preliminary plat of the Monte Cristo subdivision indicated the phasing of development; and

WHEREAS, an application for the review and approval of a final plat of the Monte Cristo Phase Eight subdivision (herein called “Subdivision”) was received by the Community Development Department after which the Community Development Department staff caused the review of the final plat document; and

WHEREAS, the minimum required public improvements for the Subdivision’s final plat have been inspected and approved by the Public Works Department.

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


- Section 1. That all conditions imposed by the Planning and Zoning Commission and the City Council relating to the acceptance and approval of the Subdivision have been met.
- Section 2. That the final plat of the Subdivision, attached hereto and incorporated herein as “Attachment 1”, is hereby approved in all respects.
- Section 3. That the approval of the final plat of the Subdivision is contingent upon the same being recorded within sixty days after the approval certificate is signed and sealed under the hand of the City Clerk.
- Section 4. That the sale of lots and construction of structures in the Subdivision shall not commence until the final plat has been recorded.
- Section 5. The whereas clauses are hereby specifically incorporated herein by reference.
- Section 6. 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 7. 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 _____ 2020.

Jeff Ussery, Mayor

Attest:

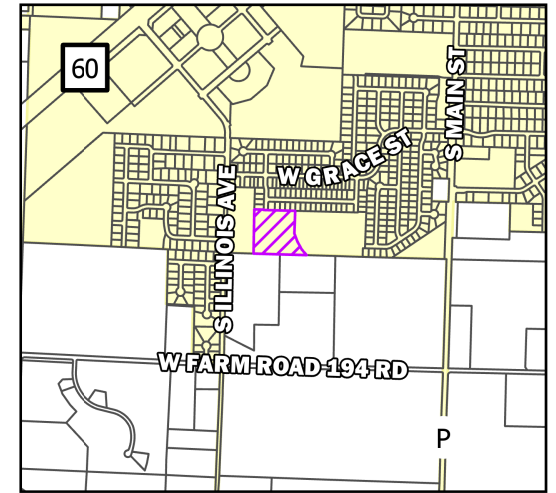
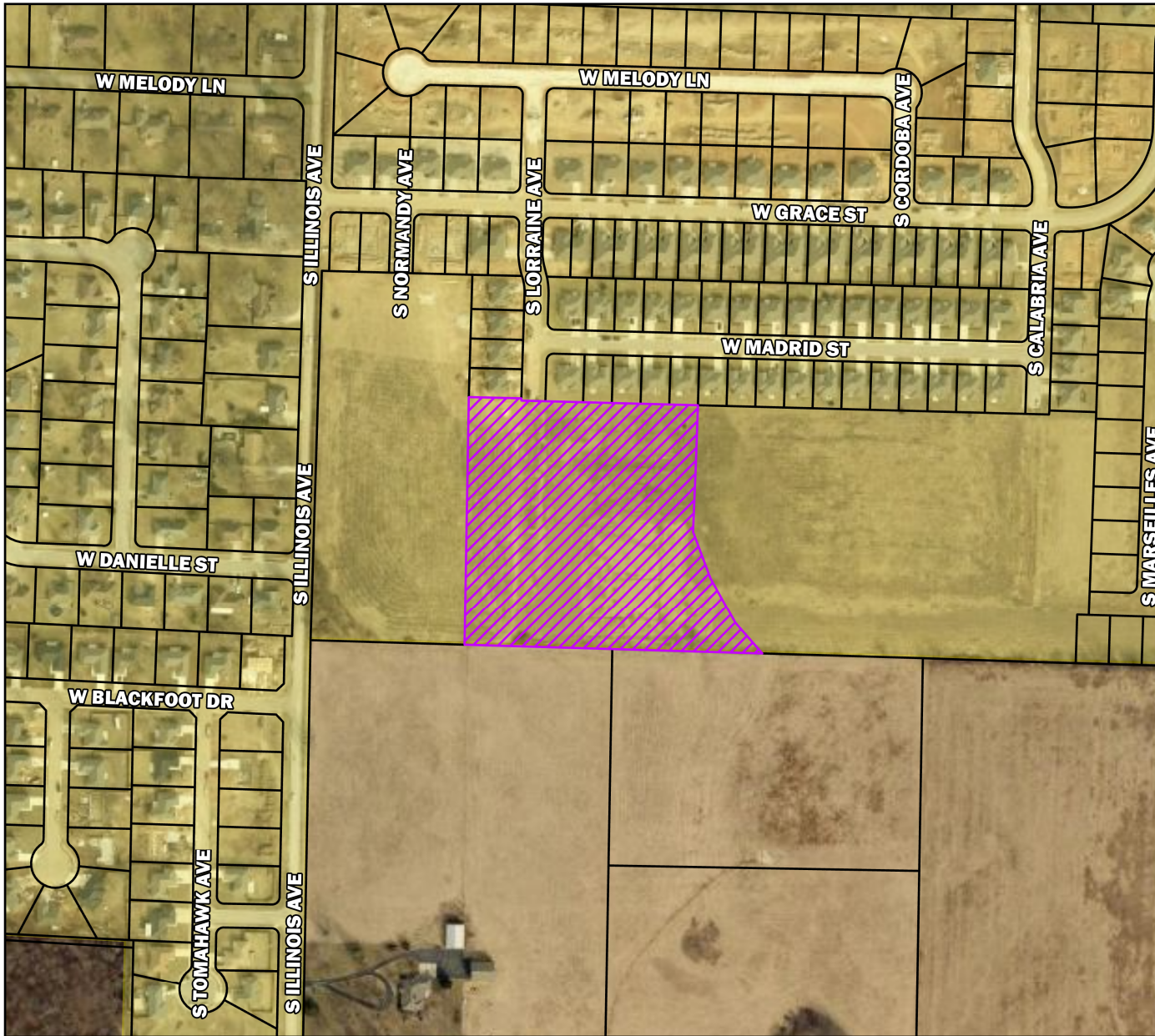
Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2020.03.31 15:24:59 -05'00', Scott Ison, City Attorney

