

BILL NO. 20-33

AN ORDINANCE APPROVING THE LEASE AGREEMENT BY AND BETWEEN ROGER L. AND SHERYL L. FENDER AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE USE OF THE PROPERTY AT 216-218 SE DOUGLAS STREET FOR ADDITIONAL DOWNTOWN PUBLIC PARKING, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME.

WHEREAS, the City of Lee's Summit, Missouri (the "City") and Roger L. and Sheryl L. Fender (the "Lessor") previously entered into a lease agreements whereby Lessor leased real property located at 216 – 218 SE Douglas Street in Lee's Summit, Jackson County, Missouri (the "Property"), to the City to use as additional public parking in downtown Lee's Summit; and,

WHEREAS, the most recent lease agreement between the City and Lessor regarding the Property expired on December 31, 2018, but the City has continued to, and Lessor has voluntarily permitted, use the Property for the purposes set forth in the lease agreement while the City and Lessor negotiated a new lease agreement; and,

WHEREAS, the attached Lease Agreement constitutes the agreement between the parties for the lease of the Property to the City for an initial three-year period, with two additional one year renewals; and,

WHEREAS, the City and Lessor desire to execute a new lease agreement to reflect the updated terms and conditions set forth in this Agreement.

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

SECTION 1. The Lease Agreement, attached as Exhibit A and incorporated by reference as if fully set forth herein, between Roger L. and Sheryl L. Fender and the City of Lee's Summit, Missouri for the lease of the real property located at 216-218 SE Douglas Street in Lee's Summit to be used as additional public parking for the downtown area is approved and the Mayor is authorized to execute a Lease Agreement in substantially the same form as the attached Lease Agreement 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:

Chief Council of Management and Operations
Daniel R. White