

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, CREATING THE 2020 COVID-19 ECONOMIC REBATE PLAN, AN ECONOMIC RECOVERY REBATE PROGRAM IN RESPONSE TO THE CORONAVIRUS PANDEMIC TO ALLOW CERTAIN REBATES ON WATER AND OR SEWER BILLS FOR CUSTOMERS PURCHASING GOODS AND SERVICES FROM BUSINESS WITHIN THE CITY, BY CREATING A NEW SECTION IN THE MUNICIPAL CODE, SECTION 700.040.

WHEREAS, the human and economic recovery from the effects of the Coronavirus Covid-19 pandemic is of utmost importance to the Board of Aldermen and securing a vibrant business climate and economy is in the best interest of the citizens of Osage Beach; and,

WHEREAS, the Board of Aldermen hereby finds that many local businesses were seriously impacted by the need to shelter in place and social distance to flatten the curve and avoid overwhelming the health care system; and,

WHEREAS, certain businesses which were not able to successful socially distance were closed and suffered during the effort to flatten the curve including local restaurants nail salon, hair salon, tattoo parlor, massage therapist, esthetician, spa, gym, tanning facility

WHEREAS, the Board of Aldermen conclude that as the economy and state reopen the City can and should make appropriate and efforts to encourage local shopping and economic activity:

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

Section 1. That a new Section 700.040 of the Osage Beach Code of Ordinances be and is hereby enacted as follows:

Section 700.040

1. Notwithstanding anything to the contrary contained within Chapters 700, 705, 710 and 715 of the Osage Beach Municipal Code there is herein created the 2020 COVID-19 Economic Rebate Plan.
2. Individual residential or commercial water and sewer customers, individual residential or commercial water only customers, and individual residential or commercial sewer only customers may earn a rebate as set forth in paragraph 4 below, on their water and sewer, or water only or sewer only charges by presenting with their bill any receipt from a local business for goods purchased or services received from May 8, 2020 through July 31, 2020.
3. To be eligible for the rebate the local business must be located within the city limits of Osage Beach and possess a current City business license.

4. For every \$25.00 of spending or more the city will extend a credit of \$15.00 against the Water / Sewer charges Receipts must be received by August 31, 2020 to qualify.
5. To apply for this credit the customer must write their name as it appears on the water and sewer bill, phone number and account number on the receipt and submit it with the bill for which they want to receive a credit by emailing copies of each to the Utility Billing Clerk or drop off the receipts and billing stub in a sealed envelope at the drop box, located at Osage Beach City Hall 1000 City Parkway Osage Beach, Missouri 65065 .
6. For each \$25.00 of spending the customer shall receive a credit of \$15 towards the water and/or sewer bill. Each account may receive no more than a \$60.00 credit under this section. Under no circumstances shall any credits under this program result in any payments directly to a customer.
7. The credit in this section does not apply to reconnection fees.
8. Multi-family structures such as apartment buildings, condominiums, duplexes where the water and sewer service are billed jointly are eligible for rebates not to exceed \$60.00 per unit and not more than \$1,000.00 per account. To qualify for the multifamily rebate, the owner or manager must present receipts for spending by residents or tenants of the building from local businesses as described in this section.

Section 2. 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 3. 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 4. 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: May 7, 2020

READ SECOND TIME: May 7, 2020

I hereby certify that Ordinance No.20.27 was duly passed on May 7, 2020, 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.

May 7, 2020
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker
Edward B. Rucker, City Attorney

I hereby approve Ordinance No.20.27.

John Olivarri, Mayor

May 7, 2020
Date

Tara Berreth
Tara Berreth, City Clerk

On May 20, 2020 Bill Number 20-27, was returned to me with a message of disapproval from Mayor John Olivarri pursuant to Section 115.250 OBMC. On May 21, 2020 the question was presented to Board of Aldermen, "Shall Bill 20-27 pass, the objections of the Mayor thereto notwithstanding?" The vote on this question was taken by "ayes" and "nays." The vote was 6 Ayes and 0 Nays. I, Tara Berreth, City Clerk, hereby that result, and Bill 20-27 becomes an ordinance in the same manner and with like effect as if it had received the approval of the Mayor.

Tara Berreth
Tara Berreth/City Clerk
City of Osage Beach

May 21, 2020
Date