

## **BILL NO. 17-45**

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AN ORDINANCE APPROVING A PUBLIC SERVICE AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE DOWNTOWN LEE'S SUMMIT COMMUNITY IMPROVEMENT DISTRICT FOR TRASH REMOVAL, SNOW REMOVAL, LANDSCAPE MAINTENANCE, AND BUDGET REVIEW SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

WHEREAS, the Downtown Lee's Summit Community Improvement District (hereinafter "the District") was established by the City Council through the adoption of Ordinance No. 7478 on June 19, 2014; and,

WHEREAS, the District is designed to provide funding for public services and improvements that are needed to sustain Downtown and its' incorporation into the community and region; and,

WHEREAS, as outlined in the Five Year District Management Plan of the Downtown Lee's Summit Community Improvement District dated March 4, 2014, the District provides basic public services and improvements that in general preserve, promote, and enhance the District for its' various patrons, including initiatives entitled "Clean & Green," "Community Development," "Capital Improvements," and "Administrative Services;" and,

WHEREAS, as outlined in the Five Year District Management Plan of the Downtown Lee's Summit Community Improvement District dated March 4, 2014, the District and the City are obligated to enter into an agreement to coordinate activities of the District; and,

WHEREAS, in compliance with the aforementioned requirement that an agreement be established to coordinate activities of the District, the City and the District negotiated the terms and conditions of a Public Service Agreement, attached hereto as "Exhibit A" and incorporated herein as though fully set forth, which contemplates services to be provided by City and establishes fees to be paid from District revenues in exchange for the provision of said services; and,

WHEREAS, City and District desire to enter into said Public Service Agreement to formally acknowledge and consent to its' negotiated terms and conditions.

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

SECTION 1. That the Public Service Agreement by and between the City of Lee's Summit and the Downtown Lee's Summit Community Improvement District for trash removal, snow removal, landscape maintenance, and budget review services, a true and accurate copy being attached hereto as "Exhibit A" and incorporated herein by reference as though fully set forth be and hereby is approved.

SECTION 2. That the Mayor is hereby authorized to execute said Public Service Agreement by and on behalf of the City of Lee's Summit, Missouri.

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.

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SECTION 4. That 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 \_\_\_\_\_, 2017.

\_\_\_\_\_  
*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Denise R. Chisum*

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

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*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Denise R. Chisum*

APPROVED AS TO FORM:

\_\_\_\_\_  
Chief Counsel of Management & Operations/Deputy City Attorney  
*Jackie McCormick Heanue*