

BILL NO. 24-076

AN ORDINANCE AUTHORIZING THE EXECUTION OF THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION COST SHARE AGREEMENT SUPPLEMENTAL #1 BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR STATE PROJECT NUMBER J4P3196, M291 NORTH INTERCHANGE WITH US50, AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, pursuant to Ordinance No. 9303, the City entered into a Cost Share Agreement, Agreement No.2021-03-61790 (hereinafter "Original Agreement"), with the Missouri Highways and Transportation Commission (hereinafter "MoDOT") for the M291 North Interchange with Highway US 50 Project, Commission Project No. J4P3196, to improve the safety and overall functionality of this transportation corridor (hereinafter "Interchange Project"); and,

WHEREAS, recent ROW submittals from Olsson, Inc. (hereinafter "Engineer") included their Engineer's construction estimate of \$23.6 million, which is a \$7.6 million increase from the estimate in the Original Agreement; and,

WHEREAS, the Project was approved by MoDOT to receive \$6.4 million of federal funding through the Federal Highway Administration's (hereinafter "FHWA") Surface Transportation Block Grant Program (hereinafter "STBG"); and,

WHEREAS, this Cost Share Agreement Supplemental #1 (hereinafter "Supplemental") between the City and MoDOT is necessary to update the estimated cost increase, financial responsibilities, and City secured STBG funding.

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

SECTION 1. The City Council of the City of Lee's Summit, Missouri, hereby approves the Supplemental as attached hereto as "Exhibit 1".

SECTION 2. The Mayor, on behalf of the City of Lee's Summit, Missouri, is hereby authorized to execute said Supplemental substantially similar to "Exhibit 1".

SECTION 3. The Mayor, or designee, on behalf of the City of Lee's Summit, Missouri, is further authorized to take such further action and execute such documents as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 5. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2024.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2024.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*