

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE AND AMENDMENT TO THE LEE C. FINE AIRPORT LEASE FOR THE PURPOSE OF REMOVING FROM THE CITY'S LEASED PREMISES A CERTAIN HOUSE LOCATED WITHIN THE PARK AND ADJACENT TO THE AIRPORT

WHEREAS, the Board of Aldermen find that the house at the Lee C. Fine Airport in the Lake of the Ozarks State Park is in need of repair and is a burden to the City's operations of the airport and the City administration has requested the Department of Natural Resources take over responsibility for the house which the Department has agreed to do and the Department has prepared and submitted to the City the Amendment to the existing lease agreement which is attached to this ordinance as Exhibit "A" and that such an Amendment is in the best interest of the City and the park:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. That the Mayor is authorized to execute on behalf of the city the Amendment to the Lee C. Fine Memorial Airport Lease attached hereto as Exhibit "A".

Section 2. The City Administrator is hereby authorized to take such further actions as are necessary to carry out the intent of this Ordinance.

Section 3. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgment or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 4. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 5. This Ordinance shall take effect and be in full force from and after its passage by the Board of Aldermen and approval by the Mayor.

I hereby certify that the above Ordinance No. 18.65 was duly passed on December 20, 2018, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes:	6	Nays:	0
Abstentions:	0	Absent:	0

This Ordinance is hereby transmitted to the Mayor for his signature.

12/21/2018
Date

Dorothy Urlicks
Dorothy Urlicks Deputy, City Clerk

Approved as to form:

Edward B. Rucker
Edward B. Rucker, City Attorney

I hereby approve Ordinance No. 18.65.

12/21/2018
Date

John Olivarri
John Olivarri, Mayor

ATTEST:

Dorothy Urlicks
Dorothy Urlicks Deputy City Clerk