

BILL NO. 1768

ORDINANCE NO. 1707

INTRODUCED BY: Alderman Newman

**AN ORDINANCE OF THE CITY OF WARSON WOODS,
MISSOURI, AUTHORIZING THE MAYOR TO ACCEPT A
PROPOSAL BY AND BETWEEN THE CITY OF WARSON
WOODS, MISSOURI, AND GAMMA'S SHIELD SHADE
TREE, INC. d/b/a GAMMA'S TREE EXPERTS FOR TREE
SERVICES**

WHEREAS, the Board of Aldermen has determined that it is to the benefit of the City of Warson Woods, Missouri, to accept a Job Proposal from Gamma's Shield Shade Tree, Inc. d/b/a Gamma's Tree Experts, for certain tree services in Warson Woods, Missouri;

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

SECTION 1. That the form, terms, and provisions of the Job Proposal attached hereto, marked as **Exhibit "A"**, and incorporated by reference herein, be and they hereby are approved and the Mayor shall be and is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer, on behalf of the City, the terms and provisions of such Job Proposal. The City Clerk is hereby authorized and directed to attest to the Job Proposal and other contracts, documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Job Proposal and this Ordinance.

SECTION 2. Savings Clause. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 3. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date. This Ordinance shall be in full force and take effect from and after its final passage by the Board of Aldermen and approval by the Mayor.

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THIS BILL PASSED AFTER HAVING BEEN READ IN FULL TWO TIMES PRIOR TO PASSAGE BY THE BOARD OF ALDERMEN OF THE CITY OF WARSON WOODS, MISSOURI, THIS 16TH DAY OF JANUARY, 2024.

ATTEST:

Sean Fitzgerald, Mayor

Hannah Talley, City Clerk

APPROVED AS TO FORM:

Drew Weber, City Attorney

Exhibit A

[attach proposal]