

**BILL NO. 23-249**

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AN ORDINANCE APPROVING AN ELECTRICAL EASEMENT IN FAVOR OF EVERGY FOR AN ELECTRICAL TRANSMISSION LINE AT LOT 5, RAINTREE LAKE VILLAGE RELATED TO IMPROVEMENTS FOR LEE'S SUMMIT FIRE STATION NO. 5, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME.

WHEREAS, Evergy has requested a utility easement from the City on land located at Lot 5, Raintree Lake Village for non-exclusive easement access for their electrical utility; and,

WHEREAS, the land the easement is located on is owned by the City, and the City is constructing Fire Stations No.5 on the land; and,

WHEREAS, Fire Stations No.5 requires permanent electrical service; and,

WHEREAS, Section 4.4(d) of the Charter of the City of Lee's Summit, Missouri, requires the Mayor of the City of Lee's Summit, Missouri, to execute all documents and instruments conveying any interest in real property owned by the City of Lee's Summit.

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

SECTION 1. The easement conveyance, in substantially the same form as the attached Exhibit A to this Ordinance, and incorporated herein by reference as though fully set forth be and is hereby approved.

SECTION 2. The Mayor of the City of Lee's Summit, Missouri is hereby authorized to execute said Exhibit A, or substantially similar, by and on behalf of the City of Lee's Summit, Missouri.

SECTION 3. The Mayor, City Manager, City Attorney, Director of Finance, City Clerk and other officials, agents and employees of the City as required are hereby authorized and directed to take such further action and execute such documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

SECTION 4. 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 5. 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 \_\_\_\_\_, 2023.

ATTEST:

\_\_\_\_\_  
Mayor *William A. Baird*

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

\_\_\_\_\_  
Mayor *William A. Baird*

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney *Brian W. Head*