Final Passage and Vote: _____

SUBD 19-016: Monte Cristo 8 Final Plat

Vicinity Map

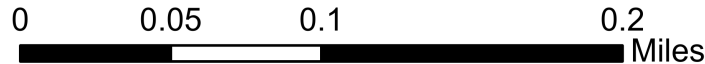


Legend

-  Monte Cristo Ph. 8
-  Parcels
-  City Limits

Parcel Owner: RLDC LLC
Parcel Address: 1400 Block S Lorraine Ave

Item # 5. Acres (Monte Cristo)





AGENDA ITEM ANALYSIS

Project/Issue Name: 20-17 An Ordinance of the City Council of the City of Republic, Missouri, Amending the Budget for Fiscal Year 2020.

Submitted By: Debbie Parks, Finance Director

Date: April 7, 2020

Issue Statement

Under Chapter 67 of the Missouri Revised Statutes and by City Charter, the City is required to pass and amend its budget to appropriate additional monies to those Funds that exceed the adopted budget for 2020. In addition, a budget amendment is required to change the designation of funds reserved through the budget process.

Discussion and/or Analysis

The City of Republic City Administrator and Executive Leadership team convened a special meeting on March 12, 2020 to discuss emergency preparedness that included financial impact and sustainability, suspension of programs, suspension of Municipal Court, and closure of municipal buildings, freezes on new capital expenditures and hiring new positions in response to COVID-19.

Following that initial meeting, President Donald J Trump declared a national emergency and initiated a "15 Days to Slow the Spread" guidelines, which has been extended through April 30, 2020. In addition, Greene County issued Court Order POL - 20.3.17, declaring a state of emergency for Greene County in response to the outbreak of COVID-19. The impact of the 30 day "stay at home order" is anticipated to have an impact on the City of Republic's sales tax revenue. The full impact is unknown at this time, so projections of possible revenue scenarios have been completed.

Administration has prepared for a potential downturn in sales revenue throughout the remainder of FY 2020 and has prepared a Financial Sustainability & Recovery Plan that is outlined in two phases. The Sustainability Phase outlines the creation of a financial sustainability account. This account would be utilized to cover any loss of revenue through the FY 2020 Budget year. The 2020 Budget Amendment includes reallocating the use of general fund designated accounts to a special financial sustainability account. The general fund designated accounts were created through budgetary actions and are not restricted cash accounts. After the Financial Recovery Phase, if the funds are not utilized during the



Sustainability Phase, a budget amendment would be brought back to City Council to consider designating the funds for the original purpose at the beginning of FY 2020.

