

**Agenda Item**  
March 7, 2017

Subject: Governmental cooperative contract between the City of Nevada and the  
Vernon County Collector-Treasurer

Department: Finance

The City of Nevada real estate and personal property taxes are included on the Vernon County tax statements. The attached agreement will authorize the Vernon County Collector-Treasurer to collect taxes on behalf of the City.

**BILL NO. 2017-014**

**ORDINANCE NO.**

**A SPECIAL ORDINANCE OF THE CITY OF NEVADA, MISSOURI AUTHORIZING THE EXECUTION OF A GOVERNMENTAL COOPERATIVE CONTRACT WITH THE VERNON COUNTY COLLECTOR-TREASURER FOR THE COLLECTION OF CITY OF NEVADA PROPERTY TAXES.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:**

**Section 1.** The agreement attached hereto as Exhibit 'A' and incorporated herein by reference is approved as a contractual obligation of the City of Nevada, Missouri.

**Section 2.** The Mayor and City Clerk are hereby authorized and directed to execute said agreement on behalf of the City of Nevada, Missouri, and to affix the municipal seal thereto and to attest the same.

**PASSED, APPROVED and ADOPTED** by the City Council of the City of Nevada, Missouri, this \_\_\_\_\_ day of March, 2017.

(seal)  
ATTEST:

\_\_\_\_\_  
Brian L. Leonard, Mayor

\_\_\_\_\_  
Johnna Williams, Deputy City Clerk

## **GOVERNMENTAL COOPERATIVE CONTRACT**

**THIS AGREEMENT**, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2017 **BY AND BETWEEN** the City of Nevada, Missouri, hereafter referred to as **CITY**, the Vernon County Commission, hereafter referred to as **COUNTY** and the Vernon County Collector-Treasurer, hereafter referred to as **COLLECTOR**.

It is desired and intended by this Governmental Cooperative Contract that the parties set forth hereinafter shall enter an agreement as permitted by the Missouri Revised Statutes 50.332 and 70.220, et seq and 140.670, for the cooperative efforts to collect the taxes of the City of Nevada, Missouri, on property located within the boundaries of said City which is located in Vernon County, Missouri.

### **RECITALS:**

**WHEREAS**, the City has the legal authority to assess and collect personal property and real estate taxes on citizens of Nevada; and

**WHEREAS**, Brent Banes is currently employed as Collector, within and for the County of Vernon, State of Missouri; and

**WHEREAS**, the City desires to enter into an agreement whereby the Collector will collect for the City, all taxes charged to the Collector for the City, and;

**WHEREAS**, the Collector is desirous to enter into an agreement with the City to collect said taxes and distribute those taxes to the City pursuant to the terms and conditions hereinafter set forth.

For the reasons set forth above, and in consideration of the mutual promises and agreements hereinafter set forth, the City and the Collector hereby agree as follows:

### **EMPLOYMENT:**

The City hereby engages said Collector as an independent contractor and the Collector hereby agrees to such engagement. This agreement shall begin on April 1, 2017, 2017 and continue until the term of the current Collector expires on March 31, 2021, unless sooner changes by operation of law. Any request for amendments to or modifications of this agreement by either party shall be submitted in writing by September 1<sup>st</sup> of the current tax year before the next tax bills are printed.

### **COMPENSATION:**

The Collector is to be compensated by receiving a percentage of the taxes he collects on behalf of the City. Such percentage is to be allocated as follows: One percent (1%) of all current taxes collected and four percent (4%) of all delinquent taxes collected.

Additionally, the Collector shall be allowed a seven percent (7%) add on penalty charge on all accounts collected from taxpayers on delinquent city taxes.

**DISTRIBUTION OF TAXES:**

The Collector hereby agrees to remit to the City all taxes due and owing to the City by the tenth (10<sup>th</sup>) day of each month, or as soon thereafter as is feasible. Should there be a lengthy delay; the Collector hereby agrees to notify the City in writing as to the reason for such delay.

**RIGHT OF INSPECTION:**

The Collector hereby agrees and acknowledges that the City has the right to inspect the books and records maintained by the Collector, and the City agrees that in the event it decides to exercise its right of inspection, it will do so with reasonable notice, at a mutually convenient time.

**SEVERABILITY AND TOTALITY OF CONTRACT:**

All agreements and covenants herein contained are severable, and in the event any of them shall be held invalid by any competent Court, this Contract shall be interpreted as if such invalid agreement of covenants were not contained herein. The parties to this Contract hereby agree and acknowledge that this Contract contains the complete agreement concerning the independent contracting arrangement between the parties and shall as of the effective date hereof, supersede all other agreements between the parties.

Dated the day and year first written above.

CITY OF NEVADA, MISSOURI

\_\_\_\_\_  
Brian L. Leonard, Mayor

(seal)  
ATTEST:

\_\_\_\_\_  
Johnna Williams, Deputy City Clerk

VERNON COUNTY COMMISSION  
VERNON COUNTY, MISSOURI

By: \_\_\_\_\_  
Joe Hardin  
Presiding Commissioner

VERNON COUNTY COLLECTOR-TREASURER  
VERNON COUNTY, MISSOURI

By: \_\_\_\_\_  
Brent Banes  
Vernon County Collector-Treasurer

(seal)  
ATTEST:

\_\_\_\_\_  
Sean M. Buehler, Vernon County Clerk