

BILL NO. 20-216

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT AND THE CITY OF INDEPENDENCE, MISSOURI, FOR THE PROVISION OF UP TO 7.5 MILLION GALLONS A DAY OF WATER SUPPLY.

WHEREAS, the City of Independence ("Independence") owns, operates, produces and supplies water on a regional basis and is willing to provide the City of Lee's Summit ("City") with water pursuant to certain terms and conditions; and,

WHEREAS, Independence water meets or exceeds the federal and state drinking water standards; and,

WHEREAS, the City has purchased water from the Independence since 1986; and,

WHEREAS, the City has identified a need to purchase water from the Independence; and,

WHEREAS, Section 70.220, RSMo., authorizes cooperative agreements between municipalities and other political subdivisions; and,

WHEREAS, both the City and Independence desire to enter an agreement regarding the provision of water to the City.

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

SECTION 1. The Intergovernmental Agreement, which is attached as Exhibit A and incorporated herein by reference (the "Agreement"), for the provision of water to the City of Lee's Summit to purchase a minimum of 3.2 million gallons a day with a maximum of 7.5 million gallons a day is hereby approved and the Mayor is authorized to execute an agreement in substantially the same form as the attached Agreement by and on behalf of the City.

SECTION 2. 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. 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 the City of Lee's Summit, Missouri, this ____ day of _____, 2020.

ATTEST:

City Clerk *Trisha Fowler Arcuri*

Mayor *William A. Baird*

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APPROVED by the Mayor of said city this ____ day of _____, 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*