The cash accounts that are to be reallocated and moved to the Financial Sustainability Account:

- Designated - Police Equipment & Vehicles - \$34,216.70
- Designated - Fire Equipment & Vehicles Fund - \$76,749.23
- Designated - EMA Equipment & Vehicles - \$6,205.00
- Designated - Operating Cash Reserves - \$219,348.71
- Designated - Capital Replacement \$318,687.40

Additionally, the Building Official position in Community Development will be paid from the Building Safety Reserve for FY 2020 in the amount of \$65,000.00.

Recommended Action

Staff recommends City Council approval of this amendment to the 2020 Budget, which creates a financial sustainability account, moves the designated cash accounts in the total amount of \$720,207 and allows utilization of these funds in the case of a decrease in anticipated revenues to the FY 2020 Budget.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
AMENDING THE BUDGET FOR FISCAL YEAR 2020**

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, on November 19, 2019, City Council approved an annual budget for the Fiscal Year 2020 (Ordinance No. 19-23); and

WHEREAS, the City Council has the authority to revise budgeted expenditures from any fund pursuant to the provisions of Sections 67.030 and 67.040 RSMo, Section 7.4 of the City Charter, and Section 135.040 of the Municipal Code; and

WHEREAS, the City's primary source of operating cash comes from monthly sales tax receipts which the City projects will likely be impacted by current COVID-19 issue; and

WHEREAS, there are no current provisions in any of the three Federal Stimulus Packages that allow for financial subsidy for local government; and

WHEREAS, given the 90-day delay from the date of purchase by the consumer to the receipt of funds by the City, staff projects the most significant financial impacts will begin in July 2020 and last throughout the Fiscal Year 2020 which will necessitate financial restructuring; and

WHEREAS, while it is near impossible at this time to know the full impact of COVID-19 on the City's budget, extreme scenarios were established that begin with 30% reductions, increasing to 40% over a three month period, and recovering to 20% reduction by the end of the Fiscal Year 2020; and

WHEREAS, provided the financial assumptions, the General Fund would experience a \$745,469 decrease, Streets would experience \$246,568 decrease, and Parks and Recreation would experience a \$479,875 decrease; and

WHEREAS, the Police and Parks Departments receive funding from sale taxes collected throughout Greene County, which will likely recognize more significant declines in sales tax revenue; and

WHEREAS, it will likely be necessary to utilize designated funds to offset losses in interest income and sales tax revenue; and

WHEREAS, our current employees are our greatest asset, and maintaining their current employment and wages is vital for the delivery of community services; and

WHEREAS, it is important to begin replenishing staffing and capital projects as the economy recovers; and

WHEREAS, the Fiscal Year 2020 budget must be amended for the City's budget to meet statutory requirements and the financial needs of the City.

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


- Section 1. A new account under the General Fund categorized as the Financial Sustainability Account is created with a starting balance of \$0.00. The Financial Sustainability Account will be utilized to fund a possible decrease in revenue in Fiscal Year 2020 to sustain City operations.
- Section 2. In the General Fund, the account currently designated as the Police Equipment and Vehicles Account in the approximate amount of \$34,216.70 is undesignated and moved to the Financial Sustainability Account.
- Section 3. In the General Fund, the account currently designated as the Fire Equipment and Vehicles Account in the approximate amount of \$76,749.23 is undesignated and moved to the Financial Sustainability Account.
- Section 4. In the General Fund, the account currently designated as the EMA Equipment and Vehicles Account in the approximate amount of \$6,205.00 is undesignated and moved to the Financial Sustainability Account.
- Section 5. In the General Fund, the account currently designated as the Operating Cash Reserves Account in the approximate amount of \$219,348.71 is undesignated and moved to the Financial Sustainability Account.
- Section 6. In the General Fund, the account currently designated as the Capital Replacement Account in the approximate amount of \$318,687.40 is undesignated and moved to the Financial Sustainability Account.
- Section 7. The Building Official position in Community Development will be paid from the Building Safety Reserve for Fiscal Year 2020 in the approximate amount of \$65,000.00.
- Section 8. The whereas clauses are hereby specifically incorporated herein by reference.
- Section 9. All other provisions of Ordinance No. 19-23 not specifically referenced in this Ordinance shall remain unmodified and in full force and effect.
- Section 10. 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 11. 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 _____ 2020.

