

BILL NO. 20-235

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE LAKEWOOD PROPERTY OWNERS ASSOCIATION, INC., TO GRANT ACCESS FOR THE CONSTRUCTION, INSTALLATION, REPAIR, REPLACEMENT AND MAINTENANCE OF STREETLIGHTS ALONG LAKEWOOD BOULEVARD.

WHEREAS, as part of the FY21 Capital Improvement Plan, Lakewood Boulevard has been designed to incorporate continuous streetlights along the roadway, including the spillway and dam areas; and,

WHEREAS, the Lakewood Property Owners Association, Inc. (hereinafter "LPOA") owns certain spillways and dams along Lakewood Blvd.; and,

WHEREAS, the City and LOPA desire to enter into a License Agreement for the City to license a portion of said spillways and dam areas for the construction, installation, repair, replacement and maintenance of streetlights (hereinafter "Improvements").

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the City Council of the City of Lee's Summit, Missouri, hereby approves a License Agreement between the City and LPOA for the Improvements, as attached hereto as "Exhibit 1", and the Mayor is hereby authorized to execute the same on behalf of the City of Lee's Summit, Missouri.

SECTION 2. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 3. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2020.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this _____ day of _____, 2020.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Brian W. Head, City Attorney