

(Published in the *Miami County Republic* on March 31, 2021)

ORDINANCE NO. 3151

AN ORDINANCE APPROVING AND ADOPTING A REDEVELOPMENT PROJECT PLAN FOR A PROJECT AREA IN THE PAOLA CROSSINGS REDEVELOPMENT DISTRICT IN THE CITY OF PAOLA, KANSAS AND APPROVING RELATED DOCUMENTS.

WHEREAS, pursuant to K.S.A. 12-1770 *et seq.*, as amended (the “Act”), and Ordinance No. 3149 of the City of Paola, Kansas (“City”), passed and approved on October 8, 2019, and in order to promote, stimulate and develop the general and economic welfare of the City, the governing body of the City has established the Paola Crossings Redevelopment District, and

WHEREAS, pursuant to the Act and Resolution No. 2019-016 adopted on November 12, 2019, the City has declared its intention to consider the Redevelopment Project Area 1 Plan (the “Project Plan”) for the Paola Crossings Redevelopment District and has provided for a public hearing to consider adoption of the Project Plan project plan as prescribed by the Act; and

WHEREAS, pursuant to the Act and Resolution No. 2019-016 after providing notice of hearing as required by the Act, a public hearing was opened on December 17, 2019, a representative of the City presented the proposed Project Plan, and all interested parties were given an opportunity to be heard.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA, KANSAS:

SECTION 1. Under the authority of the Act, the Project Plan (defined above) for the Paola Crossings Redevelopment District created by Ordinance No. 3149, as presented with this Ordinance and on file in the office of the City Clerk, is adopted and approved.

SECTION 2. The Development Agreement between the City and Highlands Development, LLC, addressing the implementation of the Project Plan and substantially in the form presented to the governing body with this Ordinance, is approved. The Mayor and City Clerk are authorized and directed to execute the Development Agreement with such changes as may be recommended by counsel and approved by the Mayor.

SECTION 3. According to the Act, following publication of this Ordinance, the City Clerk is authorized and directed to send a copy of the description of the land within the Paola Crossings Redevelopment District, a copy of this Ordinance and a map indicating the boundaries of Paola Crossings Redevelopment District to the Miami County Clerk, the Miami County Assessor, the Miami County Treasurer, the Board of County Commissioners of Miami County, Kansas and the Board of Education of Unified School District No. 368.

SECTION 4. The officers and representatives of the City, including the Mayor and City Clerk, are further authorized and directed to take such other actions or execute documents and

certificates as may be appropriate or desirable to accomplish the purposes of this Ordinance and give effect to the Project Plan and the Development Agreement.

SECTION 5. This Ordinance shall be in full force and effect from and after passage by the governing body and publication one time in the official City newspaper; provided that this Ordinance shall not be published until the Development Agreement has been executed and delivered.

[Remainder of Page Intentionally Left Blank]

PASSED AND APPROVED by vote of the governing body of the City of Paola, Kansas on December 17, 2019.

CITY OF PAOLA, KANSAS

[seal]

By _____
Artie Stuteville, Mayor

ATTEST:

By _____
Stephanie Marler, City Clerk

EXCERPT OF MINUTES

The governing body of the City of Paola, Kansas, met in a duly called special session at the usual meeting place in the City on December 17, 2019, at 6:00 p.m., Central Time, with Mayor Artie Stuterville presiding, and the following members of the governing body present:

The following members were absent: None

The Mayor opened a public hearing on a proposed Redevelopment Project Plan in the Paola Crossings Redevelopment District in the City of Paola pursuant to public notice given as authorized by Resolution No. 2019-016. All those persons present to speak to the issue were heard. The Mayor closed the public hearing.

An Ordinance was presented to the governing body an Ordinance entitled:

AN ORDINANCE APPROVING AND ADOPTING A REDEVELOPMENT PROJECT PLAN FOR A PROJECT AREA IN THE PAOLA CROSSINGS REDEVELOPMENT DISTRICT IN THE CITY OF PAOLA, KANSAS AND APPROVING RELATED DOCUMENTS.

The Ordinance was considered and discussed; and on motion of Council Member House, seconded by Council Member Smail, the Ordinance passed by the following vote of the governing body:

Yes: 4

No: 0

The Ordinance was assigned No. 3151.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

I certify that the foregoing is a true and correct Excerpt of Minutes of the December 17, 2019 meeting of the governing body of the City of Paola, Kansas.

[seal]

Stephanie Marler, City Clerk