

BILL NO. 21-248

AN ORDINANCE APPROVING THE COOPERATIVE AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE LEE'S SUMMIT R-7 SCHOOL DISTRICT FOR THE 291 NORTH AND HIGHWAY 50 INTERCHANGE PROJECT.

WHEREAS, the City of Lee's Summit ("**City**") has engaged in planning and preparation efforts to proceed with transportation improvements to the Highway 50 and Highway 291 North Interchange and the relocation of Blue Parkway on the north side of Highway 50 in coordination with the interchange project (collectively the "**Project**"), and the City has received a Cost Share award from the Missouri Department of Transportation ("**MoDOT**") for the Project, and the City will be executing a Cost Share Agreement with MoDOT for the Project (the "**Cost Share Agreement**"); and,

WHEREAS, in order to allow for the relocation of Blue Parkway as part of the Project, certain property that is owned by the Reorganized School District No. 7 of Jackson County, Missouri (the "**District**") as part of the Lee's Summit High School campus (the "**LSHS Parcel**") will be transferred to the City for right-of-way for Blue Parkway; and,

WHEREAS, to facilitate the primary transaction described above, the parties have negotiated a Cooperative Agreement which will provide for transfer of the LSHS Parcel and other transactions as mutually agreed between the parties; and,

WHEREAS, the Cooperative Agreement between the City and MoDOT is necessary to memorialize the mutual covenants, promises and representations for the Interchange Project.

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

SECTION 1. The Cooperative 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 All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

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

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PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2021.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2021.

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

COOPERATIVE AGREEMENT

[ATTACHED]