

BILL NO. 21-73

AN ORDINANCE APPROVING THE COOPERATIVE AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE DOWNTOWN LEE'S SUMMIT COMMUNITY IMPROVEMENT DISTRICT FOR THE DOWNTOWN MARKET CENTER PROJECT.

WHEREAS, the City has engaged in planning and preparation efforts to proceed with the Downtown Lee's Summit Market Center Project (the "Downtown Market Center 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 Green Street into the area that currently serves as the Civic Plaza for City Hall (collectively the "Redevelopment Area"); and,

WHEREAS, the City and the Downtown Community Improvement District collaborated to form a seven-member selection committee (the "Selection Committee") which was charged with reviewing responses to a request for qualifications (the "RFQ") that was issued by the City to solicit statements of qualifications for a private developer of the Project that would partner with the City for design and construction of the Project and a manager of the Project who would have primary responsibility for managing the public components of the Project and integrating the public and private uses; and,

WHEREAS, the Selection Committee thereafter conducted interviews of the most qualified applicants during December 2020, ranked the most qualified applicants for the positions, and thereafter the City negotiated a Development Structure Agreement with the recommended Developer and Manager for the Downtown Market Center Project; and,

WHEREAS, City staff has negotiated a Cooperative Agreement with the Downtown Lee's Summit Community Improvement District (the "District") to establish the formal relationship between the City and the District regarding the programming, design, funding and construction of the Downtown Farmer's Market structure as a component of the larger Downtown Market Center Project; and,

WHEREAS, the City Council now desires to approve the Cooperative Agreement with the District for the District's commitment to the Downtown Market Center project.

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

SECTION 1. The Cooperative Agreement between the City and the District, which is attached hereto as Exhibit A and incorporated herein by reference, is hereby approved and the Mayor is authorized and directed to execute the Cooperative 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 Cooperative Agreement.

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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.

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*

EXHIBIT A

COOPERATIVE AGREEMENT

[ATTACHED]