

BILL NO. 17-135

AN ORDINANCE APPROVING THE FIBER OPTIC LEASE AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE REORGANIZED SCHOOL DISTRICT NO. 7 AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

WHEREAS, the Reorganized School District No. 7 of Jackson County, Missouri ("School District") and the City of Lee's Summit ("City") entered into a "Fiber Optic Strand Lease Agreement" dated August 15, 2002 (the "2002 Lease"), whereby the City leased certain fiber optic strands from the School District; and,

WHEREAS, the School district and the City entered into an "Addendum to Fiber Optic Strand Lease Agreement" dated July 23, 2003 (the "2003 Lease Addendum"), whereby the City leased additional fiber optic strands from the School District; and,

WHEREAS, the School district and the City entered into a "Fiber Optic Lease Agreement" dated July 15, 2014 (the "2014 Lease Agreement"), whereby the City continued its lease of fiber optic strands from the School District; and

WHEREAS, the School District and the City desire to memorialize a renewal of the 2014 Agreement that reflects the fiber optic strands being used by the City and that provides for an appropriate compensation for such use, subject to the terms and conditions previously negotiated, which are outlined in the Fiber Optic Lease Agreement, attached hereto as "Exhibit A" and incorporated herein as though fully set forth.

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

SECTION 1. That the Fiber Optic Lease Agreement by and between the City of Lee's Summit, Missouri and the Reorganized School District No, 7, a true and accurate copy being attached hereto as "Exhibit A" and incorporated herein by reference be and the same is hereby approved.

SECTION 2. That the Mayor is authorized to execute said Fiber Optic Lease Agreement by and on behalf of the City.

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.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2017.

ATTEST:

Mayor *Randall L. Rhoads*

City Clerk *Denise R. Chisum*

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APPROVED by the Mayor of said city this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Denise R. Chisum*

APPROVED AS TO FORM:

Chief Counsel of Management and
Operations/Deputy City Attorney
Jackie McCormick Heanue