

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIFTH ADDENDUM TO THE COOPERATION AND USE AGREEMENT BETWEEN THE NORTH KANSAS CITY SCHOOL DISTRICT AND THE CITY OF GLADSTONE, MISSOURI, PROVIDING FOR THE AMENDED TERMS OF THE AGREEMENT.

WHEREAS, the City of Gladstone, Missouri and the North Kansas City Board of Education entered into the Cooperation and Use Agreement for the Natatorium that was approved by the Board of Education on September 27, 2005; and

WHEREAS, that Agreement provided, among other terms, for the parties to provide operations of the Natatorium and to enter into an addendum to the Agreement of September 27, 2005, for that purpose; and

WHEREAS, the City of Gladstone, Missouri and the North Kansas City Board of Education have concluded negotiations for the content of the Fifth Addendum, which extends the term and identifies the User Fees of the Agreement until February 1, 2032, which has been prepared in writing and is attached to this Ordinance in its final form; and

WHEREAS, the City Council finds that approval of the Fifth Addendum to the Cooperation and Use Agreement with the North Kansas City School District is in the best interests of the citizens of the City of Gladstone, Missouri.

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


THAT, the City Manager of the City of Gladstone, Missouri, is hereby authorized to enter into the Fifth Addendum to the Cooperation and Use Agreement between the City of Gladstone and the North Kansas City School District No. 74, in the form attached hereto, on behalf of the City.

INTRODUCED, READ, PASSED, AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 22ND DAY OF JANUARY 2024.



Jean B. Moore, Mayor

ATTEST:



Kris Keller, City Clerk



Request for Council Action

RES ☐ # City Clerk Only

BILL ☒ # 24-06

ORD ☒ # 4.662

Date: 1/16/2024

Department: General Administration

Meeting Date Requested: 1/22/2024

Public Hearing: Yes ☐ Date: Click here to enter a date.

Subject: An Ordinance authorizing the City Manager to enter into a Fifth Addendum to the Cooperation and Use Agreement between the North Kansas City School District and the City of Gladstone, Missouri, providing for the amended terms of the Agreement.

Background: In 2005, a Cooperation and Use Agreement was entered into between the North Kansas City School District and the City of Gladstone, Missouri, which outlined the terms of a partnership for use of the Natatorium. Since that time, several addendums have been added to the Agreement, which have allowed for increases in the Operational Fees. The latest proposed Addendum (5th), extends the term of the Agreement an additional five (5) years, from February 1, 2027 – February 7, 2032. The additional five (5) year term secures the NKCSO partnership and funding through the completion of the Community Center debt in 2032. Additionally, because the Community Center debt service will be reduced in 2027, the Fifth Addendum does provide for a reduction in the School District's annual fee.

Budget Discussion: N/A.

Public/Board/Staff Input: Staff recommends approval of the proposed Ordinance.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor.

Bob Baer
Department Director/Administrator

CW
City Attorney

BB
City Manager

FIFTH ADDENDUM TO
COOPERATION AND USE AGREEMENT
BETWEEN

THE CITY OF GLADSTONE, MISSOURI AND
THE NORTH KANSAS CITY SCHOOL DISTRICT NO. 74

THIS ADDENDUM is entered into this 22nd day of January, 2024, and pursuant to Section 14 of the Cooperation and Use Agreement (the "Agreement"), the City of Gladstone (the "City") and the North Kansas City School District No. 74 (the "School District") mutually agree to amend the Agreement and pursuant to Section 16 of the Agreement hereby renew the Agreement for a consecutive five (5) year term beginning February 1, 2027, upon the following additional terms and conditions.

1. User Fee. The User Fee paid by the School District as set forth in Section 5.(a) of the Agreement shall continue for an additional five (5) year term beginning on February 1, 2027 in the amount of Three Hundred Twenty-Five Thousand Dollars (\$325,000) per year. For additional consideration in exchange for this payment, effective March 1, 2024, School District employees shall be permitted to purchase memberships to the Community Center at a twenty-five percent (25%) discount from the City's established resident membership rates in the same manner as the discount is made available to City employees. In addition, the City shall, in consultation with the School District, complete the following improvements as soon as reasonably practicable and without unnecessary delay:

- Installation of a new video board;
- Installation of a new sound system;
- Installation of new starting blocks;
- Pool deck repairs.

The parties shall cooperate to determine the specifications of the above-listed improvements.

2. Additional User Fee. The Additional User Fee paid by the School District as set forth in Section 5.(b) of the Agreement shall continue for an additional five (5) year term beginning on February 1, 2027 in the amount of Two Hundred Thousand Dollars (\$200,000) per year.

IN WITNESS WHEREOF, and pursuant to the authority granted them in Section 6.(g) of the Agreement, the Gladstone City Manager and the North Kansas City School District No. 74 have caused this Addendum to be executed as of the date first written above.

CITY OF GLADSTONE, MISSOURI

By _____

Robert Baer, City Manager



By Kris Keller
Kris Keller, City Clerk

NORTH KANSAS CITY SCHOOL DISTRICT NO. 74

By Janet Kauk
Janet Kauk, President of Board of Education

(SEAL)

Attest:

By Peggy Cole
Secretary of the Board of Education