

RESOLUTION NO. 21-02

**A RESOLUTION OF THE TWIN OAKS BOARD OF ALDERMEN
APPROVING AN AGREEMENT WITH THE CITY OF BALLWIN,
MISSOURI REGARDING TWIN OAKS RESIDENTS MEMBERSHIP
RATES AND ACCESS PASSES AT CITY OF BALLWIN PARK
FACILITIES.**

WHEREAS, the City of Ballwin owns and operates The Pointe at Ballwin Commons, North Pointe Aquatic Center, Ballwin Golf Course, and other park grounds; and

WHEREAS, the City of Twin Oaks and the City of Ballwin wish to enter into an agreement that would allow City of Twin Oaks residents membership and access passes to these facilities at a discounted rate, the same rate paid by City of Ballwin Residents; and

WHEREAS, as part of the agreement, the City of Twin Oaks will reimburse the City of Ballwin the difference between resident and non-resident rates for park facility passes and membership fees sold to Twin Oaks residents.

NOW THEREFOR, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF TWIN OAKS, MISSOURI, AS FOLLOWS:

Section 1. The Board of Aldermen hereby approves, and the Mayor is hereby authorized to execute an agreement on behalf of the City of Twin Oaks with the City of Ballwin ("Ballwin"), Missouri, allowing city of Twin Oaks Residents rates for memberships and access passes at the certain City of Ballwin parks and facilities, as stated more fully in the attached agreement, which agreement shall be in substantially the form of "Exhibit 1," attached hereto and incorporated herein by reference (the "Agreement").

Section 2. Pursuant to the Agreement, the City of Twin Oaks will reimburse the Ballwin for the difference between resident and non-resident rates for park facility passes and membership fees sold to Twin Oaks Residents. Ballwin will provide a report to Twin Oaks by the 5th of each month for the previous month's sales of memberships to Twin Oaks residents.

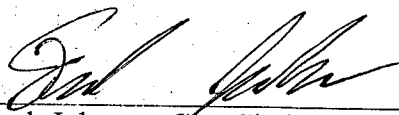
Section 3. This Resolution is adopted and shall be in full force and effect on and after its passage and approval.

THIS RESOLUTION WAS PASSED AND APPROVED THE 3rd DAY OF FEBRUARY 2021,
BY THE BOARD OF ALDERMEN OF THE CITY OF TWIN OAKS, MISSOURI.



Russ Fortune, Mayor

Attest:



Frank Johnson, City Clerk

Exhibit 1



This agreement is made and entered into by The City of Ballwin ("The City") and The City of Twin Oaks ("Twin Oaks") WHEREAS, The City of Ballwin owns and operates The Pointe at Ballwin Commons, North Pointe Aquatic Center, Ballwin Golf Course and all park grounds ("the facility") located at # 1 Ballwin Commons Drive, Ballwin, Missouri; and NOW, THEREFORE, in consideration of the premises and conditions contained herein, all of acknowledged by the City and Twin Oaks to be good, valuable and sufficient consideration, it is understood and agreed as follows:

1. Scope of Services

- a. Under this agreement Twin Oaks Residents may purchase memberships and passes at Ballwin Resident rates.
- b. Twin Oaks residents will receive Ballwin Resident Greens Fees at the Ballwin Golf Course with the purchase of a Platinum Membership.
- c. To qualify for the reciprocal program Twin Oaks Residents must pay in full for memberships and passes. Monthly debit programs will not be available under this agreement.
- d. Twin Oaks residents must provide proof of City of Twin Oaks address to receive Ballwin resident rates

Pointe at Ballwin Commons Memberships			
Pass Type	Twin Oaks Membership Rate	Non-Resident Rate	Twin Oaks Resident Savings
Youth (3-18)	\$216	\$348	\$132
Adult (19-61)	\$372	\$576	\$204
Senior (62+)	\$204	\$360	\$156
Hero	\$204	\$360	\$156
Sr. Couple	\$288	\$492	\$204
Single +1	\$468	\$732	\$264
Family	\$528	\$816	\$288
Platinum Memberships (Includes The Pointe, North Pointe & Resident Greens Fees)			
Pass Type	Twin Oaks Membership Rate	Non-Resident Rate	Twin Oaks Resident Savings
Youth (3-18)	\$372	\$528	\$156
Adult (19-61)	\$564	\$816	\$252
Senior (62+)	\$408	\$576	\$168
Hero	\$408	\$576	\$168
Sr. Couple	\$528	\$768	\$240
Single +1	\$828	\$984	\$156
Family	\$912	\$1,176	\$264
North Pointe Pool Passes			

Pass Type	Twin Oaks Membership Rate	Non Resident Rate	Twin Oaks Resident Savings
Youth (3-18)	\$97	\$153	\$56
Adult (19-61)	\$125	\$216	\$91
Senior (62+)	\$97	\$153	\$56
Hero	\$97	\$153	\$56
Sr. Couple	\$153	\$233	\$80
Single +1	\$205	\$341	\$136
Family	\$239	\$364	\$125

2. Term

- a. The term of the contract shall be *January 25, 2021 - December 31, 2021*

3. Compensation

- a. Twin Oaks will reimburse The City the difference between resident and non-resident passes and memberships sold to Twin Oaks Residents.
b. The City will provide a report of Twin Oaks Membership Sales by the 5th of every month for the previous month's sales. Email to Twin Oaks with the amount due.

4. Registration Policy

- a. The City will assume all registration procedures.

5. Refund Policy

- a. The City's cancellation policy will be implemented.

6. Cancellation

- a. Either party may determine to cancel this agreement at any time.

7. Information Provided to the City of Ballwin

- a. Twin Oaks will provide The City a complete street guide for all residences within Twin Oaks.

8. Information Provided to Twin Oaks

- a. The City will provide Twin Oaks a monthly invoice complete with
1. Name of purchaser/s
2. Address of purchaser/s
3. Date of Purchase
4. Amount of Purchase
5. Amount owed to The City

10. Communication

- a. The City shall designate the Director of Parks and Recreation to manage contracts between The City and Twin Oaks.

11. Marketing

The City may promote the membership and pass programs with Twin Oaks through the City's normal methods, which presently includes flyers, social media, bi-annual brochures, press releases at no additional cost to Twin Oaks. Twin Oaks may use additional marketing and is responsible for marketing the facility and its services in a positive manner.

In the event that either party fails to perform its obligations and responsibilities hereunder and fails to remedy the same, the other party shall have the right to terminate this contract.

Non-discriminate services shall be provided with the understanding that all programs at the facility are available to people of all abilities.

The undersigned agree to execute this contract:

Twin Oaks Sign: _____

Date: _____

Twin Oaks Print: _____

City of Ballwin Sign: _____

Date: _____

City of Ballwin Print: _____