

## **BILL NO. 22-218**

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AN ORDINANCE APPROVING A FIXED BASE OPERATOR AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND SUMMIT FLIGHT ACADEMY, LLC FOR A PERIOD OF 2 YEARS WITH CONTINUING OPTIONS FOR RENEWAL TO PERFORM FLIGHT TRAINING AND AIRCRAFT RENTAL AT THE LEE'S SUMMIT MUNICIPAL AIRPORT 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 (hereinafter "Airport"); and,

WHEREAS, the Airport, through the City Council, periodically enters into agreements for the facilities located on the Airport property for various aviation business purposes; and,

WHEREAS, Summit Flight Academy, LLC ("Operator") performs flight training and aircraft rental services; and,

WHEREAS, City and Operator have negotiated the terms and conditions of a Fixed Base Operator Agreement which provides for the operations as an FBO; and,

WHEREAS, City and Operator wish to enter into the Fixed Base Operator Agreement.

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 lease agreement by and between the City of Lee's Summit, Missouri and the Summit Flight Academy, LLC, substantially similar to said agreement attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. The City Council of the City of Lee's Summit, Missouri, hereby authorizes the Mayor, to execute the same on behalf of the City of Lee's Summit, Missouri.

SECTION 3. The Mayor, City Manager, or designee, is further authorized to take such further action and execute such documents as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

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 \_\_\_\_\_, 2022.

ATTEST:

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

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

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APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

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

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

APPROVED AS TO FORM:

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