Jeff Ussery, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2020.04.02 10:05:37 -05'00', Scott Ison, City Attorney

Final Passage and Vote: _____

CITY OF REPUBLIC, MO
 SCHEDULE OF CASH RESOURCES
 February 29, 2020

FUND NUMBER	Special Purpose Designated Funds									TOTALS
	100	510	520	220	330	320	400	210	310	
DESCRIPTION	GENERAL	WATER	WASTEWATER	STREETS	STORMWATER	FIRE SALES TAX	DEBT SERVICE	PARKS & RECREATION	CAPITAL IMPROVEMENTS	
OPERATING CASH - UNRESTRICTED	\$ 3,533,673.29	\$346,883.77	\$ 1,547,205.15	\$ 1,020,931.95	\$ 939,333.25	\$ 504,111.30	\$ 66,269.61	\$ 700,520.38	\$ 765,307.75	\$ 9,424,236.45
DESIGNATED CASH*										
DESIGNATED-SPECIAL PURPOSE FUNDS										
DESIGNATED-POLICE EQUIPMENT & VEHICLES	\$ 34,216.70									\$ 34,216.70
DESIGNATED-FIRE EQUIPMENT & VEHICLES	\$ 76,749.23									\$ 76,749.23
DESIGNATED-EMA EQUIPMENT & VEHICLES	\$ 6,205.00									\$ 6,205.00
DESIGNATED-OPERATING CASH RESERVES	\$ 219,348.71							\$ 40,000.00		\$ 259,348.71
DESIGNATED-UTILITY FUND-CIP		\$ 38,167.26	\$ 345,226.26							\$ 383,393.52
DESIGNATED-UTILITY FUND-MAIN REPLACEMENT		\$ 38,118.00	\$ 19,059.00							\$ 57,177.00
DESIGNATED-UTILITY FUND-EQUIPMENT REPLACEMENT										\$ -
DESIGNATED-CAPITAL REPLACEMENT	\$ 318,687.40									\$ 318,687.40
BUILDING SAFETY RESERVE	\$ 121,679.04									\$ 121,679.04
FINANCIAL SUSTAINABILITY ACCOUNT - Proposed										
MoDOT 60 Corridor Study Match Reserve	\$ 50,000.00									\$ 50,000.00
TOTAL DESIGNATED BALANCES	\$ 826,886.08	\$ 76,285.26	\$ 364,285.26	\$ -	\$ -	\$ -	\$ -	\$ 40,000.00	\$ -	\$ 1,307,456.60
TOTAL UNRESTRICTED AND DESIGNATED CASH & INVESTMENTS	\$ 4,360,559.37	\$ 423,169.03	\$ 1,911,490.41	\$ 1,020,931.95	\$ 939,333.25	\$ 504,111.30	\$ -	\$ 740,520.38	\$ 765,307.75	\$ 10,731,693.05
RESTRICTED CASH AND INVESTMENTS										
COURT BONDS	\$ 5,993.98									\$ 5,993.98
STP-URBAN MATCH										\$ -
EMA IMPACT FEES	\$ 14,896.14									\$ 14,896.14
2010 BOND RESERVE - UMB										\$ -
2010 BOND RESERVE - INVESTED WITH AMG: FNMA										\$ -
2010 BOND RESERVE - INVESTED WITH AMG: PEFCO										\$ -
POLICE EVIDENCE ACCOUNT	\$ 31,768.65									\$ 31,768.65
UTILITY DEPOSITS		\$ 314,069.89	\$ 224,355.22							\$ 538,425.11
WATER IMPACT FEES		\$ 501,754.49								\$ 501,754.49
SEWER IMPACT FEES			\$ 366,700.00							\$ 366,700.00
CASH-DEBT SERVICE RESERVE - UMB-SRF-1999A SERIES			\$ -							\$ -
CASH-DEBT SERVICE RESERVE - UMB-SRF-2001C SERIES			\$ 165,500.00							\$ 165,500.00
RESERVE FOR P & I - UMB-SRF-1999A SERIES: 39,41,42			\$ 480,552.75							\$ 480,552.75
RESERVE FOR P & I - UMB-SRF-2001C SERIES: 109,110			\$ 315,804.27							\$ 315,804.27
STORMWATER BUYOUT - BARNES				\$ 28,333.33						\$ 28,333.33
STORMWATER BUYOUT - VARIOUS				\$ 15,470.00						\$ 15,470.00
OAK COURT DEVELOPMENT										\$ -
ESCROWED CASH-DEVELOPER				\$ 41,897.72						\$ 41,897.72
EQUIPMENT REPLACEMENT - AQUATIC CENTER										\$ -
TOTAL RESTRICTED BALANCES	\$ 52,658.77	\$ 815,824.38	\$ 1,552,912.24	\$ 85,701.05	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,507,096.44
TOTAL CASH AND INVESTMENT RESOURCES	\$ 4,413,218.14	\$ 1,238,993.41	\$ 3,464,402.65	\$ 1,106,633.00	\$ 939,333.25	\$ 504,111.30	\$ 66,269.61	\$ 740,520.38	\$ 765,307.75	\$ 13,238,789.49

