

AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE LEE'S SUMMIT PARKS AND RECREATION BOARD AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR THE INTER-FUND LOAN TO FINANCE THE ACQUISITION OF THE LONGVIEW RECREATION CENTER BY THE LEE'S SUMMIT PARKS AND RECREATION BOARD AND APPROVING AMENDMENT NO. 2 TO THE BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2019, AS ADOPTED BY ORDINANCE NO. 8405, AND AUTHORIZING THE CITY MANAGER TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THE INTER-FUND LOAN TERMS AS APPROVED HEREIN SUBJECT TO ANNUAL APPROPRIATIONS.

WHEREAS, the City of Lee's Summit is a constitutional charter City, organized and existing under the laws of the State of Missouri (hereinafter "City"); and,

WHEREAS, the Park Board is an entity appointed by the Mayor with the advice and consent of the majority of the entire City Council, as outlined in Article VIII, Section 8.1(a) of the Charter of the City of Lee's Summit, Missouri; and,

WHEREAS, Article VIII, Section 8.2(a) of the Charter of the City of Lee's Summit, Missouri vests the Park Board with the control of the supervision, improvement, care and custody of the parks and recreation activities of the City; and,

WHEREAS, Article VIII Section 8.2(b) of the Charter of the City of Lee's Summit, Missouri vests the Park Board with the power to acquire real property for parks and recreation purposes; and,

WHEREAS, the Park Board has determined that, in the fulfillment of its' duties and responsibilities under the Charter, it is reasonable and prudent to procure an existing recreation facility owned by the Junior College District of Metropolitan Kansas City, Missouri, commonly known as the Longview Recreation Center, for future use and operation by the Park Board as a Community Center; and,

WHEREAS, pursuant to Article VIII, Section 8.2(b) of the Charter of the City of Lee's Summit, Missouri, the City will be the legal title holder of the real property described herein; and,

WHEREAS, the City, through the Water Utilities Fund, has the present ability to provide an inter-fund loan to the Park Board to finance the acquisition of the real property described herein; and,

WHEREAS, the Park Board intends to repay the inter-fund loan through the use of park sales tax revenues; and,

WHEREAS, the Park Board and the City desired to enter into the attached Memorandum of Understanding whereby the City agrees to loan the Park Board funds for the acquisition of the real property described herein, with the Park Board to make repayments from sales tax revenues subject to interest, with payments being made over a five (5) year period; and,

AMENDED BILL NO. 18-123

ORDINANCE NO. 8435

WHEREAS, a copy of the Memorandum of Understanding referenced herein is attached hereto as Exhibit A; and,

WHEREAS, the inter-fund loan contemplated herein shall necessitate a budget adjustment by making appropriate transfers in funds identified herein, reductions and additions in the funds of the City to permit an inter-fund transfer.

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

SECTION 1. That the Memorandum of Understanding by and between the Lee's Summit Parks and Recreation Board and the City of Lee's Summit, Missouri, a true and accurate copy of the same being attached hereto as Exhibit A and incorporated herein by reference be and the same is hereby approved, and the City Manager and the Mayor are hereby authorized to execute the same by and on behalf of the City of Lee's Summit, Missouri.

SECTION 2. That the Budget for the Fiscal Year ending June 30, 2019, as adopted by Ordinance No. 8405 is hereby amended by increasing the appropriations to or reductions and expenditures of the below identified funds for the fiscal and budget year of 2018-2019, in the manner shown below:

Amended Fund	Amended Department	Added/(Reduced)	New Amended Budget
F327 Construction Fund	Parks & Recreation	\$4,100,000.00	\$6,935,000.00

SECTION 3. 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 4. That 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 Lee's Summit, Missouri this 9th day of August, 2018.



Mayor William A. Baird

ATTEST:


City Clerk Trisha Fowler Arcuri

APPROVED by the Mayor of said City this 14th day of August, 2018.



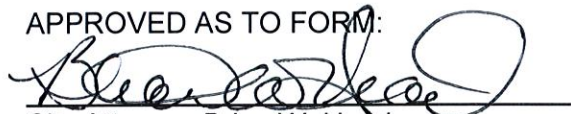
Mayor *William A. Baird*

ATTEST:



City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:



City Attorney *Brian W. Head*