

BILL NO. 22-178

AN ORDINANCE APPROVING THE DEVELOPMENT SERVICES AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND LANE4 PROPERTY GROUP, INC., FOR THE DOWNTOWN MARKET PLAZA PROJECT.

WHEREAS, the City has engaged in planning and preparation efforts to proceed with the Downtown Lee's Summit Market Plaza Project (the "Project") which is generally planned to be located in an area bounded by 2nd Street on the north, 3rd Street on the South, Green Street on the west and Johnson Street on the east, and extending across 3rd Street to include the parcel located at the southeast corner of 3rd Street and Green Street (the "Redevelopment Area"); and,

WHEREAS, the City has selected Lane4 Property Group, Inc., as the developer of the Project (the "Developer") and has previously entered into a Development Structure Agreement with Developer and Biederman Redevelopment Ventures for the planning and development of the Project; and,

WHEREAS, on September 13, 2022, the City Council approved the Chapter 353 Redevelopment Plan for the Downtown Market Plaza Redevelopment Area and approved a Redevelopment Agreement with the Lee's Summit Downtown Market Plaza Redevelopment Corporation for implementation of the Redevelopment Plan; and,

WHEREAS, the City Council now desires to proceed with the Public Improvements for the Project and enter into a Development Service Agreement with Developer to proceed with the design, engineering and construction of the Public Improvements for the Project and use Developer as the service provider for such project.

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

SECTION 1. The Development Services Agreement between the City and Lane4 Property Group, Inc., which is attached hereto as Exhibit A and incorporated herein by reference, is hereby approved and the City Manager is authorized and directed to execute the Agreement in substantial compliance with the attached version.

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 Development Structure 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 All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.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.

BILL NO. 22-178

PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2022.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2022.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*

EXHIBIT A

DEVELOPMENT SERVICES AGREEMENT

[ATTACHED]