* Designated Cash Balances are current balances. The availability of these funds should be verified by checking the budget for amounts projected to be spent during the year.

Yellow highlighted accounts are the proposed accounts for redesignation.



AGENDA ITEM ANALYSIS

Project/Issue Name: 20-R-08 A Resolution of the City Council of the City of Republic, Missouri, Approving the City of Republic’s COVID-19 Financial Sustainability and Recovery Plan.

Submitted By: David Cameron, City Administrator

Date: April 7, 2020

Issue Statement

The City of Republic is facing an uncertain sales tax revenue environment, due to the COVID-19 emergency. The possible extent of economic impact is currently unknown and has prompted city administration to create a financial sustainability and recovery plan to ensure the continuity of essential City functions, through the remainder of the FY 2020 Budget year.

Discussion and/or Analysis

The City of Republic City Administrator and Executive Leadership team convened a special meeting on March 12, 2020 to discuss emergency preparedness that included financial impact and sustainability, suspension of programs, suspension of Municipal Court, and closure of municipal buildings, freezes on new capital expenditures and hiring new positions in response to COVID-19.

Following that initial meeting the following COVID-19 directives have been given:

1. March 13, 2020, President Donald J. Trump officially declared a national emergency in response to the outbreak of COVID-19 in the United States.
2. March 13, Missouri Governor Michael L. Parson, declared a statewide emergency in response to the outbreak of COVID-19 in the State of Missouri.
3. March 16, 2020, the City of Republic and its employees began operating in accordance with President Trumps “15 Days to Slow the Spread” guidelines that included suspending the use of the Republic Community Center and suspending all programmed recreational activities.
4. March 17, 2020, the Greene County Commission issued Court Order POL – 20.3.17, declaring a state of emergency for Greene County in response to the outbreak of COVID-19 in Greene County, which included closure of dining areas in the County, and loss of revenue for businesses in Republic and Greene County.
5. March 29, 2020, President Trump extended the social distancing guidelines through the month of April 2020, and further indicated that the economy would potentially begin to recover by June 2020.

Factors and Financial Considerations:



- The City's primary source of operating cash is from monthly sales tax receipts.
- There are no current provisions in any of the three (3) Federal Stimulus Packages that allow for financial subsidy for local government.
- Given the 60 to 90-day delay from actual purchase to receipt, city staff projects the most significant financial impacts will begin in July 2020 and last throughout FY 2020; requiring a possible financial restructuring.
- While it is near impossible to know the full impact of COVID-19, extreme scenarios were established that begin with 30% reductions, increasing to 40% over a three-month period, and recovering to 20% reduction by the end of FY 2020.
- Provided the above financial assumptions, the General Fund would experience a \$745,469 decrease, the Street Fund would experience \$246,568 decrease, and the Parks and Recreation Fund \$479,875 would experience a \$479,875 decrease.
- The Police and Parks Departments receive funding from sale taxes collected through Greene County, which will likely recognize larger declines in sales tax revenue.
- Our current employees are our greatest asset, and maintaining their current employment and wages is important for the delivery of community services.
- It is necessary to utilize designated funds to offset losses in interest income and sales tax revenue.
- It is important to begin replenishing staffing and capital projects as the economy recovers.

