

BILL NO. 18-07

AN ORDINANCE APPROVING AMENDMENT TO FIRST AMENDED AND RESTATED COOPERATIVE AGREEMENT TO FACILITATE INSTALLATION OF NEW STREETLIGHTS BY THE CITY OF LEE'S SUMMIT; AND AUTHORIZING FURTHER ACTIONS RELATED THERETO.

WHEREAS, the Strother Interchange Transportation Development District (District) was created on January 21, 2000 to undertake the design and construction of Public Road Improvements within the District; and,

WHEREAS, the District imposed a one-half percent (0.5%) sales tax approved by the qualified voters on taxable sales within the District effective May 1, 2000 for the purpose of financing the District's Public Road Improvements; and,

WHEREAS, the original Cooperative Agreement approved by City Council in 2001, and the First Amended and Restated Cooperative Agreement (Exhibit A) approved by City Council in 2007 established the rights and obligations of the parties regarding the financing, design, and construction of the Public Road Improvements; and,

WHEREAS, the District caused, as part of their obligations established by the First Amended and Restated Cooperative Agreement, the installation of approximately 32 streetlights within the public right-of-way of Ralph Powell Road generally between Woods Chapel Road on the north and Strother Road on the south; and the District has paid for and continues to pay for the operation and maintenance of the streetlights; and,

WHEREAS, the parties to the First Amended and Restated Cooperative Agreement desire to amend the Agreement to provide for (a) the expenditure of TDD Sales Tax revenue to fund a streetlight replacement project to be implemented by the City, and (b) the transfer of ownership and maintenance responsibilities for the streetlights and related improvements to be installed in connection with the streetlight replacement project to the City;

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

Section 1. That the Amendment to the First Amended and Restated Cooperative Agreement in substantially the form attached hereto as Exhibit A and incorporated herein by reference, is hereby approved and the Mayor is authorized to execute the same in compliance with Exhibit A on behalf of the City of Lee's Summit, Missouri, provided that said Amendment is approved by the Strother Interchange Transportation Development District board and the I-470 Community Improvement District board.

Section 2. That this Ordinance shall be in full force and effect from and after the date of its passage.

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PASSED by the City of Lee's Summit, Missouri, this _____ day of _____, 2018.

Mayor Randall L. Rhoads

ATTEST:

City Clerk Trisha Fowler Arcuri

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

Mayor Randall L. Rhoads

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

Chief Counsel, Infrastructure and Planning
Nancy K. Yendes