

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI AUTHORIZING THE MAYOR OF THE CITY OF WILDWOOD, MISSOURI TO ENTER INTO AN AGREEMENT WITH NATALIE McAVOY FOR THE MANAGEMENT AND OVERSIGHT OF THE CITY-SPONSORED FARMERS MARKET, OF WHICH SAID INDIVIDUAL SHALL ACT AS ITS MANAGER IN ALL ASPECTS OF THE SCHEDULING, OPERATION, AND RECORD-KEEPING ASSOCIATED WITH THE SAME. (Ward – All)**

**WHEREAS**, the City of Wildwood's history speaks to an agrarian culture that dates back to the earlier settlers of Missouri, many of which farmed and raised livestock to meet their daily needs and for commerce; and

**WHEREAS**, as growth has occurred over the past century in this area, remnants of this past culture have survived and, in some locations, prospered, as property owners work to preserve the rural lifestyle of this area; and

**WHEREAS**, for more than a decade, one (1) of the primary requested services from residents to the City Council was the provision of a Farmers Market, as part of that desired rural lifestyle; and

**WHEREAS**, the City Council did explore many options for a facility of this nature, but, for many years not owning property, along with its limited staff, a farmers market remained elusive, until 2009; and

**WHEREAS**, with the development of the Wildwood Town Center Project by Koman Properties, Inc., the City received a dedication of land for a public plaza and a new network of streets, along with easements for public purposes that finally offered appealing locations for such a venue; and

**WHEREAS**, with areas for this venue now to operate, a proposal from an individual to manage it, and a funding amount set aside by the City to support it, a Farmers Market facility was opened in Wildwood in 2009; and

**WHEREAS**, each year, the contract with the Market Manager(s) is reviewed and, now, City officials believe it is appropriate to offer this position for the upcoming 2019 Season to the manager of the facility in 2018, who has significant background and enthusiasm about this type of facility and the opportunities it offers here in the City of Wildwood; and

**WHEREAS**, Natalie McAvoy is a long-time resident of Wildwood, has been a loyal market attendee, and has first-hand experience in presentation of large-scale events to significant groups of attendees, which, in 2018, led to the most successful season to date; and

**WHEREAS**, Ms. McAvoy has reviewed the attached agreement and found it to be acceptable and, with her acceptance, it is now ready for final action by the City Council in accordance with the procedures and practices for the approval of such working relationships between private entities and the City of Wildwood.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI AS FOLLOWS:**

**Section One.** The City Council of the City of Wildwood, Missouri hereby authorizes the Mayor of the City of Wildwood, Missouri to enter into Farmer Market Manager's Agreement for the 2019 Season with Natalie McAvoy, for the management and oversight of the City-sponsored Farmers Market within the Town Center Area, of which said entity shall act as its Market Manger in all aspects of its scheduling, day-to-day operation, and record-keeping, along with ensuring the area of the venue is ready and available for

vendors and customers alike. This Agreement is hereto attached as Exhibit B and hereby made a part of this ordinance.

**Section Two.** The total compensation to be provided to the Farmers Market Manager under this Agreement shall not exceed a total of nineteen thousand dollars (\$19,000.00), of which, one thousand dollars (\$1,000.00) is intended to be used by this individual for dues and memberships in the appropriate organizations relating to the sale of agricultural products in this fashion.

**Section Three.** The provisions of this Agreement are limited to the contents contained therein and any representations made beyond this document to the otherwise will not be honored.

**Section Four.** This Ordinance shall be in full force and effect upon its passage and approval.

This Bill was passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2019, by the Council of the City of Wildwood after having been read by title, or in its entirety, two (2) times prior to its passage.

\_\_\_\_\_  
Presiding Officer

\_\_\_\_\_  
The Honorable James R. Bowlin, Mayor

**ATTEST:**

\_\_\_\_\_  
Amanda Foster, City Clerk

\_\_\_\_\_  
Amanda Foster, City Clerk





# WILDWOOD®

## MARKET MANAGER AGREEMENT

City of Wildwood, Missouri

2019 Season – Draft Date: 11-20-2018

**THIS MARKET MANAGER AGREEMENT** (hereinafter, “Agreement”), dated as of this \_\_\_ day of \_\_\_\_\_, 2019, is made by and between the **CITY OF WILDWOOD**, Missouri, a municipal corporation of the State of Missouri (hereinafter, “City”), and **NATALIE McAVOY** (hereinafter, “Manager”).

**WHEREAS**, the City promoted the development of the Town Center Plaza to serve, in part, as a community events facility to attract residents and visitors, and

**WHEREAS**, the City desires to sponsor a weekly, producer-oriented farmers market (the “Farmers Market”) within and around the Town Center Plaza, and

**WHEREAS**, the City desires to engage Natalie McAvoy as Manager of the Farmers Market, and Natalie McAvoy desires to perform, management services with respect to the Farmers Market, as set forth herein and pursuant to the terms and conditions of this Agreement.

**NOW, THEREFORE**, in consideration of the mutual promises, covenants and agreements herein contained, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

### **1. Term of Agreement; Renewal.**

The term of this Agreement shall commence on **January 1, 2019**, and end on **December 31, 2019** (the “Term”). This Agreement can be renewed annually, at the discretion of City and prior to the end of the Term, by delivering written notice to Manager of the City’s intent to renew the Term. After such a renewal, the Term for the renewal (a “Renewal Term”) will begin on the next January 1 that follows the notice of renewal and will end on December 31 of that same year. There is no expectation of or obligation to renew the Term of this Agreement.

### **2. Farmers Market Hours of Operations.**

The Farmers Market normal hours of operation shall be between **8:00 A.M. to 1:00 P.M.**, every Saturday, from **May 25<sup>th</sup>** up to and including **October 5<sup>th</sup> (2019)** (the “Market Season”), as weather and produce availability permits. The Farmers Market normally operates at 221 Plaza Drive. However, either the City or the Manager may change the location of the Farmers Market to another area of the Town Center due to the occurrence of special events or inclement weather. After the end of the Market Season, the Farmers Market may remain open at the discretion of the Manager for the remainder of the Term. During any Renewal Term, the Market Season shall begin on the third Saturday in May and shall end on the first Saturday in October. The Farmers Market must be open to the public for at least three and one-half (3.5) hours each Saturday during the Market Season. The City reserves the right to change or extend the Market Season and hours of operation at its sole discretion and to exclude certain hours and/or days as the City deems necessary