With the above considerations the City Administrator has proposed a Financial Sustainability & Recovery Plan that is outlined in two phases:

Sustainability Phase

1. Create a special "Financial Sustainability Account" to be utilized in the event revenues decline. The account will transfer over the balances from the following accounts through a Budget Amendment:
 - a. Police Department Equipment & Vehicles \$34,216
 - b. Fire Equipment and Vehicles Fund - \$76,749
 - c. EMA Equipment and Vehicles - \$6,205.00
 - d. Capital Replacement - \$318,687.40
 - e. Operating Reserve - \$219,348.00
 - f. Building Safety Reserve - \$65,000
2. Suspend all (except for Seasonal) hiring through 3rd quarter of FY 2020; possibly remainder of the year, and re-evaluating sales tax receipts upon receiving report from Missouri Department of Revenue.
3. Phase 1 - Reduction in operating costs in General Fund related expenses by minimum of \$600,000. (See Exhibit A).
4. Phase 2 – Utilize 2019 General Fund Unrestricted Cash minus \$50K for US 60 Corridor Study - \$378,939. Utilize the Capital Replacement portion of the Financial Sustainable Account in the amount of \$318,687.40.
5. Phase 3 – Utilize the following cash amounts from the Financial Sustainability Account:



- Police Department Equipment & Vehicles \$34,216
 - Fire Equipment and Vehicles Fund - \$76,749
 - EMA Equipment and Vehicles - \$6,205.00
6. Phase 4 – Utilize the operating cash reserves in the Financial Sustainability Account - \$219,348.
 7. Phase 5 – Draw down ongoing operating cash leaving 100 days operating cash - \$220,607.
 8. Phase 6 – Across the board payroll reductions and/or draw down operating cash below 100 days.

Recovery Phase

1. Phase 1 – Utilize existing positions to backfill departments in need of additional assistance as workflow and volumes begin to increase.
2. Phase 2 – When sales tax receipts are equal to or greater than FY 2019 tax receipts, then the following expenses will be considered:
 - Re-establish step and merit increase.
 - Re-hire certain vacant positions starting with the Financial Officer.
3. Phase 3 – Remove capital spending freezes.
4. Phase 4 – Determine cash position for adding staff originally approved in FY 2020.
5. Phase 5 – Prepare FY 2021 budget and reconsider all expenditures as a result of the financial impact of COVID-19.

The hope is that the extreme revenue scenarios do not come to fruition, but the City is proposing a plan to be prepared in the case that there is an economic downturn.

Recommended Action

The City Administrators recommends City Council approval of the Financial Sustainability and Recovery Plan.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
APPROVING THE CITY OF REPUBLIC'S COVID-19 FINANCIAL SUSTAINABILITY AND
RECOVERY PLAN**

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, on March 12, 2020, the City Administrator and the Executive Leadership Team convened a special meeting to discuss emergency preparedness that included financial impact and sustainability, suspension of programs, suspension of Municipal Court, closure of municipal buildings, freezes on new capital expenditures, and hiring new positions in response to COVID-19; and

WHEREAS, on March 13, 2020, President Donald J. Trump officially declared a national emergency in response to the outbreak of COVID-19 in the United States; and

WHEREAS, on March 13, 2020, Missouri Governor Michael L. Parson, declared a statewide emergency in response to the outbreak of COVID-19 in the state of Missouri; and

WHEREAS, on March 16, 2020, the City and its employees began operating in accordance with President Trumps "15 Days to Slow the Spread" guidelines that included suspending the use of the Republic Community Center and suspending all programmed recreational activities; and

WHEREAS, on March 17, 2020, the Greene County Commission issued Court Order POL - 20.3.17, declaring a state of emergency for Greene County in response to the outbreak of COVID-19 in Greene County, which included the closure of certain businesses and dining areas in the County, and the loss of revenue for businesses in the City and Greene County; and

WHEREAS, on March 29, 2020, President Trump extended the social distancing guidelines through the month of April 2020, and further indicated that the economy would potentially begin to recover by June 2020; and

