

RESOLUTION NO. 18-008

A RESOLUTION OF THE EAST LOOP COMMUNITY IMPROVEMENT DISTRICT AMENDING RESOLUTION NO. 16-002; APPOINTING A CUSTODIAN OF RECORDS AND STATING INTENT OF COMPLIANCE WITH CHAPTER 610 OF THE REVISED STATUTES OF MISSOURI, AS AMENDED

WHEREAS, pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1571 of the Revised Statutes of Missouri, as amended (the “*CID Act*”), the City of St. Louis, Missouri (the “*City*”) adopted Ordinance No. 70322 on June 30, 2016, which became effective on August 14, 2016, (the “*Ordinance*”), which established the East Loop Community Improvement District (the “*District*”) as a not-for-profit corporation of the State of Missouri; and

WHEREAS, the District acts in many respects as a public governmental body pursuant to the Community Improvement District Act, Sections 67.1401 to 67.1561 of the Revised Statutes of Missouri, as amended; and

WHEREAS, on August 23, 2016, the District adopted Resolution No. 16-002 appointing the District’s General Counsel as Custodian of Records; and

WHEREAS, the District’s Board of Directors desires to repeal Section 2 of Resolution No. 16-002 in its entirety and adopt a new Section 2 appointing the District’s Executive Director as Custodian of Records.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE EAST LOOP COMMUNITY IMPROVEMENT DISTRICT, AS FOLLOWS:

Section 1. Repealing Section 2 of Resolution No. 16-002. The Board of Directors of the District hereby repeals Section 2 of Resolution No. 16-002 in its entirety and replaces it with the following:

“**Section 2. Appointment of Custodian of Records.** The District’s Executive Director, currently Rachelle L’Ecuyer, is appointed custodian of the records of the District and such custodian is located at East Loop Community Improvement District, 6150 Delmar Boulevard, Suite 210, St. Louis, Missouri 63112.”

Section 2. Further Authority. The District shall, and the officers and agents of the District are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 3. Severability. The sections, paragraphs, sentences, clauses and phrases of this Resolution shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining portions of this Resolution are valid, unless the court finds the valid portions of this Resolution are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the District has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 4. Governing Law. This Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 5. Effective Date. This Resolution shall take effect and be in full force upon its passage by the District.

Passed this 20th day of September, 2018.

I, the undersigned, Chair of the East Loop Community Improvement District, hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the District at a meeting held, after proper notice, on September 20, 2018.



**EAST LOOP COMMUNITY IMPROVEMENT
DISTRICT**



Chair, Board of Directors

WITNESS my hand and official seal this 20th day of September, 2018.

ATTEST:



Secretary, Board of Directors