

BILL NO. 23-132

AN ORDINANCE APPROVING A CONGESTION MITIGATION AND AIR QUALITY AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION RELATED TO THE PUBLIC IMPROVEMENT PROJECT DESIGNATED AS FEDERAL PROJECT NUMBER CMAQ 3302(429), INTERSECTION OF WARD & PERSELS, WITHIN THE CITY LIMITS OF LEE'S SUMMIT, MISSOURI AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME.

WHEREAS, pursuant to the FY2021 Capital Improvement Plan, the City planned for improvements of the Intersection of Ward & Persels to enhance traffic operations, improve safety, and better accommodate non-motorized transportation (hereinafter "Project"); and,

WHEREAS, the Missouri Highways and Transportation Commission ("hereinafter MoDOT") approved the City's submittal of the Project for Congestion Mitigation and Air Quality federal funding in the amount not to exceed \$1,250,000 (hereinafter "Federal Project Number CMAQ 3302(429)"; and,

WHEREAS, an agreement between the City and MoDOT is necessary to memorialize the mutual covenants, promises, and representations for Federal Project Number CMAQ 3302(429) for Congestion Mitigation and Air Quality (hereinafter "CMAQ Funding 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 the CMAQ Funding Agreement as attached hereto and incorporated herein as "Exhibit A".

SECTION 2. The Mayor is hereby authorized to execute the same or substantially similar 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. That 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 _____, 2023.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2023.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*