WHEREAS, the City's primary source of operating cash comes from monthly sales tax receipts which the City projects will likely be impacted by current COVID-19 issue; and

WHEREAS, there are no current provisions in any of the three Federal Stimulus Packages that allow for financial subsidies for local governments; and

WHEREAS, given the 90-day delay from the date of purchase by the consumer to the receipt of tax funds by the City, staff projects the most significant financial impacts will begin in July 2020 and last throughout the Fiscal Year 2020 which will necessitate financial restructuring; and

WHEREAS, while it is nearly impossible at this time to know the full impact of COVID-19 on the City's budget, extreme scenarios were established that begin with 30% reductions, increasing to 40% over a three month period, and recovering to 20% reduction by the end of the Fiscal Year 2020; and

WHEREAS, provided the financial assumptions, the General Fund would experience a \$745,469.00 decrease, Streets would experience \$246,568.00 decrease, and Parks and Recreation would experience a \$479,875.00 decrease; and

WHEREAS, the Police and Parks Departments receive funding from sale taxes collected throughout Greene County, which will likely recognize more significant declines in sales tax revenue; and

WHEREAS, it will likely be necessary to utilize designated funds to offset losses in interest income and sales tax revenue; and

WHEREAS, our current employees are our greatest asset, and maintaining their current employment and wages is vital for the delivery of community services; and

WHEREAS, it is important to begin replenishing staffing and capital projects as the economy recovers; and

WHEREAS, the Council finds this Financial Sustainability and Recovery Plan is necessary and is in the best interest of the City.

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

Sustainability Phase:

Section 1. With the approval of Council via an Ordinance, a special account will be created called the Financial Sustainability Account. This account will be utilized in the event revenue declines. This account includes transfers from the General Fund in the following accounts through a Budget Amendment Ordinance:

- a. Police Department Equipment and Vehicles in the approximate amount of \$34,216.00.
- b. Fire Equipment and Vehicles Fund in the approximate amount of \$76,749.00.
- c. EMA Equipment and Vehicles in the approximate amount of \$6,205.00.
- d. Capital Replacement in the approximate amount of \$318,687.40.
- e. Operating Reserve in the approximate amount of \$219,348.00.

Section 2. Phase 1 will be a reduction in operating costs in General Fund related expenses by approximately \$609,883.00 as contained in the attached Exhibit A. This will include suspending all, except for seasonal, hiring through the third quarter of Fiscal Year 2020 with the possibility it will extend through the end of 2020. Said suspension would be re-evaluated based upon sales tax receipts received from the Missouri Department of Revenue.

RESOLUTION NO. 20-R-08

- Section 3. Phase 2 will utilize the 2019 General Fund Unrestricted Cash, minus \$50,000.00 previously allocated for US 60 Corridor Study, in the amount of approximately \$378,939.00. It will also utilize the undesignated Capital Replacement held in the new Financial Sustainability Account in the amount of approximately \$318,687.00.
- Section 4. Phase 3 will utilize the funds from the new Financial Sustainability Account in the following amounts:
- a. Police Department Equipment and Vehicles in the approximate amount of \$34,216.00.
 - b. Fire Equipment and Vehicles Fund in the approximate amount of \$76,749.00.
 - c. EMA Equipment and Vehicles in the approximate amount of \$6,205.00.
- Section 5. Phase 4 will utilize the undesignated Operating Cash Reserves in the Financial Sustainability Account in the approximate amount of \$219,348.00.
- Section 6. Phase 5 will utilize approximately \$220,607.00 from the Operating Cash Reserves. This will occur by depleting the Reserves to a 100-day reserve. A 100-day reserve will leave an approximate balance of \$1,832,474.00 in the Reserves.
- Section 7. As a last resort, the City will consider a reduction in payroll and staffing levels.

