

BILL NO. 25-100

AN ORDINANCE APPROVING A SANITARY SEWER COST-SHARING AGREEMENT BETWEEN NORTH OAK SAFETY STORAGE, LLC, AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE LAKEWOOD BUSINESS CENTER INDUSTRIAL DEVELOPMENT PROJECT.

WHEREAS, on December 13, 2022, Lee's Summit City Council, pursuant to Ordinance No. 9560, approved the Chapter 100 Industrial Development Project for the Town Centre Industrial Project (the "Project") with respect to the project being constructed on approximately 30.75 acres located southwest of the intersection of NE Jones Industrial Drive and NE Independence Avenue in Lee's Summit, Missouri; and,

WHEREAS, the Project requires an extension of sanitary sewer public infrastructure to serve the Lakewood Business Center and Lee's Summit Municipal Airport; and,

WHEREAS, when the Chapter 100 Plan that was approved through the adoption of Ordinance No. 9560 was considered by the City Council, the documents submitted into evidence in the hearing for the Chapter 100 Plan included a terms sheet for the City and North Oak Safety Storage, LLC ("Developer"), to share in the costs associated with the design, engineering, construction and installation of the sanitary sewer extension which is necessary for the Project and which will benefit the Airport; and,

WHEREAS, an Agreement between the City and Developer is necessary to memorialize the mutual covenants, promises and representations for the sanitary sewer improvements.

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

SECTION 1. The Lakewood Business Center Industrial Development Sanitary Sewer Cost Share Agreement which is attached hereto as Exhibit A and incorporated herein by reference (the "Agreement"), is hereby approved and the Mayor is authorized and directed to execute the Agreement in substantial compliance with the attached Agreement.

SECTION 2. City officers and agents of the City 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 Ordinance and the Agreement.

SECTION 3. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

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SECTION 4. This Ordinance shall be in full force and effect from and after its passage, adoption, and approval by the Mayor.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2025.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2025.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*

EXHIBIT A

COST SHARE AGREEMENT

[*ATTACHED*]