RE: PARK PARTNERSHIP ORDINANCE

Background:

The parks department works with several people "vendors" that have unique talents that can provide program opportunities for our community. In working with these individuals to set up a program the ability to pay them for their expertise and develop a contract for their services is of importance to the process. We typically establish a program percentage split of the revenue generated for the instructor pay. The contracting of these program instructors has become an area of interest and a pinch point over the past year or so with the requirement of these instructors to obtain a business/occupational license to complete the contracting process. This $50 license essentially requires the perspective instructor to pay this fee before they can work for us. Thus becomes a point of contention for the instructor, do they really want to pay to work for and with us? In some cases, we have missed out on this opportunity, in others they have paid the license fee and we have worked to re-coup the fee for them through the registration process.

Analysis:

Staff is requesting to amend chapter 12, article II, by adding language to change the business license for these individuals that are offering community improvement services through the teaching of a class or program for our community through the parks department. This will help the department not only attract and acquire instructors for recreational programming for the department, but al keep our fees for participation lower. This benefits the instructor, the department, and the participants. This change allows these individuals to obtain a zero-cost license for the purpose of providing a program for the department/community. This license does not exempt them from needing a license if they are providing other business services in the community outside the department.

Recommendation:

It is staff recommendation to pass this ordinance to amend the language of this ordinance to provide a zero-fee business license for instructors that are providing a program service to the parks department.

MEMO SUBMITTED BY:

Matt Crouse | Director, Parks & Recreation

mcrouse@nixa.com | 417-725-5486

COUNCIL BILL NO. 2026-29 **ORDINANCE NO. _____**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NIXA AMENDING CHAPTER 12, ARTICLE II, DIVISION 2 OF THE NIXA CITY CODE BY ADDING SECTION 12-30(c)(4) FOR THE PURPOSE OF MODIFYING THE CITY'S REGULATIONS RELATED TO BUSINESS LICENSE EXCEPTIONS.

WHEREAS the City requires certain individuals and business entities to obtain licenses prior to engaging in certain business activities within the City limits; and

WHEREAS the City desires to create an exception for individuals and businesses that offer community programming services for the Park's Department; and

WHEREAS Nixa City Code Section 12-30 subparagraph (c) outlines the current exceptions to the business license requirements; and

WHEREAS given the increase in volume of community programming services the City desires to amend the existing Code to allow for an exemption for community partners providing programming within the Park's Department; and

WHEREAS the City Council finds that amending the Code to include an exemption is necessary to recognize certain individuals and businesses that provide a service to the City through the Parks Department's community programing and outreach; and

WHEREAS the City Council desires to modify the City Code as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NIXA, AS FOLLOWS, THAT:

SECTION 1: Chapter 12, Article II, Division 2 of the Nixa City Code is hereby amended by adding Subparagraph (4) to section 12-30(c), which said section shall read as follows (Explanation: Language in bold-face type (e.g., **thus**) is language to be added. Language in bold-faced brackets (e.g., **[**~~thus~~**]**) is not enacted and is intended to be omitted or deleted.):

Sec. 12-30 (c)(4).

Parks Department community partners, individuals, and businesses conducting community programing for the City of Nixa Park's Department shall be exempt from the requirement to obtain a business license.

SECTION 2: The City Attorney, when codifying the provisions of this Ordinance, is authorized to provide for different section numbers, subsection numbers, and different internal citation references than those provided herein when such section numbers, subsection numbers, or internal citation references are in error or are contrary to the intent of this Ordinance.

SECTION 3: Savings Clause. Nothing in this Ordinance shall be construed to affect any suit or proceeding now pending in any court or any rights acquired, or liability incurred nor any cause or causes of action occurred or existing, under any act or ordinance repealed hereby.

SECTION 4: Severability Clause. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have adopted the Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

SECTION 5: This Ordinance shall be in full force and effect from and after its final passage by the City Council and after its approval by the Mayor, subject to the provisions of section 3.11(g) of the City Charter.

[Remainder of this page purposely left blank. Signatures will be on next page.]

ADOPTED BY THE COUNCIL THIS _____ DAY OF _____ 2026.

ATTEST:

_____ _____

PRESIDING OFFICER CITY CLERK

APPROVED BY THE MAYOR THIS _____ DAY OF _____ 2026.

ATTEST:

_____ _____

MAYOR CITY CLERK

APPROVED AS TO FORM:

_____

CITY ATTORNEY