

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE APPROVING THE COOPERATIVE AGREEMENT AMONG THE CITY OF INDEPENDENCE, MISSOURI, THE NOLAND SOUTH SHOPPING CENTER COMMUNITY IMPROVEMENT DISTRICT AND THE NOLAND SOUTH DEVELOPMENT COMPANY, L.L.P.

WHEREAS, the City Council of the City of Independence, Missouri (the “City Council”), did on June 6, 2022, pass Ordinance No. 19335 which approved the formation of the Noland South Shopping Center Community Improvement District (the “District”) and the Petition to Establish the Noland South Shopping Center Community Improvement District (the “Petition”); and,

WHEREAS, the ordinance requires that the District enter into a cooperative agreement with the City to implement the goals and objectives of the Petition, including the administration of the District Sales Tax Revenues; and,

WHEREAS, the City now desires to enter into a cooperative agreement with the District and the Noland South Development Company, L.L.P (“Developer”) to set forth their respective duties and obligations with respect to the administration, enforcement, and operation of the District Sales Tax and the use of the District Sales Tax Revenues; and,

WHEREAS, the City Council hereby determines that it is in the best interest of the City to enter into a cooperative agreement with the District and the Developer in substantially the form attached hereto.

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

SECTION 1. The City Council hereby approves, and the City Manager is hereby authorized to execute the Cooperative Agreement which shall be substantially in the form attached hereto as Exhibit A, with such changes therein as shall be approved by the City Manager, the City Manager’s signature thereon being conclusive evidence of his approval thereof.

SECTION 2. City officers and agents of the City are each hereby authorized and directed to take such actions, execute such other documents, certificates and instruments and engage such consultants as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

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 All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.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 ten (10) days after the date of its passage and approval.

PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2022, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

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

ATTEST:

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City Clerk

APPROVED AS TO FORM AND LEGALITY:

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City Counselor

REVIEWED BY:

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City Manager

**Exhibit A**  
**Cooperative Agreement**

*[Attached]*