

BILL NO. 18-121

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, BY AND THROUGH THE LEE'S SUMMIT PARKS AND RECREATION BOARD AND THE JUNIOR COLLEGE DISTRICT OF METROPOLITAN KANSAS CITY, MISSOURI FOR THE PURCHASE AND SALE OF THE LONGVIEW RECREATION CENTER AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SAID TRANSACTION BY AND ON BEHALF OF THE CITY.

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 Lee's Summit Parks and Recreation Board (hereinafter "the Board") through the Charter of the City of Lee's Summit, is empowered with the control of the supervision, improvement, care and custody of parks and recreation activities in the City of Lee's Summit, Missouri; and,

WHEREAS, the Board is authorized pursuant to the Charter to acquire real property for parks and recreation purposes, with the title to said property being held in the name of the City of Lee's Summit; and,

WHEREAS, the Board and the Junior College District of Metropolitan Kansas City, Missouri (hereinafter "MCC") have negotiated a real estate transaction which contemplates the sale of the Longview Recreation Center from MCC to the Board; and,

WHEREAS, the Board has determined that it is in the best interest of the parks and recreation activities in Lee's Summit, Missouri to enter into an Agreement with MCC as partial consideration for said real estate transaction, for certain continued uses by MCC of Board facilities; and

WHEREAS, the Board and MCC wish to enter into a Real Estate Agreement which contemplates the terms and conditions associated with the purchase and sale of the property; and,

WHEREAS, a copy of the Real Estate Agreement referenced herein is attached hereto as Exhibit A; and,

WHEREAS, RSMo. §70.220.3 requires that any contract entered into between a municipality and another political subdivision be approved by the governing body of said municipality.

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

SECTION 1. That the Real Estate Agreement by and between the City of Lee's Summit, Missouri, by and through the Lee's Summit Parks and Recreation Board and the Junior College District of Metropolitan Kansas City, Missouri for the sale of the Longview Recreation Center by MCC to the Board, 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 Mayor is hereby

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authorized to execute it and any other documents necessary to effectuate the transaction by and on behalf of the City of Lee's Summit, Missouri.

SECTION 2. 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 3. 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 _____ day of _____, 2018.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said City this _____ day of _____, 2018.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*