Recovery Phase:

- Section 8. Phase 1 will utilize existing positions to backfill departments in need of additional assistance as workflow and volume begin to increase.
- Section 9. Phase 2 will start when sales tax receipts are equal to or greater than the Fiscal Year 2019 tax receipts. This will include consideration to reestablish step and merit increases, which could potentially be retroactive to anniversary dates and hire certain vacant positions starting with the Finance Officer.
- Section 10. Phase 3 will remove the capital spending freezes.
- Section 11. Phase 4 will include adding staff positions that were originally approved in the Fiscal Year 2020 budget.
- Section 12. Phase 5 will include preparing the Fiscal Year 2021 budget and reconsider all expenditures as a result of the financial impact of COVID-19.
- Section 13. The City Administrator, or designee, is authorized to take the necessary steps to implement this Resolution and make changes to the Sustainability Plan contained in this Resolution as authorized under the Charter and Ordinances.
- Section 14. The whereas clauses are hereby specifically incorporated herein by reference.

RESOLUTION NO. 20-R-08


Section 15. This Resolution 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 7th day of April 2020.

Jeff Ussery, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2020.04.02 14:02:34
-05'00', Scott Ison, City Attorney

Final Passage and Vote: _____

Exhibit A

General Fund Savings:

Building Official - pull entire 2020 Salary and Benefits from Building Safety Reserve	\$ 65,156.00
2 Vacant Police Officer positions	\$ 95,531.00
Suspend hiring Firefighter budgeted at midyear	\$ 23,370.00
Suspend hiring Paralegal	\$ 47,301.00
Suspend COLA budgeted at midyear	\$ 27,079.00
Suspend Merit increases	\$ 35,576.00
Suspend Computer Replacement Program	\$ 23,500.00
Suspend ipads for electronic voting	\$ 4,000.00
Suspend the Court/Council Chamber modifications until FY 2021 (\$180,000 budgeted from the Capital Reserve)	
Suspend filling vacant Community Development Director position for remainder of 2020	\$ 81,193.00
Suspend filling vacant Community Development Assistant position	\$ 25,387.00
Eliminate Community Development Intern	\$ 5,000.00
Community Development - Temp labor for filing restructure	\$ 1,000.00
Community Development - SOAR printing costs	\$ 2,000.00
PIO National Conference	\$ 2,800.00
Fire Department equipment, training, and miscellaneous expenses	\$20,000.00
Training - Admin (adjusted budget to \$7,500)	\$ 22,500.00
Dues & Subscriptions (adjusted budget to \$12,000)	\$ 12,000.00
Admin - miscellaneous expenses	\$ 8,000.00
General Supplies and Materials	\$ 16,000.00
Court - Repairs and Maintenance	\$ 3,500.00
Community Development - Engineering Fees	\$ 8,000.00
Community Development - Training	\$ 5,000.00
Suspend filling vacant Finance Officer	\$ 36,832.00
Police Overtime	\$ 7,458.00
Police - Repairs/Building Maintenance	\$ 4,200.00
Police - Printing Graphics	\$ 3,500.00
Fire - Capital projects (\$58,000 Parking Lot & 1/2 EMA Vehicle budgeted through the Fire Reserve)	\$ -
Eliminate (or reassign) PT Court employee	\$ 8,000.00
Animal Control - Suspend PTE to FTE position with opening of Animal Control Shelter	\$ 16,000.00
Total Projected General Fund Savings	\$ 609,883.00

Cash Position Opportunities:

Phase 1	Reduce Operating Costs through General Fund Savings (above)	\$ 609,883.00
Phase 2	Utilize 2019 General Fund Unrestricted Cash minus \$50K for Corridor Study	\$ 378,939.00
	Utilize undesignated - Capital Replacement in Financial Sustainability cash account	\$ 318,687.00
Phase 3	Utilize undesignated Police Equipment & Vehicles in Financial Sustainability cash account	\$ 34,216.00
	Utilize undesignated Fire Equipment & Vehicles in Financial Sustainability cash account	\$ 76,749.00
	Utilize undesignated EMA Equip and Vehicles in Financial Sustainability cash account	\$ 6,205.00
Phase 4	Utilize undesignated Operating Cash Reserves in Financial Sustainability cash account	\$ 219,348.00
Phase 5	Deplete operating cash reserves to 100 days (100 day balance is \$1,832,474)	\$ 220,607.00
Phase 6	Last resort - Reduction in payroll and staffing levels.	
Total Cash Position Opportunities		\$ 1,864,634.00

Project/CIST Suspension

Main City Gateway Sign	\$ 150,000.00
Police Vehicles	\$ 107,000.00
Total CIST Project Suspension	\$ 257,000.00