

Legislation Text

File #: BILL NO. 17-232, **Version:** 1

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT. (PWC 10-17-17)

Issue/Request:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT.

Key Issues:

- Downtown Lee's Summit Main Street is proposing bicycle racks, pedestrian benches, signage, street furniture and other appurtenances within the City right-of-way at various locations in the downtown area.
- Locating the proposed improvements within the right-of-way provides optimal access for use and visibility.
- Some locations outside of right-of-way are not possible due to existing building constraints within the downtown area along downtown streets.
- Downtown Lee's Summit Main Street has asked permission to construct or install improvements within the City's right-of-way.
- The construction/installation and maintenance of these improvements are subject to a license agreement.

Proposed City Council Motion:

FIRST MOTION: I move for a second reading of AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT.

SECOND MOTION: I move for adoption of AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT.

Background:

Downtown Lee's Summit Main Street desires to provide bicycle racks, pedestrian benches, signage, street furniture and other possible appurtenances within the downtown area to support a more walkable and bike-able environment. Downtown Lee's Summit Main Street completed a study and developed a plan, in coordination with BikeWalkKC, to identify the type and location of such improvements. Downtown Lee's Summit Main Street will procure the improvements, install, construct, and maintain the items installed as part of this agreement. The effective use of these improvements require placement into the right-of-way. Such an

encroachment into the right-of-way is subject to the City's standard license agreement.

The proposed license agreement provides sufficient areas for the locations of the improvements and maintenance.

Impact/Analysis:

There is no real impact on normal municipal operations due to the approval of the license agreement. It is consistent with similar agreements currently in place. The agreement ensures the City's right to review and approve the improvements, maintenance, location, conflicts, public safety and other impacts as well as preserves City ability to have these improvements maintained or removed if problems arise.

Timeline:

Work would occur at the discretion of the licensee and subject to applicable permits (e.g. right-of-way permit) approved by the City.

Presenter: Michael Park, City Traffic Engineer

Recommendation: Staff recommends approval of AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT.

Committee Recommendation: The Public Works Committee voted unanimously 4-0 to recommend to City Council approval of AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN DOWNTOWN LEE'S SUMMIT MAIN STREET INC. AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE INSTALLATION AND MAINTENANCE OF IMPROVEMENTS TO PORTIONS OF THE CITY'S RIGHTS-OF-WAY WITHIN DOWNTOWN LEE'S SUMMIT.