

RESOLUTION NO. 19-02

A RESOLUTION APPROVING A FUNDING AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND M-III LONGVIEW, LLC, FOR THE PROPOSED NEW LONGVIEW COMMUNITY IMPROVEMENT DISTRICT.

WHEREAS, the City of Lee's Summit (the "City") is a charter city incorporated and exercising governmental functions and powers pursuant to the Constitution and the Revised Statutes of the State of Missouri, with its legislative power residing in the City Council; and,

WHEREAS, M-III Longview, LLC (the "Developer") is a Missouri limited liability company that seeks to develop the Project (as defined below); and,

WHEREAS, pursuant to the Missouri Community Improvement District Act, Section 67.1401 through 67.1571 of the Revised Statutes of Missouri (the "CID Act"), the Developer proposes that the City consider and approve a community improvement district ("CID") to facilitate the development of the property located generally within the Longview development in the vicinity of Longview Boulevard, 3rd Street and Kessler Drive to undertake new public improvement projects (collectively the "Project") (the Developer's request for the CID approval is referenced herein as the "Application"); and,

WHEREAS, the City does not have a source of funds to finance costs incurred for the Application, which may include City staff time for legal work and direct out-of-pocket expenses and other costs resulting from services rendered to the Developer to review, evaluate, consider and process the Application; and,

WHEREAS, in order for the City to fully consider and evaluate the Developer's Application, the Developer seeks to deposit funds with the City to be used by the City to pay for actual and reasonable expenses necessary to perform a full evaluation of the Application.

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

SECTION 1. The Funding Agreement for the proposed New Longview Community Improvement District, which is attached hereto as Exhibit A and incorporated herein by reference (the "Funding Agreement"), is hereby approved.

SECTION 2. The City Manager is hereby authorized to execute the Funding Agreement on behalf of the City.

SECTION 3. City officers and agents are each hereby authorized and directed to take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

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

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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*