

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A LEASE EXTENSION FOR A PERIOD OF 20 YEARS TO THE LEASES AND RIGHT OF WAY PERMITS ALLOWING USE OF CITY RIGHT OF WAY AT 4364 OSAGE BEACH PARKWAY

WHEREAS, in 1999 the City granted to adjoining landowners, the Seebolds, the right to use certain City Right of Way at approximately 4364 Osage Beach Parkway for parking for their businesses and those rights need renewal; and,

WHEREAS, the Board of Aldermen hereby finds city has no need for a surface use of that Right of Way that would require any changes in this continued use of the Right of Way for an additional 20 years: and,

WHEREAS, the Board of Aldermen conclude that this extension is in the best interest of the citizens of Osage Beach to establish and continue a sound business climate:

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

Section 1. The Mayor is hereby authorized to execute on behalf of the City a Lease Extension for an additional 20 years with Timothy and Deborah Seebold and their heirs, successors or assigns in a form substantially the same as in Exhibit "A attached.

Section 2. 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Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly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 3. That this Ordinance shall be in full force and effect from and after the date of passage and approval of the Mayor.

READ FIRST TIME: September 5, 2019 READ SECOND TIME: September 5, 2019

I hereby certify that Ordinance No.19.62. was duly passed on September 5, 2019 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.

September 5, 2019
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker
Edward B. Rucker, City Attorney

I hereby approve Ordinance No.19.62.

John Olivarri
John Olivarri, Mayor

September 5, 2019
Date

Tara Berreth
Tara Berreth, City Clerk

ATTEST: