

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE EXERCISE, WITHIN A PORTION OF THE CITY OF INDEPENDENCE, MISSOURI, OF CERTAIN POWERS, FUNCTIONS AND DUTIES OF A LAND CLEARANCE FOR REDEVELOPMENT AUTHORITY.

WHEREAS, Sections 99.300 to 99.660 of the Revised Statutes of Missouri, as amended (the “LCRA Act”) provide that a land clearance for redevelopment authority (an “LCRA”) is thereby created in each community but that the LCRA shall not transact any business until the governing body shall approve the exercise of the powers, functions and duties of an LCRA under the LCRA Act; and,

WHEREAS, the LCRA Act further provides that a finding of blight must be made by the governing body prior to such approval; and,

WHEREAS, on April 19, 2021, the City Council of the City of Independence, Missouri (the “City”) passed a resolution making changes to the City’s Economic Development Policy (as amended, the “Economic Development Policy”), adding provisions specific to the powers and limitations of the operation of an LCRA within the City; and,

WHEREAS, on May 19, 2021, the Independence Economic Development and Incentives Commission (the “EDIC”) voted to recommend approval of an LCRA to City Council; and,

WHEREAS, the City Council has heard evidence that one or more blighted or insanitary areas exist in the City and that the redevelopment of such areas is necessary in the interest of the public health, safety, morals or welfare of the residents of the City; and,

WHEREAS, the LCRA Act states that an LCRA shall not recommend a redevelopment or urban renewal plan to the governing body of the City until a general plan for the development of the City has been prepared; and,

WHEREAS, the City has prepared and adopted the Imagine Independence Comprehensive Plan 2040 (as subsequently amended or replaced, the “Comprehensive Plan”); and

WHEREAS, the City Council now desires to approve the exercise of certain powers, functions and duties of an LCRA under the LCRA Act and the Mayor desires to make certain appointments to the board of commissioners of the LCRA.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby finds that one or more blighted or insanitary areas (as defined in the LCRA Act) exist in the area of the City so designated on Exhibit A hereto (the “LCRA Area of Operation”) and that the redevelopment of such areas is necessary in the interest of the public health, safety, morals and welfare of the residents of the City.

SECTION 2. The City Council hereby approves the exercise of the powers, functions and duties of an LCRA under the LCRA Act (but only within the LCRA Area of Operation), provided that such powers, functions and duties shall only be carried out in furtherance of the goals stated in and shall be limited by all limitations on such powers, functions and duties provided in, the Economic Development Policy, as it may exist from time to time.

SECTION 3. The LCRA empowered under this Ordinance shall be known as the “Land Clearance for Redevelopment Authority of Independence, Missouri” (the “Independence LCRA”).

SECTION 4. The Comprehensive Plan, as it may exist from time to time, is hereby recognized and established as the “general plan” described under the LCRA Act for purposes of the Independence LCRA.

SECTION 5. The Mayor hereby appoints the persons set out on Exhibit B hereto as the initial board of commissioners for the Independence LCRA, which appointments are recognized and approved by the City Council. After the initial terms shown in Exhibit B, all commissioners shall be appointed in accordance with Section 99.340 of the LCRA Act for terms of four years except that all vacancies shall be filled for the unexpired term; subject to any future change in law affecting such terms under the LCRA Act.

SECTION 6. The City Manager and other appropriate City Staff are authorized to take such additional steps and execute such documents as appropriate to carry out the intent and purposes of this Ordinance.

PASSED THIS ____ DAY OF _____, 2021, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council of
the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED AS TO FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

EXHIBIT B
INITIAL BOARD OF COMMISSIONERS

The Mayor hereby appoints the following as commissioners of the Independence LCRA, all of whom are taxpayers who have resided for a period of five years within the bounds of the City:

Commissioner	Term
John Kurtz	One Year
David Tyson	One Year
Alan Stribling	Two Years
Kimo Manuleleua	Three Years
Linda Ellis Sims	Four Years

Signed:

Mayor