

**BILL NO. 1729**  
**INTRODUCED BY: Alderman Newman**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF WARSON WOODS,  
MISSOURI, AUTHORIZING THE MAYOR TO NEGOTIATE  
AND EXECUTE AN AGREEMENT BY AND BETWEEN THE  
CITY OF WARSON WOODS, MISSOURI, AND KUHLMANN  
DESIGN GROUP, INC. FOR ENGINEERING SERVICES**

**WHEREAS**, the Board of Aldermen has determined that it is to the benefit of the City of Warson Woods to enter into an Agreement with Kuhlmann Design Group, Inc. for engineering services;

**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 Agreement 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, such Agreement in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Agreement and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Agreement 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 and approval.

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 17<sup>th</sup> DAY OF JANUARY, 2023.

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Sean Fitzgerald, Mayor

ATTEST:

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Kathy Mahany, City Clerk

APPROVED AS TO FORM:

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Drew Weber, City Attorney

**EXHIBIT A**

[Attach Agreement]