

MEMORANDUM OF AGREEMENT
BETWEEN
THE MISSOURI DEPARTMENT OF AGRICULTURE
AND
THE CITY OF COLUMBIA

This Memorandum of Agreement (MOA), is entered into by and between the State of Missouri on behalf of the Missouri Department of Agriculture (MDA) and The City of Columbia, Missouri (The City) as of the date of the last signature below.

It is the intention of MDA to provide one-time funding of up to \$2,500,000 to The City for planning, construction, maintenance, repair, and capital improvements to support the agri-tourism of the fairgrounds in Boone County.

BACKGROUND:

In order to support The City's efforts to serve the educational and agricultural needs of Boone County through agri-tourism events, the Missouri General Assembly appropriated funds to MDA in HB 20 (2023), Section 20.318 (Fiscal Year 2024), from General Revenue (Fund Number 0101) in the amount of \$2,500,000.

OBLIGATIONS:

Responsibilities of the City:

The City shall expend funds that would result in the planning, construction, maintenance, repair, and capital improvement of facilities for agri-tourism programming at the Northeast Regional Park (Park) in the manner below. These fund expenditures will support the Boone County Fair by the:

- 1) Construction of a covered outdoor arena, with an open air livestock barn, a livestock sales and fair office building, , a hard surface event space, and necessary parking;
- 2) Renovation of existing facilities to include one concession building as well as a restroom facility;
- 3) Installation and construction of sidewalks, lighting, utilities, and appropriate landscaping on the Park grounds.

Once improvements listed above are completed, any remaining funds may be utilized to construct a lighted outdoor event space and grandstand seating area on the Park grounds. Project plans and budgets for the above listed responsibilities shall be submitted to MDA for approval before any funds may be expended. Prior to the execution of this MOA, a preliminary proposed development plan was submitted by The City to MDA and approved. It is included with this MOA as Exhibit A. Any deviation from the approved plans must be resubmitted for approval.

The City shall provide MDA with a report detailing expenditures along with performance measures outlining program goals and how the funds were used to complete outlined objectives by October 1, 2024. MDA may extend this deadline and the term of this Agreement by written notice to The City.

Any funds expended on projects or items that were not approved by MDA shall be repaid to MDA within 60 days of demand of repayment.

All obligations of the City under this Agreement, which require the expenditure of funds, are conditional upon the availability of funds budgeted and appropriated for that purpose.

Responsibilities of MDA:

MDA will provide The City with appropriated funding of up to \$2,500,000 for efforts related to the planning, construction, maintenance, repair, and capital improvements to support the agri-tourism of the fairgrounds in Boone County. Such funds shall be expended as one-time funding but shall be paid contingent on the project plans and budget submitted by The City. If any funds are expended in violation of this MOA, as evidenced by the required expenditure report, MDA shall request reimbursement of the misspent funds within 10 days of the time that it became aware.

MDA is not obligated for expenditures under this agreement until MDA has encumbered the funds. In addition, any amount appropriated may further be reduced including, but not limited to, a withholding by the Governor of the State of Missouri. Neither MDA nor the State of Missouri shall be liable for any costs incurred by The City that are related to the lack of funds, insufficient appropriations, or withholdings.

The laws of the State of Missouri shall govern this MOA. Any modifications or addendums must be agreed upon by the parties in writing.

In no event shall the language of this Agreement constitute or be construed as a waiver or limitation for either party's rights or defenses with regard to each party's applicable sovereign, governmental, or official immunities and protections as provided by federal and state constitutions or laws.

This Agreement may be signed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same document. Faxed signatures, or scanned and electronically transmitted signatures, on this Agreement or any notice delivered pursuant to this Agreement, shall be deemed to have the same legal effect as original signatures on this Agreement.

Contract Documents. This Agreement includes the following exhibits, which are incorporated herein by reference:

Exhibit	Description
A	Approved Development Plan

In the event of a conflict between the terms of an exhibit and the terms of this Agreement, the terms of this Agreement controls.

The parties to this MOA through their duly authorized representatives have executed this MOA on the dates set out below and certify that they have read, understood, and agreed to the terms and conditions of this MOA as set forth herein.

This MOA shall become effective upon signature by the authorized officials from the MDA and The City and will remain in effect until June 30, 2024, or the required expenditure report is received by MDA, whichever is later.

We, the undersigned, agree to this MOA.

De'Carlton Seewood, City Manager
City of Columbia

Date



Approved as to form:

Nancy Thompson, City Counselor/rw

Chris Chinn, Director
Missouri Department of Agriculture

Date



NUMBER KEY

- ① Lighted Outdoor Event Space (40,250 sf)
- ② Grandstands Seating 2500±
- ③ Staging/Pit
- ④ Special Event Area
- ⑤ Hard Surface Event Area/Parking
- ⑥ Livestock Areas (36,120 sf)
- ⑦ Sales/Fair Office (900 sf)
- ⑧ Livestock Wash Station
- ⑨ Food Truck/Vendor Area
- ⑩ Concession Existing, Renovation Proposed
- ⑪ Restroom Existing, Renovation Proposed
- ⑫ Northeast Event Center Existing
- ⑬ Sapp Building Existing

Agriculture Facility Development at Northeast Regional Park



March 15, 2024



Agriculture Facility Development at Northeast Regional Park

