

BILL NO. 22-77

AN ORDINANCE APPROVING A TRANSPORTATION ALTERNATIVE FUNDS PROGRAM AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE 3RD STREET FROM BLUE PARKWAY TO JEFFERSON STREET PROJECT, COMMISSION PROJECT NO. TAP 3378(402), AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME.

WHEREAS, pursuant to the FY22 Capital Improvement Plan and Thoroughfare Master Plan, the City plans to re-construct 3rd Street from Blue Parkway to Jefferson Street to enhance the safety and operations with the addition of complete street amenities and access management modifications (hereinafter "Project"); and,

WHEREAS, the Missouri Highways and Transportation Commission (hereinafter "MoDOT") approved the City's submittal of the Project for Transportation Alternative Program (TAP) federal funding in the amount not to exceed \$500,000.00; and,

WHEREAS, an agreement between the City and MoDOT is necessary to memorialize the mutual covenants, promises, and representations to grant the use of the TAP funding to the City for the Project, Commission Project No. TAP 3378(402) (hereinafter "Transportation Alternative Fund Program Agreement").

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 an Transportation Alternative Fund Program Agreement between the City of Lee's Summit, Missouri, and MoDOT for the Project, substantially similar to said agreement attached hereto as Exhibit 1.

SECTION 2. The City Council of the City of Lee's Summit, Missouri, hereby authorizes the Mayor, or designee, to execute the same on behalf of the City of Lee's Summit, Missouri.

SECTION 3. The Mayor, or designee, 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 _____, 2022.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2022.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*