

SHALL BILL NO. 24-18 PASS, THE OBJECTIONS OF THE MAYOR THERETO NOTWITHSTANDING?

BILL NO. 24-18

ORDINANCE NO. 24-19

AN ORDINANCE AUTHORIZING CITY OFFICIALS OF THE CITY OF FREDERICKTOWN, MISSOURI, TO EXECUTE AN AGREEMENT BY AND BETWEEN THE CITY OF FREDERICKTOWN AND SWINFORD PROPERTIES, LLC RELATIVE TO PURCHASE OF REAL ESTATE BY THE AIRPORT; FURTHER SAID ORDINANCE SHALL AUTHORIZE AND DIRECT THE CITY CLERK TO ATTEST THE SIGNATURE OF THE CITY OFFICIALS.

WHEREAS, real estate abutting the airport is available for purchase and the airport operations are in need of additional space for hangars and other expansion; and

WHEREAS, Bill No. 24-18 was passed and approved by a 6 to 0 vote of the Board of Aldermen of the City of Fredericktown, Missouri on May 13, 2024 approving the agreement marked Exhibit "A", attached thereto, and incorporated therein as if fully set forth; and

WHEREAS, the Mayor of the City of Fredericktown, Missouri, has returned Bill No. 24-18 with the agreement attached thereto along with his objections marked Exhibit "B", attached hereto, and incorporated herein as if fully set forth; and

WHEREAS, shall the bill pass, the objections of the mayor thereto notwithstanding?

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

Section 1. That the Board of Aldermen for the City of Fredericktown, Missouri, override the veto of the mayor and approve Bill No. 24-18 approving the agreement marked Exhibit "A", which is attached hereto and incorporated herein as if fully set forth, between the City of Fredericktown and Swinford Properties, LLC for the purposes set forth in the bill together with such changes therein as shall be approved by the officers of the City executing same which are consistent with the provisions and intent of this legislation and necessary, desirable, convenient or proper in order to carry out the matters herein authorized. It is the belief of the Board of Aldermen that it is in the best interest of the citizens of the City of Fredericktown, Missouri, that the City enter into said agreement and pass Bill No. 24-18, the objections of the mayor thereto notwithstanding.

Section 2. That appropriate City officials, are hereby authorized to execute the agreement in substantially the form as Exhibit A for and on behalf of the City of Fredericktown, Missouri and such

additional documents and take any and all actions necessary, desirable, convenient or prudent in order to carry out the intent of this legislation.

Section 3. That the City Clerk of the City of Fredericktown is hereby authorized and directed to attest to the signature of the City officials on the said agreement.

Section 4. If any section, subsection, sentence, clause or phrase or portion of the Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. The Ordinance shall take effect and be in force from and after its passage and approval by the Board of Aldermen thereby overriding the veto of the Mayor.

THIS VETO OVERRIDE having been read by title only this 27<sup>th</sup> day of May, the Board of Aldermen voted as follows:

Long	<u>  nay  </u>	Brown	<u>  aye  </u>
Polete	<u>  aye  </u>	Reese	<u>  nay  </u>
Jones	<u>  aye  </u>	Shankle	<u>  aye  </u>

THIS VETO OVERRIDE having been read by title only the second time on this 27<sup>th</sup> day of May, the Board of Aldermen voted as follows:

Long	<u>  nay  </u>	Brown	<u>  aye  </u>
Polete	<u>  aye  </u>	Reese	<u>  nay  </u>
Jones	<u>  aye  </u>	Shankle	<u>  aye  </u>

PASSED AND APPROVED this 27<sup>th</sup> day of May, by   4   ayes,   2   nays,   0   abstentions and   0   absentees.

ATTEST:

Theresa Harbison  
Theresa Harbison, City Clerk