

RESOLUTION NO. 19-03

A RESOLUTION SUPPORTING AN EXTENSION OF THE DURATION OF THE NEW LONGVIEW TRANSPORTATION DEVELOPMENT DISTRICT SALES TAX.

WHEREAS, the Lee's Summit, Missouri, New Longview Transportation Development District (the "TDD" or "District") was formed on July 31, 2003 through an order entered by the Jackson County Circuit Court; and,

WHEREAS, a map depicting the boundaries of the TDD is attached for reference as Exhibit A; and,

WHEREAS, the TDD imposes a sales tax in the amount of 1.0% within the boundaries of the TDD area which is currently set to expire on December 31, 2025, for the purpose of funding the following transportation projects: (a) the construction of Longview Boulevard; (b) single lane improvements to the southern half of 3rd Street, from the eastern roundabout on 3rd Street to the eastern border of the property included within the District; (c) the construction of two (2) east-west arterial roads, from the Longview College entrances on Longview Road, easterly to the two (2) roundabout intersections with Longview Boulevard; and (d) improvements to Longview Road from the Intersection of View High Road and 3rd Street to the southernmost roundabout on Longview Road, along with the costs of District formation and the operations of the District; and,

WHEREAS, half of the TDD sales tax revenues are captured as Economic Activity Taxes and deposited in the Special Allocation Funds of the Amended and Restated Longview Farm Tax Increment Financing Plan and the New Longview Tax Increment Financing Plan, which are then used to pay for historic preservation costs as described in those TIF plans; and,

WHEREAS, M-III Longview, LLC, as the primary developer for the Longview area, along with the cooperation of other parties that own commercial properties within the TDD boundaries, seeks to extend the duration of the TDD sales tax for the purpose of providing funding for the purposes of the Amended and Restated Longview Farm Tax Increment Financing Plan and the New Longview Tax Increment Financing Plan as well as continuing to repay previously incurred liabilities of the TDD; and,

WHEREAS, the extension of the TDD sales tax will require action by the TDD in the Jackson County Circuit Court, and the City will be named as a party to that proceeding if such action is filed by the TDD; and,

WHEREAS, the City Council finds that extension of the TDD sales tax is in the best interest of the City and the citizens of the City.

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

SECTION 1. The City finds and determines that it is in the best interests of the City to have the duration of the TDD sales tax extended for a period not to exceed twenty-three (23) years with a revised termination date of December 31, 2048.

SECTION 2. City legal counsel is hereby authorized and directed to take appropriate actions and file any required petitions, answers, pleadings, motions, court filings, certificates,

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instruments, consents and agreements or other documents as may be necessary, desirable, convenient, or proper to perform all matters authorized by this Resolution for the extension of the TDD sales tax and City staff is authorized to take such additional actions and execute such documents as required to comply with this Resolution.

SECTION 3. Should any section, sentence, or clause of this resolution be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

SECTION 4. This Resolution shall be in full force and effect from and after its passage and approval.

Passed by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2019.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*

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EXHIBIT A

NEW LONGVIEW TDD BOUNDARIES

The attached map shows the TDD boundaries as originally established in 2003.

[See attached]