

**BILL NO. 22-118**

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AN ORDINANCE APPROVING THE LEASE AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT AND "BRAIN DEV 3, LLC" TO IMPLEMENT THE SOUTHSIDE PLAZA LAND CLEARANCE FOR REDEVELOPMENT AUTHORITY REDEVELOPMENT PLAN FOR THE SOUTHSIDE PLAZA SHOPPING CENTER.

WHEREAS, on June 9, the City Council of the City of Lee's Summit, Missouri (the "City Council"), passed Ordinance No. 8894, which approved the formation of the Southside Plaza Community Improvement District and the Petition to Establish the Southside Plaza Community Improvement District, and also approved a Cooperative Agreement for the purpose of facilitating the redevelopment of the Southside Plaza shopping center; and,

WHEREAS, on June 15, 2021, the City Council adopted Ordinance No. 9171 which approved the Southside Plaza Land Clearance for Redevelopment Authority Redevelopment Plan (the "LCRA Plan"), which authorized incentives for redevelopment of the property within the District in the form of real property tax abatement and sales and use tax exemption on the purchase of construction materials for the purpose of facilitating the redevelopment of the Southside Plaza shopping center; and,

WHEREAS, the City Council desires to approve a lease agreement to provide for the implementation of the LCRA Plan by the developer Brain Dev 3, LLC.

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

SECTION 1. The Lease Agreement between the City and Brain Dev 3, LLC, which is attached hereto as Exhibit A and incorporated herein by reference, is hereby approved and the Mayor is authorized and directed to execute the Lease Agreement in substantial compliance with the attached documents.

SECTION 2. City officers and agents of the City are each hereby authorized and directed to take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and the Lease Agreement.

SECTION 3. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, adoption, and approval by the Mayor.

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_ day of June, 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 June, 2022.

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

ATTEST:

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

APPROVED AS TO FORM:

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

EXHIBIT A  
LEASE AGREEMENT

[ATTACHED]