

BILL NO. 23-251

AN ORDINANCE AUTHORIZING THE EXECUTION OF A COOPERATIVE AGREEMENT FOR HANGAR #2 AT THE LEE'S SUMMIT MUNICIPAL AIRPORT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE REORGANIZED SCHOOL DISTRICT NO. 7 OF JACKSON COUNTY, MISSOURI, AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, the City of Lee's Summit is the owner of the Lee's Summit Municipal Airport ("Airport"); and,

WHEREAS, the City is preparing for the construction of Hangar #2 at the Airport which is expected to consist of approximately 30,000 square feet of open hangar space, plus 18,000 square feet of two-story office space to be split between the City's fixed base operations, common areas, and the Reorganized School District No 7 of Jackson County's ("District") Aerospace Academy and has an initial cost estimate of \$13,900,000.00; and,

WHEREAS, The City will own hangar #2 and will include space that will be designed for District purposes; and,

WHEREAS, after Hangar #2 is constructed, the District intends to lease certain space from the City in Hanger #2 for the District's Aerospace Academy pursuant to the terms of a lease agreement; and,

WHEREAS, the portion of the Hangar #2 project to be funded by the City consists of all construction costs that would be incurred by the City if the District's leased space were not included in the project, and any item of construction necessitated by adding the District's leased space to the project will be the responsibility of the District; and,

WHEREAS, the City and the District desire to enter into an agreement to provide for the rights, duties, and obligations of the Parties for the project and the District's leased space; and,

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

SECTION 1. The City Council of the City of Lee's Summit, Missouri, hereby approves the Cooperative Agreement for Hangar #2 at the Lee's Summit Municipal Airport between the City of Lee's Summit, Missouri and the Reorganized School District No. 7 of Jackson County, Missouri, substantially similar to said agreement attached hereto as "Exhibit A" attached hereto and incorporated herein by reference.

SECTION 2. The City Council of the City of Lee's Summit, Missouri, hereby authorizes the Mayor, or designee, to execute the same or substantially similar 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.

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SECTION 4. That 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*

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*